

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JUNE 22, 2016

16-1040

VOTING AGENDA MEETING
CITY COUNCIL CHAMBER, CITY HALL
MAYOR MICHAEL S. RAWLINGS, PRESIDING

PRESENT: [15] Rawlings, Alonzo, Wilson, Griggs, Medrano (*9:09 a.m.), Thomas, Arnold (*9:09 a.m.), Callahan, Young, Clayton, McGough, Kleinman, Greyson (*9:17 a.m.), Gates, Kingston (*9:18 a.m.)

ABSENT: [0]

The meeting was called to order at 9:08 a.m.

The city secretary announced that a quorum of the city council was present.

The invocation was given by Councilmember McGough.

Mayor Rawlings led the pledge of allegiance.

The meeting agenda, posted in accordance with Chapter 551, "OPEN MEETINGS," of the Texas Government Code, was presented.

After all business properly brought before the city council had been considered, the city council adjourned at 5:48 p.m.

ATTEST: _____
Mayor

City Secretary

Date Approved

The annotated agenda is attached to the minutes of this meeting as EXHIBIT A.

The actions taken on each matter considered by the city council are attached to the minutes of this meeting as EXHIBIT B.

Ordinances, resolutions, reports and other records pertaining to matters considered by the city council, are filed with the City Secretary as official public records and comprise EXHIBIT C to the minutes of this meeting.

* **Indicates arrival time after meeting called to order/reconvened**

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JUNE 22, 2016

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JUNE 22, 2016

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1041

CITIZEN SPEAKERS

In accordance with the City Council Rules of Procedure, the city council provided "open microphone" opportunities for the following individuals to comment on matters that were scheduled on the city council voting agenda or to present concerns or address issues that were not matters for consideration listed on the posted meeting agenda:

OPEN MICROPHONE – BEGINNING OF MEETING:

SPEAKER: Arzalia Mitchell Powell, 3628 Dunbar St.
SUBJECT: Home burned down

SPEAKER: Karen Blessen, 6327 Vickery Blvd. (handout provided)
SUBJECT: Dallas Respect Project
REPRESENTING: 29 Pieces

SPEAKER: Connor Coleman, Private (video presentation)
SUBJECT: Dallas Respect Project
REPRESENTING: 29 Pieces

SPEAKER: Carolyn Davis, 2611 Burger Ave.
SUBJECT: Homeless/Cedar Crest Bridge
REPRESENTING: South Dallas Fair Park Area

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: FBI/West Dallas

ADDITIONAL – OPEN MICROPHONE:

SPEAKER: Sandra Crenshaw, Not Provided
SUBJECT: Audit of Austin Industries 7%

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Linda Newland, 2468 Dorrington Dr. (handout provided)
SUBJECT: Council members

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1042

Item 1: Approval of Minutes of the June 1, 2016 City Council Meeting

Councilmember Griggs moved to adopt the minutes as presented.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1043

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-42 and addendum addition consent agenda items 1-20. Consent agenda item 15 was corrected on the addendum.

Councilmember Kingston requested consent agenda items 2, 7, 15, 35 and addendum addition consent agenda items 1-3, 4, 7 and 17 be considered as individual items later in the meeting; there was no objection voiced to his request.

Councilmember Young requested consent agenda items 2, 15 and addendum addition consent agenda item 5 be considered as individual items later in the meeting; there was no objection voiced to her request.

Councilmember Gates requested consent agenda item 7 and addendum addition consent agenda item 18 be considered as individual items later in the meeting; there was no objection voiced to her request.

Councilmember Arnold requested consent agenda items 13-15, 40, 41 and addendum addition consent agenda item 15 be considered as individual items later in the meeting; there was no objection voiced to her request.

Councilmember Griggs requested consent agenda items 14, 15 and 20 be considered as individual items later in the meeting; there was no objection voiced to his request.

Councilmember Kleinman requested consent agenda item 24 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Councilmember Thomas requested addendum addition consent agenda item 12 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Councilmember Greyson requested addendum addition consent agenda items 6 and 15 be considered as individual items later in the meeting; there was no objection voiced to her request.

Therefore, the consent agenda, consisting of consent agenda items 3-6, 8-12, 16-19, 21-23, 25-34, 36-39, 42 and addendum addition consent agenda items 8-11, 13, 14, 16, 19 and 20, was presented for consideration.

Councilmember Griggs moved to adopt all items on the consent agenda.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted. (Arnold absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1044

Item 2: Authorize a three-year service contract for volunteer coordination services with background checks - VolunteerNow, only proposer - Not to exceed \$343,350 - Financing: Current Funds (subject to annual appropriations)

Councilmember Kingston and Councilmember Young requested the item be considered as an individual item later in the meeting; there was no objection voiced to their request.

Later in the meeting, the item was presented for consideration.

Councilmember Gates moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

After discussion ended, Mayor Rawlings declared the item adopted on a divided vote with Councilmembers Griggs, Clayton and Kingston voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1045

Item 3: Authorize a three-year service contract for specialized training for Fire-Rescue and Water Utilities - Texas A & M Engineering Extension Service through an Interlocal Agreement with Texas A & M Engineering Extension Service - Not to exceed \$449,960 - Financing: Current Funds (\$375,000) and Water Utilities Current Funds (\$74,960) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1046

Note: Item Nos. 4 and 5 must be considered collectively.

Item 4: Authorize a one-year service contract for cloud services subscription for the IBM Tririga software for a citywide capital management system - IBM Corporation, through the Department of Information Resources, State of Texas Cooperative - Not to exceed \$298,800 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1047

Note: Item Nos. 4 and 5 must be considered collectively.

Item 5: Authorize a three-year service contract for the implementation of IBM Tririga software for a citywide capital management system - eCIFM Solutions, Inc., most advantageous proposer of six - Not to exceed \$549,125 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1048

Item 6: Authorize a three-year service contract, with a two-year renewal option, for legal document reproduction services - Delphi Legal Technologies, Inc., most advantageous proposer of seven - Not to exceed \$115,667 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1049

Item 7: Authorize a three-year service contract, with two one-year renewal options, for temporary industrial labor for Sanitation Services - Results Staffing, Inc., most advantageous proposer of five - Not to exceed \$20,246,079 - Financing: Sanitation Current Funds (subject to annual appropriations)

Councilmember Kingston and Councilmember Gates requested the item be considered as an individual item later in the meeting; there was no objection voiced to their request.

Later in the meeting, the item was presented for consideration.

Councilmember Greyson moved to adopt the item.

Motion seconded by Councilmember Kingston.

After discussion ended, Mayor Rawlings called the vote and declared the item unanimously adopted. (Callahan absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1050

Item 8: Authorize a five-year subscription service contract for access to a web-based investigative subscription to assist Police in locating individuals involved in criminal and terrorism activities - TransUnion distributed by Carahsoft Technology Corp through The Cooperative Purchasing Network - Not to exceed \$679,401 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1051

Item 9: Authorize an acquisition contract for the purchase and installation of one laboratory analyzer (gas chromatograph mass spectrometer) for analytical laboratory testing for Water Utilities - All Business Machines, Inc. dba AttainIt, through the Texas SmartBuy - Not to exceed \$136,878 - Financing: Water Utilities Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1052

Item 10: Authorize the purchase of one ozone generator - Xylem Water Solutions USA, Inc., only bidder - Not to exceed \$561,658 - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1053

Item 11: Authorize the purchase of **(1)** twenty three pieces of fleet vehicles and equipment - Hudson Bus Sales, LLC in the amount of \$2,665,662 and Metro Fire Apparatus Specialists, Inc. in the amount of \$7,053,525, through the Houston-Galveston Area Council of Governments; **(2)** one pumper truck - Brasada Ford, Ltd. in the amount of \$151,750 through the Texas Multiple Award Schedule; and **(3)** one excavator with mower attachment - Landmark Equipment, Inc. in the amount of \$107,399 through the Texas Association of School Boards - Total not to exceed \$9,978,336 - Financing: Municipal Lease Agreement Funds (\$9,321,400), Aviation Current Funds (\$549,537) and Stormwater Drainage Management Current Funds (\$107,399)

Adopted as part of the consent agenda

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1054

Item 12: Authorize a three-year master agreement for liquid carbon dioxide to be used in the water purification process - Ethanol Products, LLC, lowest responsible bidder of two - Not to exceed \$999,800 - Financing: Water Utilities Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1055

Item 13: Authorize the nomination of Greyhound Lines, Inc. located at 350 North St. Paul Street, Dallas, TX 75201, 205 South Lamar Street, Dallas, TX 75202, 627 North Westmoreland Road, Dallas, TX 75211 and 315 Continental Avenue, Dallas, TX 75207, to receive designation as an Enterprise Zone Project under the Texas Enterprise Zone Act, as amended, (Government Code, Chapter 2303) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank - Financing: No cost consideration to the City

Councilmember Arnold requested the item be considered as an individual item later in the meeting; there was no objection voiced to her request.

Later in the meeting, the item was presented for consideration.

Councilmember Callahan moved to adopt the item.

Motion seconded by Councilmember Kingston.

At the request of Councilmember Arnold, the following individual addressed the city council on the item; there was no objection voiced by the city council.

John Baranowski, 350 N. St. Paul, representing Greyhound

After discussion ended, Mayor Rawlings declared the item adopted on a divided vote with Councilmember Arnold voting "No."

Note: Mayor Pro Tem Alonzo clarified the council districts for this item were 2, 3, 6 and 14.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1056

Item 14: Authorize the re-adoption of the City's current Public/Private Partnership Program Guidelines and Criteria to extend the Program from June 25, 2016 through December 31, 2016, unless new Guidelines to the Public/Private Partnership Program are adopted before such date pursuant to the Property Redevelopment and Tax Abatement Act, as amended (V.T.C.A., Tax Code Chapter 312) and other incentives intended to promote private investment, tax base growth and job creation - Financing: No cost consideration to the City

Councilmember Griggs and Councilmember Arnold requested the item be considered as an individual item later in the meeting; there was no objection voiced to their request.

Later in the meeting, the item was presented for consideration.

Councilmember Callahan moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

After discussion ended, Mayor Rawlings declared the item unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1057

Item 15: Authorize ~~(1)~~ a service contract for the ~~design development~~ and implementation of a website and digital content strategy for the Office of Economic Development to replace the existing website in the amount of \$77,246; and ~~(2)~~ a for five-year years ~~service contract for~~ of hosting, maintenance and support in the amount of \$28,000 with Icon Enterprises, Inc. dba CivicPlus, most advantageous proposer of eleven - Total not to exceed \$105,246 - Financing: Public/Private Partnership Funds

Corrected on the addendum.

Councilmembers Kingston, Griggs, Arnold and Young requested the item be considered as an individual item later in the meeting; there was no objection voiced to their request.

Later in the meeting, the item was presented for consideration.

Councilmember Callahan moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

Mayor Rawlings declared the item adopted on a divided vote with Councilmember Kingston voting "No." (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1058

Item 16: Authorize an amendment to Resolution No. 14-1271, previously approved on August 13, 2014, which authorized a TIF development agreement with Texas InTownHomes, LLC, to extend deadlines to start construction, obtain building permits, meet the minimum investment requirements, obtain a certificate of occupancy, complete construction of the infrastructure improvements, complete construction of each phase of the project, and to execute an operating and maintenance agreement for the Cedar Branch Townhomes Project - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1059

Item 17: Authorize an amendment to Resolution No. 14-1273, previously approved on August 13, 2014, which authorized a TIF development agreement with Texas InTownHomes, LLC, to extend the complete construction deadline and the associated public improvements from June 30, 2020 to June 30, 2021 for the Cedar Branch Bridge Project - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1060

Item 18: Authorize an amendment to Resolution No. 16-0530, previously approved on April 13, 2016, which approved a management agreement with DPL Loan Holdings, LLC for the management, operation, maintenance and retail activation of Browder Street Plaza, to **(1)** remove certain maintenance responsibilities to be retained by the City's Park and Recreation Department; and **(2)** correct the revenue sharing calculation to reflect that the threshold is \$5,500 daily, not monthly, and to clarify conditions for payment - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1061

Item 19: Authorize the Second Amendment to the Master Agreement with DFM Developer, Ltd. and the Second Amendment to the Development Agreement with Taylor Street 2111, LP, for the Farmers Market Redevelopment, Phase II, 2101 and 2111 Taylor Street Project, to **(1)** extend the start date from April 1, 2016 to December 31, 2016; and **(2)** extend the completion deadline from December 31, 2018 to December 31, 2019 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1062

Item 20: Authorize **(1)** a public hearing to be held on August 10, 2016, in accordance with Chapter 372 of the Texas Local Government Code to consider the advisability of renewing the Tourism Public Improvement District (the "District") for thirteen years, so that it may continue to undertake certain improvements and provide special supplemental services that promote and provide incentives, increased hotel activities within the City of Dallas, to be funded by a special assessment on Dallas hotels with 100 or more rooms; and, at the close of the public hearing **(2)** a resolution approving renewal of the District for thirteen years and approval of the District's Service Plan for 2016-2029 - Financing: No cost consideration to the City

Councilmember Griggs requested the item be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, the item was presented for consideration.

Councilmember Callahan moved to adopt the item.

Motion seconded by Mayor Pro Tem Alonzo.

Mayor Rawlings declared the item adopted on a divided vote with Councilmember Griggs voting "No." (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1063

Item 21: Authorize a twenty-four-month service contract for job order contracting services with Restoration Specialists, dba RS Commercial Construction - Not to exceed \$6,314,700 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1064

Item 22: Authorize **(1)** an application for and acceptance of the FY2016 Edward Byrne Memorial Justice Assistance Grant from the U.S. Department of Justice to be used for a broad range of activities to help control and prevent crime, and to improve the criminal justice system for the period October 1, 2015 through September 30, 2019; **(2)** execution of the Fiscal Agency and Funds Sharing Agreement between the City of Dallas, Dallas County and eligible units of local government; and **(3)** execution of the grant agreement - Not to exceed \$911,485 - Financing: U.S. Department of Justice Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1065

- Item 23: Authorize an amendment to Resolution No. 16-0384, previously approved on February 24, 2016, to **(1)** correct the amount of the City's match from \$29,163 to \$30,963; **(2)** add a provision for the return of grant funds in the event of loss or misuse of funds provided for the City of Dallas Body-Worn Camera Program by the Office of the Governor, Criminal Justice Division, to be used to purchase body-worn cameras and related accessories for the Dallas Marshal's Office and the Dallas Police Department under this program; and **(3)** designate the City Manager or Assistant City Manager as the grantee's authorized official that is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the City of Dallas - Not to exceed \$1,800 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1066

Item 24: Authorize **(1)** final adoption of the FY 2016-17 HUD Consolidated Plan Budget for U.S. Department of Housing and Urban Development Grant Funds in a projected amount of \$26,686,234 for the following programs and estimated amounts: **(a)** Community Development Block Grant in the amount of \$13,933,321, which includes \$675,000 in program income; **(b)** HOME Investment Partnerships Program in the amount of \$5,132,323 which includes \$1,000,000 in program income; **(c)** Emergency Solutions Grant in the amount of \$1,211,466; and **(d)** Housing Opportunities for Persons with AIDS in the amount of \$6,409,124; and **(2)** adoption of the FY 2015-16 Reprogramming Budget in the amount of \$1,064,334 - Financing: No cost consideration to the City

Councilmember Kleinman requested the item be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, the item was presented for consideration.

Mayor Pro Tem Alonzo moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

At Councilmember Kleinman's request, the following individual addressed the city council on the item; there was no objection voiced by the city council.

Sam Merten, 510 S. Cesar Chavez Blvd., representing The Bridge

Councilmember Kleinman moved a substitute motion as follows:

Reduction

- (Line 7) CDBG Mortgage Assistance Program by \$1,165,856, from \$1,165,856 to \$0; and reallocate those funds as follows:
 - Increase: (Line 14) CDBG Neighborhood Plus (infrastructure) by \$865,856, from \$1,601,587 to \$2,467,443; and
 - Create new line item (Line 14A) to create a Pilot Program, similar to services like Rebuilding Together and going through the procurement process, allowing senior citizens to keep their homes, by \$300,000.

Substitute motion seconded by Councilmember Callahan.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-1066

Page 2

After discussion, Councilmember Kleinman amended his substitute motion to include the following:

- Reduce (Line 21) HOME Mortgage Assistance Program by \$957,158, from \$957,158 to \$0; and
- Increase (Line 22) HOME Housing Development Loan Program by \$957,158, from \$2,488,780 to \$3,445,938.

Councilmember Callahan, who seconded Councilmember Kleinman's substitute motion, accepted the additional changes.

After discussion ended, Mayor Rawlings called a record vote on Councilmember Kleinman's amended substitute motion:

Voting Yes: [2] Callahan, Kleinman

Voting No: [13] Rawlings, Alonzo, Wilson, Griggs, Medrano, Thomas, Arnold, Young, Clayton, McGough, Greyson, Gates, Kingston

The city secretary declared the amended substitute motion failed.

Mayor Rawlings called the vote on Mayor Pro Tem Alonzo's original motion to adopt the item and declared the item unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1067

Item 25: Authorize a Memorandum of Understanding with the Trust for Public Land in order to implement the proposed Smart Growth for Dallas program - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1068

Item 26: Authorize a contract with MART, Inc., best value proposer of four, for a new recreation center at Singing Hills Recreation Center located at 6805 Patrol Way - Not to exceed \$4,470,000 - Financing: Park and Recreation Program Funds (\$500,000), Capital Construction Funds (\$900,000), 2006 Bond Funds (\$147,082), and General Obligation Commercial Paper Funds (\$2,922,918)

The following individual addressed the city council on the item:

Gail Terrell, 1445 Firebird Dr.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1069

Item 27: Authorize a contract with EJES Incorporated to provide engineering services for the Miscellaneous Drainage Improvements Project at Dallas Love Field - Not to exceed \$148,662 - Financing: Aviation Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1070

Item 28: Authorize a contract with Tiseo Paving Company, lowest responsible bidder of three, for the reconstruction of street paving, storm drainage, water and wastewater main improvements for Sylvan Avenue from Fort Worth Avenue to Singleton Boulevard - Not to exceed \$7,663,718 - Financing: Capital Projects Reimbursement Funds (\$2,975,000), 2012 Bond Funds (\$1,595,371), General Obligation Commercial Paper Funds (\$1,969,693), Water Utilities Capital Improvement Funds (\$1,082,744) and Water Utilities Capital Construction Funds (\$40,910)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1071

Item 29: Authorize **(1)** street paving, storm drainage, water and wastewater main improvements, and alley paving for Project Group 12-3003; provide for partial payment of construction cost by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law (list attached); and **(2)** a benefit assessment hearing to be held on August 24, 2016, to receive comments - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Note: There are two resolutions to this item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1072

Item 30: Authorize Supplemental Agreement No. 2 to the professional services contract with Conley Group, Inc., for the Dallas Museum of Art Sculpture Garden Repairs, located at 1717 North Harwood Street - Not to exceed \$176,565, from \$226,828 to \$403,393 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1073

Item 31: Authorize a professional services contract with Kimley-Horn and Associates, Inc., most advantageous proposer of two, to provide automated traffic control cabinet specification development and other related tasks - Not to exceed \$85,200 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1074

Item 32: Authorize acquisition from Amy West Hillman GST Trust, Andrew West GST Trust, and Crockett & West, LLC, of approximately 114,362 square feet of land located in Kaufman County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed \$42,875 (\$39,375, plus closing costs and title expenses not to exceed \$3,500) - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1075

Item 33: Authorize acquisition from David Houck, of approximately 40,022 square feet of land located in Kaufman County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed \$15,500 (\$12,500, plus closing costs and title expenses not to exceed \$3,000) - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1076

Item 34: Authorize a two-year lease agreement with Audelia, L.P., for approximately 6,088 square feet of space located at 9759 Forest Lane to be used as a boxing training facility and youth fitness center for the period July 1, 2016 through June 30, 2018 - Not to exceed \$240 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1077

Item 35: Authorize an amendment to Resolution No. 11-1760, previously approved on June 22, 2011, to amend certain deed restrictions, on approximately 83,478 square feet of land, located near the intersection of Live Oak and Cantegral Streets - Revenue: \$1,000

Councilmember Kingston requested agenda item 35 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, the item was presented for consideration.

Mayor Rawlings requested agenda item 35 and zoning agenda item 65 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

The following individuals addressed the city council on the item(s), some of whom identified the item(s) being addressed:

John Crawford, 401 Livingston Ave., Highland Park, TX (65)
John Novelli, 3030 Bryan St. (handout provided/video presentation), (35, 65)
Dick Mitchell, 3030 Bryan St.
Laird Sparks, 600 E. Las Colinas Blvd., Irving, TX
Deborah Carpenter, 2009 Neal St., (35, 65)
Andrew Ord, 600 E. Las Colinas Blvd., Irving, TX (video presentation)
Suzan Kedron, 2323 Ross Ave., (35, 65)
Wayne Smith, 927 Liberty St.
Gabriela Reed, 3236 Basil Ct.
Cotton Mendenhall, 832 Pavillion St.
John Hetzel, 7002 Vivian Ave.
Denny Hunt, 8431 Forest Hills Blvd.

Councilmember Kingston moved to defer the items as well as have the public hearing continued on zoning agenda item 65 until the August 10, 2016 voting agenda meeting of the city council.

Motion seconded by Councilmember Griggs.

After discussion ended, Mayor Rawlings called the vote and declared the motion adopted on a divided vote with Councilmembers Arnold, Callahan and McGough voting "No." (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1078

Item 36: An ordinance granting a private license to Keating Clonard Holdings, LLC for the use of approximately 227 square feet of land to occupy, maintain and utilize existing landscape on a portion of Travis Street right-of-way near its intersection with Knox Street - Revenue: \$100 one-time fee, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30119

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1079

Item 37: An ordinance abandoning a portion of a sanitary sewer easement to Borderplex Swiss Avenue, LLC, the abutting owner, containing approximately 1,321 square feet of land, located near the intersection of Swiss Avenue and Peak Street - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30120

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1080

Item 38: An ordinance abandoning portions of two water reservation easements to the City of Dallas, the abutting owner, containing a total of approximately 49,851 square feet of land, located near the intersection of Shorecrest and Denton Drives - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30121

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1081

Item 39: An ordinance abandoning four wastewater easements to Lincoln Colorado Place LLC, the abutting owner, containing a total of approximately 7,172 square feet of land, located near the intersection of Fort Worth Avenue and Colorado Boulevard - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30122

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1082

Item 40: Authorize payment to the Texas Department of Transportation for additional costs associated with the construction of the bicycle and pedestrian components of the Margaret McDermott (IH30) Bridges over the Trinity Floodway - Not to exceed \$1,093,206 - Financing: Private Funds

Councilmember Arnold requested the item be considered as an individual item later in the meeting; there was no objection voiced to her request.

Later in the meeting, the item was presented for consideration.

Mayor Pro Tem Alonzo moved to adopt the item.

Motion seconded by Councilmember Griggs and unanimously adopted. (Clayton absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1083

Item 41: Authorize professional services contracts with two consulting firms for the engineering design of five erosion control improvement projects and one stormwater drainage project (list attached) - Not to exceed \$365,966 - Financing: Stormwater Drainage Management Capital Construction Funds (\$176,580), 2006 Bond Funds (\$174,196) and Water Utilities Capital Improvement Funds (\$15,190)

Councilmember Arnold requested the item be considered as an individual item later in the meeting; there was no objection voiced to her request.

Later in the meeting, the item was presented for consideration.

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Griggs and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1084

Item 42: Authorize an increase in the contract with BAR Constructors, Inc. for modifications to the construction of the Levee Drainage System - Sump A Improvements, also referred to as the Able No. 3 Stormwater Pump Station, to increase the constructability of the pump station, including additional concrete masonry wall material with drainage along the sump and changes to the 24 inch water main aerial crossing - Not to exceed \$349,469, from \$68,275,000 to \$68,624,469 - Financing: 2012 Bond Funds (\$321,798) and Water Utilities Capital Improvement Funds (\$27,671)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1085

Item 43: 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)

There were no appointments made to boards and commissions.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1086

Item 44: Authorize a three-year service contract for graphic design services - El Creative, Inc., most advantageous proposer of ten - Not to exceed \$550,105 - Financing: Current Funds (\$535,880), Stormwater Drainage Management Current Funds (\$9,740) and Aviation Current Funds (\$4,485) (subject to annual appropriations)

Councilmember Gates moved to adopt the item with the following change:

Reduce the not to exceed amount from \$550,105 to \$300,000.

Motion seconded by Councilmember Callahan.

After discussion ended, Mayor Rawlings called the vote and declared the amended item unanimously adopted. (Arnold absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1087

Item 45: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Simply Custom for the construction of affordable houses; **(2)** the sale of 96 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Simply Custom; and **(3)** execution of a release of lien for any non-tax liens on the 96 properties that may have been filed by the City - Financing: No cost consideration to the City

Councilmember Griggs moved to adopt the item.

Motion seconded by Councilmember Callahan and unanimously adopted. (Rawlings absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1088

Item 46: Authorize a conditional grant agreement with Greenleaf Ventures, LLC for land development for 36 single family homes for the Buckner Terrace II Project to be located at ~~3831~~ 4400 North Prairie Creek Road - Not to exceed \$844,192 - Financing: 2012 Bond Funds

Councilmember Griggs moved to adopt the item.

Motion seconded by Councilmember Young.

Councilmember Young moved a substitute motion to defer the item until the August 10, 2016 voting agenda of the city council.

Substitution motion seconded by Councilmember Callahan and unanimously adopted. (Rawlings, Thomas, Arnold absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1089

Item 47: Authorize a development agreement with Midtown Development, Inc. ("Owner") and/or its affiliates in an amount not to exceed \$36,000,000 payable from future Mall Area Redevelopment TIF District funds in consideration of Owner's completion of Dallas Midtown Phase 1, a catalyst project that will include a minimum Owner investment of \$200,000,000 for demolition, infrastructure improvements, vertical construction, and open space assemblage on property currently addressed at 13131, 13331, 13343, and 13439 Preston Road and will both secure the public good and stimulate comprehensive redevelopment of the broader area within Tax Increment Financing Reinvestment Zone Number Twenty (Mall Area Redevelopment TIF District) - Not to exceed \$36,000,000 - Financing: Mall Area Redevelopment TIF District Funds (subject to appropriations and availability of tax increment)

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," the city secretary read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

Councilmember Callahan moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson and Councilmember Kleinman.

After discussion ended, Mayor Rawlings call the vote and declared the item unanimously adopted. (Thomas, Arnold absent when vote taken)

Note: Councilmember Greyson requested the developer consider using the mosaics on the old Sanger Harris store as a public art piece somewhere in the new development, which would connect the new midtown to the old Valley View.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1090

Item 48: Authorize a Chapter 380 economic development grant agreement in an amount not to exceed \$670,000 with DFM Developer, Ltd., in accordance with the approved Master Agreement for the Redevelopment of the Farmers Market, executed pursuant to City Council Resolution No. 13-0447, as amended, for remaining streetscape and infrastructure improvements - pursuant to Chapter 380 of the Texas Local Government Code in accordance with the City's Public/Private Partnership Program - Not to exceed \$670,000 - Financing: Public Private Partnership Funds

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," the city secretary read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

Councilmember Medrano moved to adopt the item.

Motion seconded by Councilmember McGough and Councilmember Kingston and unanimously adopted. (Thomas, Arnold, Young absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1091

Item 49: Authorize a Chapter 380 economic development grant agreement with Jacobs Engineering Group, Inc. in an amount up to \$277,500 to encourage the relocation of the company headquarters to 1999 Bryan Street and stimulate business development activity in the City of Dallas, pursuant to the Public/Private Partnership Program - Not to exceed \$277,500 - Financing: Public/Private Partnership Funds

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," the city secretary read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

Councilmember Callahan moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson and Councilmember Kingston.

After discussion ended, Mayor Rawlings declared the item unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1092

Gaston Hotel and Area Wide Improvements

Note: Item Nos. 50 and 51 must be considered collectively.

Item 50: Authorize **(1)** a Project Specific Agreement to the Master Agreement with Dallas County for public infrastructure improvements to facilitate the commercial development in the Baylor area; **(2)** the receipt and deposit of funds in an amount not to exceed \$450,000, pursuant to the City's Business Development Chapter 380 Grant Program; and **(3)** an increase in appropriations in an amount not to exceed \$450,000 in the Capital Projects Reimbursement Fund - Not to exceed \$450,000 - Financing: Capital Projects Reimbursement Funds

Corrected on the addendum.

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," the city secretary read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

Councilmember Callahan moved to adopt the item.

Motion seconded by Councilmember Medrano and Councilmember Kingston and unanimously adopted. (Thomas, Arnold, Young absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1093

Gaston Hotel and Area Wide Improvements

Note: Item Nos. 50 and 51 must be considered collectively.

Item 51: Authorize a Chapter 380 economic development grant agreement pursuant to the Public/Private Partnership Program with ~~Baylor Scott & White Health~~, GMV Gaston, LP and Gatehouse Gaston Development, LLC for the development of a full-service hotel to be located on a tract of land addressed as 3301-3309, 3401 Gaston Avenue, 3302 Floyd Street, and 910-916 North Hall Street and the associated public and private improvements including site and area wide street improvements - Not to exceed \$450,000 - Financing: Capital Projects Reimbursement Funds

Corrected on the addendum.

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," the city secretary read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

Councilmember Callahan moved to adopt the item.

Motion seconded by Councilmember Medrano and Councilmember Kingston and unanimously adopted. (Thomas, Arnold, Young absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1094

Item 52: Authorize an amendment to Resolution No. 15-1079, previously approved on June, 10, 2015, to extend the loan agreement with Southfair Community Development Corporation, a certified Community Housing Development Organization, for a housing development loan in the amount of \$112,000 from June 30, 2016 to June 30, 2017 for construction of two housing units located at 2800 Park Row Avenue - Financing: No cost consideration to the City

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," the city secretary read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

Councilmember Griggs moved to adopt the item.

Motion seconded by Councilmember Young and Councilmember Clayton and unanimously adopted. (Thomas, Arnold absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1095

Item 53: Authorize an amendment to Resolution No. 15-1150, previously approved on June 17, 2015, for the conditional grant agreement with Jubilee Park & Community Center Corporation to (1) increase the project budget by \$25,000, from \$500,000 to \$525,000; and (2) extend the completion date from June 30, 2016 to June 30, 2017 for the acquisition, demolition, relocation, predevelopment and construction of the Jubilee Neighborhood Project - Not to exceed \$25,000 - Financing: 2012 Bond Funds

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," the city secretary read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

Councilmember Griggs moved to adopt the item.

Motion seconded by Councilmember Medrano and Councilmember Kingston and unanimously adopted. (Thomas, Arnold absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1096

The consent zoning docket consisted of agenda items 54-61.

Agenda item 54: Zoning Case Z112-281(OTH)
Agenda item 55: Zoning Case Z156-192(OTH)
Agenda item 56: Zoning Case Z156-198(SM)
Agenda item 57: Zoning Case Z156-199(SM)
Agenda item 58: Zoning Case Z156-203(WE)
Agenda item 59: Zoning Case Z156-214(OTH)
Agenda item 60: Zoning Case Z156-225(SM)
Agenda item 61: Zoning Case Z156-230(SM)

Consent zoning agenda items 54, 57-59 and 61 were removed from the consent zoning docket to be considered as individual hearings.

Therefore, the consent zoning docket, consisting of agenda items 55, 56 and 60, was presented for consideration.

Agenda item 55: Zoning Case Z156-192(OTH)
Agenda item 56: Zoning Case Z156-198(SM)
Agenda item 60: Zoning Case Z156-225(SM)

In the zoning cases on the consent zoning docket, the city plan commission recommended approval of the proposed changes in zoning.

No one appeared in opposition to or in favor of the city plan commission's recommendations.

Councilmember Medrano moved to close the public hearings, accept the recommendations of the city plan commission and pass the ordinances.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted. (Clayton absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1097

Item 54: Zoning Case Z112-281(OTH)

The consent zoning docket, consisting of agenda items 55, 56 and 60 was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for MF-2(A) Multifamily District uses and a community service center, a child-care facility and office uses; and an ordinance repealing Specific Use Permit No. 1494 for a community service center and a child-care facility, on property zoned an MF-2(A) Multifamily District in an area bounded by Ross Avenue, Matilda Street, Hudson Street, and Hope Street.

Recommendation of Staff and CPC: Approval, subject to a development plan and conditions; and approval of repealing Specific Use Permit No. 1494 for a community service center and a child-care facility.

Councilmember Kingston requested the item be removed from the consent zoning docket to be considered as an individual hearing later in the meeting; there was no objection voiced to his request.

Later in the meeting, the item was presented for consideration.

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Councilmember Kingston moved to continue the public hearing and remand the item to the City Plan and Zoning Commission.

Motion seconded by Councilmember Griggs and unanimously adopted. (Clayton absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1098

Item 55: Zoning Case Z156-192(OTH)

The consent zoning docket, consisting of agenda items 55, 56 and 60 was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1981 for a bar, lounge or tavern and an inside commercial amusement limited to a dance hall on property zoned Tract A within Planned Development District No. 269, the Deep Ellum/Near East Side District, on the north line of Main Street, east of Malcolm X Boulevard.

Recommendation of Staff and CPC: Approval for a two-year period, subject to a revised site plan and conditions.

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30123

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1099

Item 56: Zoning Case Z156-198(SM)

The consent zoning docket, consisting of agenda items 55, 56 and 60 was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for R-7.5(A) Single Family District and public school other than open enrollment charter school uses on property zoned an R-7.5(A) Single Family District, on property bound by East Mockingbird Lane, Delmar Avenue, Anita Street, and Matilda Street.

Recommendation of Staff and CPC: Approval, subject to a development plan, traffic management plan, and conditions.

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30124

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1100

Item 57: Zoning Case Z156-199(SM)

The consent zoning docket, consisting of agenda items 55, 56 and 60 was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for R-10(A) Single Family District and public school other than open enrollment charter school uses on property zoned an R-10(A) Single Family District, on property bound by Welch Road, Harvest Hill Road, Harriet Drive, and Mill Creek Road.

Recommendation of Staff and CPC: Approval, subject to a development plan, traffic management plan, and conditions.

Councilmember Gates requested the item be removed from the consent zoning docket to be considered as an individual hearing later in the meeting; there was no objection voiced to her request.

Later in the meeting, the item was presented for consideration.

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Councilmember Gates moved to close the public hearing, accept the recommendation of the city plan commission with the following change:

- The maximum number of stories above grade is reduced from three to one

and pass the ordinance.

Motion seconded by Councilmember Griggs.

At Councilmember Gates' request, the following individual addressed the city council; there was no objection voiced by the city council.

Brian Johnson, 3801 Herschel Ave., representing the Dallas Independent School District

After discussion ended, Mayor Rawlings declared the amended item unanimously adopted.

Assigned ORDINANCE NO. 30125

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1101

Item 58: Zoning Case Z156-203(WE)

The consent zoning docket, consisting of agenda items 55, 56 and 60 was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 555 on the southwest corner of Frankford Road and Hillcrest Road.

Recommendation of Staff and CPC: Approval, subject to a revised development plan, traffic management plan, and revised conditions.

Councilmember Greyson requested the item be removed from the consent zoning docket to be considered as an individual hearing later in the meeting; there was no objection voiced to her request.

Later in the meeting, the item was presented for consideration.

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Councilmember Greyson moved to close the public hearing, accept the recommendation of the city plan commission with the following change:

- The property owner or operator shall submit an update of the current traffic study to the director by November 1 of any year in which there is an increase in the number of classrooms. One additional update must be submitted two years after the first update is submitted

and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted.

Assigned ORDINANCE NO. 30126

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1102

Item 59: Zoning Case Z156-214(OTH)

The consent zoning docket, consisting of agenda items 55, 56 and 60 was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 2153 for a child-care facility to add the use of an open-enrollment charter school on property zoned an R-5(A) Single Family District with Specific Use Permit No. 1456 for a community service center and Specific Use Permit No. 2153 on the north corner of North Winnetka Avenue and McBroom Street.

Recommendation of Staff and CPC: Approval for a two-year period, subject to a traffic management plan and conditions.

Prior to approval of the consent zoning docket and the item being read into the record, Mayor Pro Tem Alonzo moved to continue the public hearing and defer the item until the August 10, 2016 voting agenda meeting of the city council. Therefore, no speakers were called to speak on the item.

Motion seconded by Councilmember Callahan and unanimously adopted. (Thomas, Arnold, McGough absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1103

Item 60: Zoning Case Z156-225(SM)

The consent zoning docket, consisting of agenda items 55, 56 and 60 was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for private school use on property zoned an R-7.5(A) Single Family District on the north line of McCree Road, west of Aldwick Drive.

Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewals for additional ten-year periods, subject to a site plan, traffic management plan, and conditions.

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30127

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1104

Item 61: Zoning Case Z156-230(SM)

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1913 for a bar, lounge, or tavern on property zoned Tract A within Planned Development District No. 269, the Deep Ellum/Near East Side District, on the south line of Elm Street, east of Good Latimer Expressway.

Recommendation of Staff and CPC: Approval for a three-year period, subject to revised conditions.

Councilmember Medrano requested the item be removed from the consent zoning docket to be considered as an individual hearing later in the meeting; there was no objection voiced to his request.

Later in the meeting, the item was presented for consideration.

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Councilmember Medrano moved to close the public hearing, accept the recommendation of the city plan commission with the following change:

- The Special Use Permit (SUP) is for four years.

and pass the ordinance.

Motion seconded by Councilmember McGough and unanimously adopted.

Assigned ORDINANCE NO. 30128

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1105

ZONING CASES - INDIVIDUAL

Item 62: Zoning Case Z156-213(OTH)

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1914 for the sale of alcoholic beverages in conjunction with a commercial amusement (inside) on property zoned an RR-D-1 Regional Retail District with D-1 Liquor Control Overlay on the southwest corner of R.L. Thornton Freeway and South Buckner Boulevard.

Recommendation of Staff: Approval for a three-year period with eligibility for automatic renewals for additional five-year periods, subject to conditions.

Recommendation of CPC: Approval for a three-year period with eligibility for automatic renewals for additional three-year periods, subject to conditions.

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Councilmember Young moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember McGough and unanimously adopted.

Assigned ORDINANCE NO. 30129

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1106

ZONING CASES - INDIVIDUAL

Item 63: Zoning Case Z156-217(WE)

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1889 for a late-hours establishment limited to an alcoholic beverage establishment for a bar, lounge, or tavern use on property within Planned Development District No. 842 for CR Community Retail District Uses with a MD-1 Modified Delta Overlay, on the east line of Greenville Avenue, north of Prospect Avenue.

Recommendation of Staff: Approval for a three-year period, subject to conditions.

Recommendation of CPC: Approval for a five-year period, subject to conditions.

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Councilmember Kingston moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Griggs.

Mayor Rawlings declared the item adopted on a divided vote with Councilmember Arnold voting "No."

Assigned ORDINANCE NO. 30130

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1107

ZONING CASES - INDIVIDUAL

Item 64: Zoning Case Z156-224(WE)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a late-hours establishment limited to a restaurant without drive-in service use on property within Planned Development District No. 842 for CR Community Retail District Uses with a MD-1 Modified Delta Overlay, on the northeast corner of Greenville Avenue and Lewis Street.

Recommendation of Staff: Approval for a two-year period, subject to a site plan and conditions.

Recommendation of CPC: Approval for a one-year period, subject to a site plan and conditions.

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Councilmember Kingston moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Griggs.

Mayor Rawlings declared the item adopted on a divided vote with Councilmember Arnold voting "No."

Assigned ORDINANCE NO. 30131

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1108

DESIGNATED ZONING CASES - INDIVIDUAL

Item 65: Zoning Case 145-233(OTH)

A public hearing to receive comments regarding an application for and an ordinance granting a new subdistrict within Planned Development District No. 298, the Bryan Area Special Purpose District, on property zoned Subdistrict 5 and Subdistrict 10 within Planned Development District No. 298, in an area bounded by Bryan Street, Texas Street, Live Oak Street, and Cantegral Street.

Recommendation of Staff and CPC: Approval, subject to a development plan and conditions.

Mayor Rawlings requested agenda item 35 and zoning agenda item 65 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," the city secretary read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

The following individuals addressed the city council on the item(s), some of whom identified the item(s) being addressed:

John Crawford, 401 Livingston Ave., Highland Park, TX (65)
John Novelli, 3030 Bryan St. (handout provided/video presentation), (35, 65)
Dick Mitchell, 3030 Bryan St.
Laird Sparks, 600 E. Las Colinas Blvd., Irving, TX
Deborah Carpenter, 2009 Neal St., (35, 65)
Andrew Ord, 600 E. Las Colinas Blvd., Irving, TX (video presentation)
Suzan Kedron, 2323 Ross Ave., (35, 65)
Wayne Smith, 927 Liberty St.
Gabriela Reed, 3236 Basil Ct.
Cotton Mendenhall, 832 Pavillion St.
John Hetzel, 7002 Vivian Ave.
Denny Hunt, 8431 Forest Hills Blvd.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-1108

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Councilmember Kingston moved to defer the items as well as have the public hearing continued on zoning agenda item 65 until the August 10, 2016 voting agenda meeting of the city council.

Motion seconded by Councilmember Griggs.

After discussion ended, Mayor Rawlings called the vote and declared the motion adopted on a divided vote with Councilmembers Arnold, Callahan and McGough voting "No." (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1109

FLOODPLAIN APPLICATIONS

Item 66: A public hearing to receive comments regarding the application for and approval of the fill permit and removal of the floodplain (FP) prefix from approximately 0.428 acres of the current 0.510 acres of land, located at 1000 Bonnie View Road, of which the 0.510 acres are within the floodplain of Sheppard Branch, Fill Permit 16-02 - Financing: No cost consideration to the City

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Deputy Mayor Pro Tem Wilson moved to close the public hearing and adopt the item.

Motion seconded by Mayor Pro Tem Alonzo and unanimously adopted. (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1110

THOROUGHFARE PLAN AMENDMENTS

Item 67: A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classification of Gus Thomasson Road from Easton Road to Mesquite City Limits from an existing (EXISTING) roadway designation to a special four-lane divided (SPCL 4D) roadway within 80 to 85 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

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1111

MISCELLANEOUS HEARINGS

Item 68: A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath property owned by 9371 Garland, LLC and the City of Dallas, located near the intersection of Garland Road and North Buckner Boulevard and adjacent street rights-of-way; and an ordinance authorizing support of the issuance of a municipal setting designation to 9371 Garland, LLC, by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City

The city secretary read the following statement into the record:

"Pursuant to Section 51A-6.108(g)(3) of the Dallas Development Code, the applicant or licensed representative of the applicant who is familiar with the application must be present and available to answer questions."

The following individuals addressed the city council on the item:

Susan Rainey, 219 Classen Dr., representing the applicant
Kenneth Tramm, 5100 Thompson Terr., Colleyville, TX, professional geoscientist

Councilmember Clayton moved to adopt the item and pass the ordinance.

Motion seconded by Councilmember Kingston and unanimously adopted. (Thomas absent when vote taken)

Assigned ORDINANCE NO. 30132

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1112

MISCELLANEOUS HEARINGS

Item 69: A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath property owned by Willow Building 3800 Ltd., located near the intersection of Willow Street and Commerce Street and adjacent street rights-of-way; and an ordinance authorizing support of the issuance of a municipal setting designation to Willow Building 3800 Ltd., by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City

The city secretary read the following statement into the record:

"Pursuant to Section 51A-6.108(g)(3) of the Dallas Development Code, the applicant or licensed representative of the applicant who is familiar with the application must be present and available to answer questions."

The following individual addressed the city council on the item:

Frank Clark, 906 18th St., professional geoscientist

Councilmember Medrano moved to adopt the item and pass the ordinance.

Motion seconded by Councilmember Griggs and unanimously adopted. (Thomas absent when vote taken)

Assigned ORDINANCE NO. 30133

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1113

Closed Session

Attorney Briefings (Sec. 551.071 T.O.M.A.)

- Thomas and Carol Stumpf v. City of Dallas and Johnny Lynn Rudder, Civil Action No. 3:15-CV-1944-N, United States District Court for the Northern District of Texas, Dallas Division.
- Kenneth E. Albert v. City of Dallas, Cause No. 199-00697-94; Anthony Arredondo v. City of Dallas, Cause No. 199-1743-99; David L. Barber v. City of Dallas, Cause No. 199-624-95; David S. Martin v. City of Dallas, Cause No. 1-95-506; George G. Parker v. City of Dallas, Cause No. 1-95-107; Kevin Michael Willis v. City of Dallas, Cause No. 199-200-95.

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

- Discussion regarding the search for and hiring of a candidate for the position of city manager.

At 12:00 p.m., Mayor Rawlings announced the closed session of the city council authorized by Chapter 551, "OPEN MEETINGS," of the (Texas Open Meetings Act) to discuss the following matters:

Attorney Briefings (Sec. 551.071 T.O.M.A.)

- Thomas and Carol Stumpf v. City of Dallas and Johnny Lynn Rudder, Civil Action No. 3:15-CV-1944-N, United States District Court for the Northern District of Texas, Dallas Division.
- Kenneth E. Albert v. City of Dallas, Cause No. 199-00697-94; Anthony Arredondo v. City of Dallas, Cause No. 199-1743-99; David L. Barber v. City of Dallas, Cause No. 199-624-95; David S. Martin v. City of Dallas, Cause No. 1-95-506; George G. Parker v. City of Dallas, Cause No. 1-95-107; Kevin Michael Willis v. City of Dallas, Cause No. 199-200-95.

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

- Discussion regarding the search for and hiring of a candidate for the position of city manager.

Mayor Rawlings reconvened the city council meeting after the closed session at 1:08 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1114

Employee/Retiree Health Benefits Contracts

Note: Addendum Item Nos. 1, 2 and 3 must be considered collectively.

Addendum Addition 1: Authorize a three-year service contract, with two one-year renewal options, effective immediately to prepare for services effective for the period January 1, 2017 through December 31, 2019 with Cigna Health and Life Insurance Company for administrative services related to medical claims adjudication; healthcare provider network; Family Medical Leave Act; COBRA; and flexible spending accounts and related services for the City's employee leave and benefit programs, most advantageous proposer of four - Not to exceed \$14,000,000 - Financing: Employee Benefits Current Funds (to be paid from and in accordance with the contribution rates approved annually by the City Council and subject to annual appropriations)

Councilmember Kingston requested addendum agenda items 1-3 be considered as individual items later in the meeting; there was no objection voiced to his request.

Later in the meeting, the items were presented for consideration.

Mayor Pro Tem Alonzo moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1115

Employee/Retiree Health Benefits Contracts

Note: Addendum Item Nos. 1, 2 and 3 must be considered collectively.

Addendum Addition 2: Authorize a three-year service contract, with two one-year renewal options, effective immediately to prepare for services effective for the period January 1, 2017 through December 31, 2019 with (1) Metropolitan Life Insurance Company for a fully insured dental plan; and (2) Davis Vision, Inc. for a fully-insured vision plan, most advantageous proposer of seven - Financing: Employee Benefit Current Funds (to be paid by employee/retiree payroll and pension deductions)

Councilmember Kingston requested addendum agenda items 1-3 be considered as individual items later in the meeting; there was no objection voiced to his request.

Later in the meeting, the items were presented for consideration.

Mayor Pro Tem Alonzo moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1116

Employee/Retiree Health Benefits Contracts

Note: Addendum Item Nos. 1, 2 and 3 must be considered collectively.

Addendum Addition 3: Authorize a three-year service contract, with two one-year renewal options, for the period January 1, 2017 through December 31, 2019 with CaremarkPCS Health, LLC, for prescription benefit management; with Caremark receiving a \$1.10 administrative fee for each prescription filled, most advantageous proposer of six - Not to exceed \$990,000 - Financing: Employee Benefits Current Funds (subject to annual appropriations)

Councilmember Kingston requested addendum agenda items 1-3 be considered as individual items later in the meeting; there was no objection voiced to his request.

Later in the meeting, the items were presented for consideration.

Mayor Pro Tem Alonzo moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1117

Addendum Addition 4: Authorize **(1)** the rejection of proposals received for food and beverage services at the Morton H. Meyerson Symphony Center and Dallas City Performance Hall; and **(2)** the re-advertisement for new proposals - Financing: No cost consideration to the City

Councilmember Kingston requested the item be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, the item was presented for consideration.

Mayor Pro Tem Alonzo moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1118

Addendum Addition 5: Authorize **(1)** acceptance of the 2016-17 Veterans Treatment Court Grant from the Texas Veterans Commission's Fund for Veteran's Assistance for expansion of the South Oak Cliff Community Court to include the South Oak Cliff Veterans Treatment Court project for the period July 1, 2016 through June 30, 2017; **(2)** approval of creating two new full-time positions to execute the proposed project; and **(3)** execution of the grant agreement - Not to exceed \$300,000 - Financing: Texas Veterans Commission Grant Funds

Councilmember Young requested the item be considered as an individual item later in the meeting; there was no objection voiced to her request.

Later in the meeting, the item was presented for consideration.

Councilmember Gates moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

After discussion ended, Mayor Rawlings called the vote and declared the item unanimously adopted. (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1119

Addendum Addition 6: Authorize Supplemental Agreement No. 1 to the professional services contract with Messer, Rockefeller & Fort, PLLC for additional legal services in the matter styled Thomas and Carol Stumpf v. City of Dallas and Johnny Lynn Rudder, Civil Action No. 3:15-CV-1944-N, United States District Court for the Northern District of Texas, Dallas Division - Not to exceed \$75,000, from \$50,000 to \$125,000 - Financing: Current Funds

Earlier in the meeting, at the request of the City Attorney's Office, the item was held to the afternoon to allow for discussion of the item in Closed Session; there was no objection voiced by the city council.

Later in the meeting, the city secretary announced the item would not be considered; there was no objection voiced by the city council.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1120

Addendum Addition 7: An ordinance amending Chapter 17 of the Dallas City Code by **(1)** adopting new food establishment rules promulgated by the Texas Department of State Health Services; **(2)** providing additional requirements for certain equipment; **(3)** providing additional requirements for mobile food establishments; **(4)** providing additional requirements for variances for dog friendly patios; **(5)** providing certain Heimlich Maneuver poster display requirements; and **(6)** making conforming changes; and providing a penalty not to exceed \$2,000 - Financing: No cost consideration to the City

Councilmember Kingston requested the item be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, the item was presented for consideration.

Councilmember Greyson moved to adopt the item.

Motion seconded by Councilmember Clayton.

Councilmember Kingston presented a friendly amendment to Councilmember Greyson's motion to remove Section 17-10.2(s)(L) addition regarding dog free patio areas and remand [only] that section to the Quality of Life City Council Committee for further discussion.

Councilmember Greyson did not accept the friendly amendment.

Councilmember Kingston moved a substitute motion to approve the item, remove Section 17-10.2(s)(L) addition regarding dog free patio areas and remand [only] that section to the Quality of Life City Council Committee for further discussion.

Substitute motion seconded by Councilmember Griggs.

After discussion, Councilmember Greyson accepted Councilmember Kingston's substitute motion as a friendly amendment.

Councilmember Griggs, who seconded Councilmember Kingston's substitute motion, withdrew his second.

Councilmember Clayton, who seconded Councilmember Greyson's motion, also accepted Councilmember Kingston's substitute motion as a friendly amendment.

After discussion ended, Mayor Rawlings called the vote and declared the amended item unanimously adopted.

Assigned ORDINANCE NO. 30134

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1121

Addendum Addition 8: Ratify an emergency construction contract with Hoffman Texas, Inc. dba Roto-Rooter Service and Plumbing for sewer line repairs at the Kay Bailey Hutchison Convention Center Dallas located at 650 South Griffin Street - Not to exceed \$184,690 - Financing: Convention and Event Services Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1122

Addendum Addition 9: Authorize the Office of Economic Development to issue a Notice of Funding Availability in an amount up to \$3 million in accordance to the Public/Private Partnership Program Guidelines & Criteria to grocery operators, shopping center owners, retail developers and other associated real estate professionals in order to secure the development of one or more grocery stores in Southern Dallas Food Deserts - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1123

Addendum Addition 10: Authorize **(1)** a public hearing to be held on August 10, 2016 to receive comments concerning the advisability of creating the South Dallas/Fair Park Public Improvement District (the “District”), in accordance with Chapter 372 of the Texas Local Government Code (the “Act”) for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and, at the close of the hearing **(2)** a resolution approving creation of the District for seven years and approving the District’s Service Plan for 2017-2023 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1124

Addendum Addition 11: An ordinance amending Chapter 16 “Dallas Fire Code” of the Dallas City Code, to adopt the 2015 International Fire Code, as amended - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30135

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1125

Addendum Addition 12: Authorize an amendment to Resolution No. 15-0822, previously approved on April 22, 2015, for a conditional grant agreement in the amount of \$450,000 with NP Community Development Corporation dba Heroes House to extend the loan agreement from June 30, 2016 to October 31, 2016 - Financing: No cost consideration to the City

Councilmember Thomas requested the item be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, the item was presented for consideration.

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Callahan and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1126

Addendum Addition 13: Authorize an amendment to Resolution No. 15-2214, previously approved on December 9, 2015, for the Loan Agreement between TEOF Hotel LP, a Texas limited partnership, and the City of Dallas to provide for refinancing of the developer's first lien loan for development of the Lorenzo Hotel project located at 1011 South Akard Street from \$12,912,615 to \$17,850,000 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1127

Addendum Addition 14: Authorize an amendment to Resolution No. 16-0844, previously approved on May 25, 2016, for **(1)** a housing development loan in an amount not to exceed \$250,000; and **(2)** a conditional grant agreement in an amount not to exceed \$200,000 with KAH Holdings, Inc. dba Karrington & Company for construction of ten single family homes for the Ferguson Road Townhomes Project to be located in 7839 Ferguson Road to change the funding from 2012 Bond Funds to 2015-16 HOME Investment Partnerships Program Grant Funds - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1128

Addendum Addition 15: Authorize **(1)** a resolution endorsing a preferred location for a deck in the Southern Gateway Project Corridor; and **(2)** a commitment to explore funding options for construction of a deck park - Financing: This action has no cost consideration to the City (see Fiscal Information for future potential costs)

The following individuals addressed the city council on the item:

Robert Swann, 1121 E. 10th St.
Norris Fain, 2324 S. Denley Dr.
Alicia Quintans, 227 North Shore Dr.
Paul Carden, 222 W. Corning Ave.
Will Pinkerton, 434 W. Greenbriar Ln.
Patricia Cox, 1113 Betterton Cir.
Libbie Lee, 1128 Reverend CBT Smith St.

At the request of Councilmember Griggs, Mayor Rawlings allowed the following individuals to speak on the item; there was no objection voiced by a majority of the city council.

Joe Tave, 3330 Shady Hollow Ct.
Dominique Alexander, 2512 E. Overton Rd.
Christopher Williams, 2839 Trail Dust Dr.
Gerald Shed, 752 Clearwood Dr.
Catherine Holman, 1629 Hanview Dr.

Councilmember Kleinman moved to adopt the item with the following amendment/addition to the resolution:

WHEREAS, The Southern Gateway Public Green has been identified in the CityMAP document as a transformational economic catalyst for Southern Dallas and furthermore that the optimal location is between Ewing and Marsalis.

Motion seconded by Councilmember Griggs.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-1128

Page 2

Deputy Mayor Pro Tem Wilson presented a friendly amendment to Councilmember Kleinman's amending motion as follows:

SECTION 2. "Funding options may include public and private partnerships and shall not include a reduction in the Council District specific allocation from the General Fund and Bond Program proceeds as it pertains to this project unless authorized by District Councilmembers. Furthermore, the Council intends that the Southern Gateway Project and Public Green Minimize the impact to the adjacent single family neighborhoods and the Council recognizes and intends to preserve the historic nature of these communities, in particular the African American neighborhoods of The Bottoms, one of the first Freedmen's Towns in the Dallas area, and The Tenth Street Historic District.

Councilmember Kleinman accepted Deputy Mayor Pro Tem Wilson's friendly amendment.

Councilmember Griggs, who seconded Councilmember Kleinman's amending motion, also accepted Deputy Mayor Pro Tem Wilson's friendly amendment.

After discussion, Councilmember Arnold moved a substitute motion to defer the item to the August 24, 2016 voting agenda meeting of the city council.

Substitute motion seconded by Councilmember Callahan.

After discussion, Mayor Rawlings called a record vote on Councilmember Arnold's substitute motion to defer the item to the August 24, 2016 voting agenda meeting of the city council:

Voting Yes: [6] Wilson, Medrano, Arnold, Callahan, Young, Greyson

Voting No: [9] Rawlings, Alonzo, Griggs, Thomas, Clayton, McGough, Kleinman, Gates, Kingston

The city secretary declared the substitute motion failed.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 22, 2016

16-1129

Addendum Addition 16: Authorize an increase in the escrow account with Dallas County for payment of appropriate fees charged to recover costs as billed for scofflaw registration denial services as part of the multi-year Interlocal Agreement with Dallas County in accordance with the Texas Transportation Code to deny registration or re-registration of vehicles if the registered owner has (1) a warrant for delinquent Class C misdemeanor traffic offenses for failure to appear or resolve cases as provided in Chapter 702 - Refusal to Register Vehicle; or (2) vehicle registration denial for offenders who fail to pay delinquent civil violations as provided in the Transportation Code, Chapter 707 - Not to exceed \$10,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1130

Addendum Addition 17: Authorize Supplemental Agreement No. 9 to the contract with Xerox State and Local Solutions, Inc. (formerly ACS State and Local Solutions, Inc.) to extend the contract term from August 3, 2016 through September 14, 2016 for services related to meter operations and a parking management information system - Estimated Net Parking Revenue: \$937,500

Councilmember Kingston requested the item be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, the item was presented for consideration.

Councilmember Gates moved to adopt the item.

Motion seconded by Councilmember Clayton.

Mayor Rawlings declared the item adopted on a divided vote with Councilmember Kingston voting "No." (Arnold, Kleinman absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1131

Addendum Addition 18: Authorize an increase in the construction contract with Texas Standard Construction, Ltd. for construction of tinted, stamped concrete pedestrian crosswalks and barrier-free ramp improvements at the intersections of Martin Luther King, Jr. Boulevard at South Trunk Avenue, J. B. Jackson, Jr. Boulevard and Robert B. Cullum Boulevard for Street Reconstruction Project Group 12-637- Not to exceed \$747,377, from \$19,989,714 to \$20,737,091 - Financing: Current Funds

Councilmember Gates requested the item be considered as an individual item later in the meeting; there was no objection voiced to her request.

Later in the meeting, the item was presented for consideration.

Councilmember Callahan moved to adopt the item.

Motion seconded by Councilmember Medrano and unanimously adopted. (Arnold absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1132

Addendum Addition 19: An ordinance amending Chapter 7A of the Dallas City Code by adding a shopping cart definition; adding a new Section 7A-3.1, "City Removal of Shopping Cart from a Public Place"; providing that a shopping cart found by the City in a public place is declared a public nuisance; providing that a shopping cart found by the City in a public place shall be treated as litter; providing that, upon collection from a public place, the City may immediately dispose of the shopping cart; amending Chapter 31, "Offenses - Miscellaneous," of the Dallas City Code by amending Section 40 to clarify the definition of shopping cart; deleting the labelling requirements; deleting the provision that the City of Dallas will return the shopping cart to its owner upon payment of a recovery fee - Financing: No cost consideration to the City

The following individual addressed the city council on the item:

Cristine Baril, 824 N. Clinton Ave.

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30136

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1133

Addendum Addition 20: Authorize the (1) deposit of the amount awarded by the Special Commissioners in the condemnation proceeding styled City of Dallas v. Post Apartment Homes, L.P., a Georgia limited partnership, et al., Cause No. CC-15-06484-C, pending in Dallas County Court at Law No. 3, to acquire a subsurface easement under approximately 3,811 square feet of land, located on Woodall Rodgers Freeway at its intersection with Maple-Routh Connection for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project; and (2) settlement of the condemnation proceeding for an amount not to exceed the award - Not to exceed \$99,275 (\$95,275 being the amount of the award, plus closing costs and title expenses not to exceed \$4,000); an increase of \$26,677 from the amount Council originally authorized for this acquisition - Financing: 2006 Bond Funds

Adopted as part of consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1134

Addendum Addition 21: Authorize the City Manager to initiate a public safety initiative to address animal neglect, abuse and exploitation to support public health, welfare, peace and safety of the residents of Dallas, their pets and property - Financing: No cost consideration to the City (via Councilmembers Arnold, Medrano, Young, Clayton and McGough)

Deputy Mayor Pro Tem Wilson moved to adopt the item.

Motion seconded by Councilmember Medrano and unanimously adopted. (Thomas, Arnold absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1135

ZONING CASES - INDIVIDUAL

Addendum Item 22: Zoning Case Z145-285(SM)

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for R-10(A) Single Family District and public school other than open enrollment charter school uses on property zoned an R-10(A) Single Family District, on the east corner of San Leandro Drive and Saint Francis Avenue.

Recommendation of Staff and CPC: Approval, subject to a development plan, traffic management plan, and conditions.

No one appeared in opposition to the city plan commission's recommendation.

The following individuals appeared in favor of to the city plan commission's recommendation:

Kelly Clayton, 1537 N. Buckner Blvd.
Bridget Stuart, 8249 Forest Hills Blvd.
Dan Micciche, 1140 Bally Mote Dr.
Anita Childress, 8366 Santa Clara Dr.
Chris McCauley, 8163 Santa Clara Dr.
Israel Cordero, 408 N. Haskell Ave.

Councilmember Clayton moved to close the public hearing, accept the recommendation of the city plan commission with the following change:

- Delete the provision requiring groups of evergreen shrubs within 25 feet of the northeast property line

and pass the ordinance.

Motion seconded by Councilmember Kingston and unanimously adopted. (Arnold absent when vote taken)

Assigned ORDINANCE NO. 30137

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1136

ZONING CASES UNDER ADVISEMENT - INDIVIDUAL

Addendum Item 23: Zoning Case Z156-216(OTH)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on the northeast corner of West Illinois Avenue and Toluca Avenue.

Recommendation of Staff: Approval for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions.

Recommendation of CPC: Approval for a two-year period, subject to a site plan and conditions.

Note: This item was considered by the City Council at a public hearing on June 15, 2016, and was deferred until June 22, 2016, with the public hearing open.

No one appeared in opposition to the city plan commission's recommendation.

The following individual appeared in favor of the city plan commission's recommendation.

Dallas Cothrum, 900 Jackson St.

Councilmember Arnold moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Griggs and unanimously adopted. (Thomas, Callahan absent when vote taken)

Assigned ORDINANCE NO. 30138

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 22, 2016

16-1137

SPECIAL PROVISION SIGN DISTRICT - INDIVIDUAL

Addendum Item 24: Zoning Case SPSD156-002

A public hearing to receive comments regarding an application to amend Section 51A-7.1000 West End Sign District to create a subdistrict within the West End Special Provision Sign District to allow an attached sign/supergraphic on an historic structure at the northeast corner of Elm Street and Record Street and an ordinance granting the amendments.

Recommendation of Staff and CPC: Approval, subject to a development plan, traffic management plan, and conditions.

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Councilmember Kingston moved to close the public hearing, accept the recommendation by the city plan commission with the following change:

- Remove the message duration, mandatory removal, and sunset regulations

and pass the ordinance.

At the request of Councilmember Kingston, the following individual addressed the city council on the item; there was no objection voiced by the city council.

Tanya Ragan, 630 S. Pearl Expy.

Motion seconded by Councilmember Griggs.

After discussion ended, Mayor Rawlings called the vote and declared the amended item adopted on a divided vote with Councilmember Kleinman voting "No."

Assigned ORDINANCE NO. 30139

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JUNE 22, 2016

EXHIBIT C