

“CORRECTED 08-24-16”
MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 10, 2016

16-1160

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

PRESENT: [15] Rawlings, Alonzo, Wilson, Griggs (*9:20 a.m.), Medrano, Thomas, Arnold (*9:16 a.m.), Callahan (*9:16 a.m.), Young, Clayton, McGough, Kleinman, Greyson (*9:18 a.m.), Gates, Kingston (*9:16 a.m.)

ABSENT: [0]

The meeting was called to order at 9:11 a.m.

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

The invocation was given by Reverend Tom Zucconi, Senior Pastor, Holy Cross Lutheran Church.

Councilmember Thomas 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 4:58 p.m.

	_____ Mayor
ATTEST:	
_____ 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, AUGUST 10, 2016

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 10, 2016

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1161

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: Richard Sheridan, 3817 Vanette Ln.
SUBJECT: Homeless emergency shelters

SPEAKER: James Dunn, 3635 Blue Ridge Blvd.
SUBJECT: Homeless

SPEAKER: William Hopkins, 1207 Hendricks Ave. (handout provided)
SUBJECT: Oak Cliff deck/KKK

SPEAKER: Marvin Crenshaw, 5134 S. Malcolm X Blvd.
SUBJECT: Civilian Review Board
REPRESENTING: Malcolm X Community Council

SPEAKER: David Villalobos, 1222 Commerce St.
SUBJECT: Not Provided
REPRESENTING: Next Generation Action Network

ADDITIONAL – OPEN MICROPHONE:

SPEAKER: Dominique Alexander, 2512 E. Overton Rd.
SUBJECT: State of the City of Dallas
REPRESENTING: Next Generation Action Network

SPEAKER: Kim Cole, 301 N. Joe Wilson Rd., Cedar Hill, TX
SUBJECT: Police Relations

SPEAKER: Susan, Not Provided
SUBJECT: DPD budget

SPEAKER: Kathi Gaynier, 1010 Park Ave., Carrollton, TX
SUBJECT: Police Department

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-1161

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OPEN MICROPHONE – END OF MEETING:

SPEAKER: Stanley Woods, 3508 S. Fitzhugh Ave.
SUBJECT: Traffic Control

SPEAKER: Estella Faggan, Not Provided
SUBJECT: Discriminatory acts by DHA

SPEAKER: Joe Stokes, 8930 San Benito Way
SUBJECT: Hydrofluoric acid

SPEAKER: William Winn, 5054 Forest Lane Cir.
SUBJECT: Fluoride

SPEAKER: Regina Imburgia, 5423 Goodwin Ave.
SUBJECT: Fluoride

SPEAKER: David Hefley, 1751 S. Interstate 35 E., Carrollton, TX
SUBJECT: El Centro police murders

SPEAKER: Tyler Witherington, 331 Juniper Dr., Arlington, TX
SUBJECT: Fluoride

SPEAKER: Eugene Gilbert, 430 Peachtree St., Atlanta, GA
SUBJECT: Economic Impact
REPRESENTING: UniverSoul Circus

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1162

Item 1: Approval of Minutes of the June 15, 2016 City Council Meeting

Councilmember Callahan moved to adopt the minutes as presented.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1163

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-51 and addendum addition consent agenda items 1-6. Consent agenda items 2 and 3 were deleted on the addendum.

Councilmember Kingston requested consent agenda item 14 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Therefore, the consent agenda, consisting of consent agenda items 4-13, 15-51 and addendum addition consent agenda items 1-6, was presented for consideration.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1164

Item 2: Authorize a five-year lease agreement with Harry Hines Venture, LP, a Texas Limited Partnership, with a purchase option agreement for approximately 5.27 acres or 229,781 square feet (site 1) of land located at 6612 and 6720 Harry Hines Boulevard for an employee parking facility for Dallas Love Field - Not to exceed \$7,157,844 - Financing: Aviation Current Funds (Not to exceed \$2,102,676 for Year 1 and \$1,263,792 annually for Years 2 through 5) (subject to annual appropriations)

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1165

Item 3: Authorize a five-year lease agreement with Harry Hines Venture II, LP, a Texas Limited Partnership, with a purchase option agreement for approximately 3.55 acres or 154,658 square feet (site 2) of land located at 2032, 2108, 2110, 2112, 2114, 2116, and 2128 Hawes Avenue, to be used for an employee parking facility for Dallas Love Field - Not to exceed \$4,675,089 - Financing: Aviation Current Funds (Not to exceed \$1,581,921 in Year 1 and \$773,292 annually in Years 2 through 5) (subject to annual appropriations)

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1166

Item 4: Authorize a final termination payment of \$3,320,000 to Jet Center of Dallas, LLC as per the terms of the early termination agreement executed on October 23, 2015 between the City of Dallas and Jet Center and previously approved on December 9, 2015 - Not to exceed \$3,320,000 - Financing: Aviation Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1167

Item 5: Authorize a two-year service contract, with a one-year renewal option, for maintenance and support of Visual Fire software - ESO Solutions, Inc., only proposer - Not to exceed \$312,797 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1168

Item 6: Authorize a thirty-four month service contract for hardware, software maintenance and support for the City's Symantec electronically stored information discovery system - Symantec distributed by Carahsoft Technology Corp. and sold through TEQSYS, Inc., through the Department of Information Resources, State of Texas Cooperative - Not to exceed \$301,721 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1169

Item 7: Authorize a three-year service contract to provide professional auctioneer services at the City's auctions - Lone Star Auctioneers, Inc., most advantageous proposer of four - Financing: No cost consideration to the City (commissions to be paid by a buyer's premium)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1170

Item 8: Authorize a three-year master agreement for the purchase of animal food - Lab Animal Supplies, Inc. dba Lab Supply in the amount of \$331,205 and Simba Industries in the amount of \$25,047, lowest responsible bidders of three - Total not to exceed \$356,252 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1171

Item 9: Authorize a three-year master agreement for hydrogen peroxide to be used in the water purification process - U.S. Peroxide, LLC, lowest responsible bidder of three - Not to exceed \$593,640 - Financing: Water Utilities Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1172

Item 10: Authorize a three-year master agreement for janitorial supplies, trash bags and liners - MANS Distributors, Inc. in the amount of \$8,134,179, Eagle Brush & Chemical, Inc. in the amount of \$3,611,700, All American Poly Corp. in the amount of \$595,511, Nationwide-Supplies, LP dba USA Supply in the amount of \$140,050, JBG Purchasing Group, LLC in the amount of \$81,639, Interboro Packaging Corp. in the amount of \$68,498, Central Poly Corporation in the amount of \$28,505 and Pollock Investments dba Pollock Paper Distributors in the amount of \$687, lowest responsible bidders of eleven - Total not to exceed \$12,660,769 - Financing: Current Funds (\$3,483,196), Convention and Event Services Current Funds (\$87,333), Aviation Current Funds (\$8,585,878), Water Utilities Current Funds (\$366,021), Sanitation Current Funds (\$94,426), Stormwater Drainage Management Current Funds (\$34,302), Department of State Health Services Grant Funds (\$5,413) and 2016-17 Community Development Block Grant Funds (\$4,200)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1173

Item 11: Authorize supplemental agreement no.1 to increase the service contract with AT&T DataComm, LLC for maintenance and support of the 9-1-1 system - Not to exceed \$702,078, from \$4,333,528 to \$5,035,606 - Financing: 911 System Operations Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1174

Item 12: Authorize approval of out of state financing for the Statler/Library redevelopment project to allow a Public Finance Authority to issue bonds pursuant to Wisconsin law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1175

- Item 13: Authorize the first amendment to the development agreement with Dallas Hartford, LLC for the Hartford Building project to **(1)** extend the completion deadlines for the public improvements on the Open Space portion of the Hartford Building redevelopment project from June 30, 2016 to December 31, 2016; and **(2)** split the approved TIF funding into two phases, thereby allowing for separate reimbursement for the Hartford Building and the Open Space - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1176

Item 14: Authorize an amendment to the development agreement with Trinity Groves, LLC, for the Trinity Groves Retail/Restaurant Project to extend the completion date for the project by one year, from June 30, 2015 to June 30, 2016 - 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 Callahan moved to adopt the item.

Motion seconded by Councilmember Kleinman.

After discussion ended, 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

AUGUST 10, 2016

16-1177

Item 15: Authorize amendments to the Dallas Development Fund's certificate of formation and bylaws, and the City Manager to file the amended certificate of formation with the Secretary of State - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1178

Item 16: Authorize **(1)** the acceptance of a grant from the U.S. Department of Housing and Urban Development for the Fair Housing Assistance Program to expand education and outreach during the period May 20, 2016 through September 30, 2017; and **(2)** the execution of the cooperative grant agreement and any other documents related to the grant - Not to exceed \$20,000 - Financing: U.S. Department of Housing Urban Development Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1179

Item 17: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Camden Homes, LLC for the construction of affordable houses; **(2)** the sale of 7 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Camden Homes, LLC; and **(3)** execution of a release of lien for any non-tax liens on the 7 properties that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1180

Item 18: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Confia Homes, L.L.C. for the construction of affordable houses; **(2)** the sale of 3 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Confia Homes, L.L.C.; and **(3)** execution of a release of lien for any non-tax liens on the 3 properties that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1181

Item 19: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Cooper Contractors, Inc. for the construction of affordable houses; **(2)** the sale of 11 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Cooper Contractors, Inc.; and **(3)** execution of a release of lien for any non-tax liens on the 11 properties that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1182

Item 20: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by DFW Projects, LLC for the construction of affordable houses; and **(2)** the exchange of deed restrictions from 2 lots previously purchased from the Dallas Housing Acquisition and Development Corporation to 2 comparable lots owned by the developer (list attached) - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1183

Item 21: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by JDS-Q Services, LLC for the construction of affordable houses; **(2)** the sale of 2 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to JDS-Q Services, LLC; and **(3)** execution of a release of lien for any non-tax liens on the 2 properties that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1184

Item 22: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by King Home Builders, LLC for the construction of an affordable house; **(2)** the sale of 1 vacant lot (list attached) from Dallas Housing Acquisition and Development Corporation to King Home Builders, LLC; and **(3)** execution of a release of lien for any non-tax liens on the 1 property that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1185

Item 23: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Marcer Construction Company, LLC for the construction of affordable houses; **(2)** the sale of 10 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Marcer Construction Company, LLC; and **(3)** execution of a release of lien for any non-tax liens on the 10 properties that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1186

Item 24: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Meredith Investment Properties for the construction of an affordable house; **(2)** the sale of 1 vacant lot (list attached) from Dallas Housing Acquisition and Development Corporation to Meredith Investment Properties; and **(3)** execution of a release of lien for any non-tax liens on the 1 property that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1187

Item 25: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Milton Semper for the construction of affordable houses; **(2)** the sale of 2 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Milton Semper; and **(3)** execution of a release of lien for any non-tax liens on the 2 properties that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1188

Item 26: Authorize an Interlocal Agreement with Dallas County Health and Human Services to provide scattered site housing assistance for persons with HIV/AIDS for the period October 1, 2016 through September 30, 2017 - Not to exceed \$1,900,855 - Financing: 2016-17 Housing Opportunities for Persons with AIDS Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1189

Item 27: Authorize an amendment to Resolution No. 15-0989, previously approved on May 27, 2015, to extend the loan agreement with Builders of Hope CDC in the amount of \$225,000 from May 27, 2016 to May 31, 2017 for the Creekside project - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1190

Item 28: Authorize an amendment to Resolution No. 16-0275, previously approved on February 10, 2016, for the development plan submitted to the Dallas Housing Acquisition and Development Corporation by KH Solutions, Inc. to change the proposed square footage and price range for the construction of an affordable house on 1 lot acquired from the Dallas Housing Acquisition and Development Corporation (list attached) - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1191

Item 29: Authorize a second amendment to the contract with the Department of State Health Services to accept additional grant funds for the Special Supplemental Nutrition Program for the Women, Infants and Children Program for the period October 1, 2015 through September 30, 2016 - Not to exceed \$121,000, from \$15,749,144 to \$15,870,144 - Financing: Department of State Health Services Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1192

Item 30: Authorize a public hearing to be held on September 14, 2016 to receive comments on the proposed sale of eight unimproved properties (list attached) acquired by the taxing authorities from the Sheriff to Dallas Neighborhood Alliance for Habitat, Inc., a qualified non-profit organization, under the HB110 process of the City's Land Transfer Program and the release of the City's non-tax liens included in the foreclosure judgment and post-judgment non-tax liens, if any - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1193

Item 31: Authorize **(1)** a public hearing to be held October 11, 2016 to receive comments on the proposed City of Dallas FY 2016-17 Urban Land Bank Demonstration Program Plan; and **(2)** at the close of the public hearing, consideration of approval of the City of Dallas FY 2016-17 Urban Land Bank Demonstration Program Plan - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1194

Item 32: Authorize the acceptance of a grant from the U.S. Department of Homeland Security passed through the Texas Department of Public Safety, Texas Division of Emergency Management under the Emergency Management Performance Grant Program for the period October 1, 2015 through March 31, 2017 - Not to exceed \$169,381 - Financing: U.S. Department of Homeland Security Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1195

Item 33: Authorize **(1)** acceptance of Public Assistance Funds from the Federal Emergency Management Agency of the U.S. Department of Homeland Security passed through the Texas Division of Emergency Management in an amount not to exceed \$10,000,000 to reimburse emergency response and permanent disaster recovery work efforts by the City as a result of the May 2015 Presidentially Declared Disaster; **(2)** the receipt and deposit of funds from the Federal Emergency Management Agency in an amount not to exceed \$10,000,000; **(3)** the establishment of appropriations in an amount not to exceed \$10,000,000 in the FEMA Public Assistance Fund; and **(4)** execution of the grant agreement and any other documents required - Not to exceed \$10,000,000 - Financing: FEMA Public Assistance Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1196

Item 34: Authorize a public hearing to be held on August 24, 2016 to receive comments on the FY 2016-17 Operating, Capital, and Grant/Trust budgets - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1197

Item 35: Authorize a professional services contract with HNTB Corporation, most advantageous proposer of three, to provide engineering services for the Runway 31R Glideslope Relocation Project at Dallas Love Field - Not to exceed \$632,602 - Financing: Aviation Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1198

Item 36: Authorize **(1)** street paving, storm drainage, water and wastewater main improvements for Street Group 12-458; 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 September 28, 2016, to receive comments - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Note: There are two resolutions with this item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1199

Item 37: Authorize a Funding Agreement with Dallas County for the preliminary Engineering Feasibility Study of the bicycle route and options along Haskell Avenue/Military Parkway from Parry Avenue to Lawnview Avenue and between Hall Street and Parry Avenue, and for potential spot improvements needed within the study area - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1200

Item 38: Authorize a Local Transportation Project Advance Funding Agreement with the Texas Department of Transportation for the design review of Rosemont Safe Routes to School Project - Not to exceed \$2,609 - Financing: Davis Garden TIF District Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1201

Keller Springs Road

Note: Item Nos. 39 and 40
must be considered collectively.

Item 39: Authorize **(1)** an increase in the Project Specific Agreement with Dallas County for the design and construction of paving and drainage improvements for the Keller Springs Road at Westgrove Drive roundabout in the amount of \$204,204, from \$342,043 to \$546,247; **(2)** the receipt and deposit of funds from Dallas County in the amount of \$179,204; and **(3)** an increase in appropriations in the amount of \$179,204 in the Capital Projects Reimbursement Fund - Not to exceed \$204,204 - Financing: Capital Projects Reimbursement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1202

Keller Springs Road

Note: Item Nos. 39 and 40
must be considered collectively.

Item 40: Authorize an amendment to Resolution No. 15-1163, previously approved on June 17, 2015, to revise the source of funds for the contract to construct paving and drainage improvements for the Keller Springs Road at Westgrove Drive roundabout - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1203

Item 41: Authorize acquisition of a wastewater easement from The CTC Family Limited Partnership, of approximately 5,313 square feet located near the intersection of Storey Lane and Timberline Drive for the Storey Lane Project - Not to exceed \$58,000 (\$53,000 plus closing cost and title expenses not to exceed \$5,000) - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1204

Item 42: Authorize the quitclaim of 106 properties acquired by the taxing authorities from the Tax Foreclosure Sheriff's Sale to the highest bidders; and authorize the execution of release of liens for any non-tax liens that may have been filed by the City and were included in the foreclosure judgment (list attached) - Revenue: \$1,160,933

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1205

Item 43: Authorize an amendment to an existing ten-year lease agreement with Family Gateway, Inc. to extend the lease agreement for an additional ten years for the continued use of a 22,500 square foot building known as the Family Gateway Center located at 711 South St. Paul Street for the period September 27, 2016 through September 26, 2026 - Revenue: \$1

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1206

Item 44: An ordinance granting a revocable license to Eleven Entertainment DFW, LLC dba Louie Louie's Dueling Piano Bar for the use of a total of approximately 242 square feet of aerial space to occupy, maintain and utilize a sign and a canopy over portions of Elm Street right-of-way, near its intersection with Good Latimer Expressway - Revenue: \$1,000, plus \$100 one-time fee, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30140

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1207

Item 45: An ordinance granting a private license to Elm at Stoneplace Holdings, LLC for a total of approximately 1,225 square feet of subsurface space to occupy, maintain, and utilize basements under portions of Main and Elm Streets rights-of-way, near their intersection with Ervay Street - Revenue: \$2,867 annually, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30141

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1208

Item 46: An ordinance granting a Planned Development District for MU-3 Mixed Use District uses on property zoned an MU-3 Mixed Use District within the northeast quadrant of Churchill Way and Coit Road - Z156-191 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30142

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1209

Item 47: Authorize an application for a grant, requiring matching funds, through the Federal Emergency Management Agency for FY 2016-17 for the Cooperating Technical Partners program, to provide a cost share for updating certain flood studies in the City of Dallas - Financing: This action has no cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1210

Item 48: Ratify emergency repairs to a steel pressure plate in the New Hampton Stormwater Pump Station with Bar Constructors, Inc., lowest responsive bidder of three - Not to exceed \$77,648 - Financing: Stormwater Drainage Management Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1211

Item 49: Authorize a contract for the installation and rehabilitation of water and wastewater mains at 38 locations (list attached) - Ark Contracting Services, LLC, lowest responsible bidder of five - Not to exceed \$10,443,584 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1212

Item 50: Authorize an increase in the contract with AUI Contractors, LLC for additional work associated with the East Side Water Treatment Plant filter to waste and electrical improvements project - Not to exceed \$136,430, from \$21,970,756 to \$22,107,186 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1213

Item 51: Authorize Supplemental Agreement No. 1 to the engineering services contract with Freese and Nichols, Inc. for additional engineering services associated with the replacement of the Plano Road elevated water storage tank and rehabilitation of the Abrams Road ground storage reservoir and pump station facility - Not to exceed \$1,286,023, from \$490,000 to \$1,776,023 - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1214

Item 52: 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)

The city secretary distributed a report showing nominations received for the 2015-2017 board term, ending September 30, 2017 and noted the report indicated all nominees met qualifications for service.

The city secretary announced the item would be held to later in the meeting to allow the matter to be discussed in closed session. However, later in the meeting, the item was not discussed in closed session.

Councilmember Kleinman moved to appoint the following:

- Marsha B. Lefkof to the Permit and License Appeal Board.

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

[Information on each newly-appointed member is located in the file shown next to the name of the board.]

16- 6461 PLA PERMIT AND LICENSE APPEAL BOARD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1215

Item 53: Authorize Supplemental Agreement No. 2 to the professional services contract with Fanning Harper Martinson Brandt & Kutchin, P.C., for additional legal services in the lawsuit styled Three Expo Events, LLC v. City of Dallas, Texas, et al., Civil Action No. 3:16-CV-00513-D, as well as any other claim by a person seeking to lease a city facility for an adult entertainment event or sell at or attend such an event - Not to exceed \$150,000, from \$175,000 to \$325,000 - Financing: Current Funds

Deputy Mayor Pro Tem Wilson moved to adopt the item.

Motion seconded by Mayor Pro Tem Alonzo.

Mayor Rawlings declared the item adopted on a divided vote with Councilmembers Griggs, Medrano, Clayton, Greyson and Kingston voting “No.” (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1216

Item 54: Authorize Supplemental Agreement No. 2 to the professional services contract with the Law Office of Scott D. Bergthold, P.L.L.C., for additional legal services in the lawsuit styled Three Expo Events, LLC v. City of Dallas, Texas, et al., Civil Action No. 3:16-CV-00513-D, as well as any other claim by a person seeking to lease a city facility for an adult entertainment event or sell at or attend such an event - Not to exceed \$25,000, from \$70,000 to \$95,000 - Financing: Current Funds

Deputy Mayor Pro Tem Wilson moved to adopt the item.

Motion seconded by Councilmember Young.

Mayor Rawlings declared the item adopted on a divided vote with Councilmembers Griggs, Medrano, Clayton, Greyson and Kingston voting “No.” (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1217

Item 55: An ordinance **(1)** appointing 12 full-time municipal judges and 18 associate (part-time) municipal judges to preside over the City of Dallas municipal court of record for a term ending May 31, 2018; **(2)** designating an administrative municipal judge for the City of Dallas municipal court of record for a two-year term ending May 31, 2018; and **(3)** establishing the annual salary for the full-time and associate (part-time) municipal judges and the administrative municipal judge - Financing: This action has no cost consideration to the City

Mayor Rawlings stated the first vote would be on the appointment of the administrative municipal judge; there was no objection voiced by the city council.

Councilmember Kingston moved to reappoint Judge Daniel F. Solis as the Administrative Judge.

Motion seconded by Councilmember Medrano.

At Councilmember Kingston's request, Mayor Rawlings called a record vote on Councilmember Kingston's motion:

Voting Yes: [11] Rawlings, Alonzo, Griggs, Medrano,
Arnold, Callahan, Clayton, Kleinman,
Greyson, Gates, Kingston

Voting No: [3] Wilson, Young, McGough

Absent When Vote Taken: [1] Thomas

The city secretary declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-1217

Page 2

Mayor Rawlings stated the second vote would be on the appointment of the full-time municipal judges; there was no objection voiced by the city council.

Councilmember Kingston moved to appoint the following as the full-time municipal judges, in addition to Judge Daniel F. Solis:

1. Michael Acuna
2. Jay E. Robinson
3. Preston W. Robinson, Jr.
4. Cheryl D. Williams
5. Paula M. Rosales Aldana
6. Julie Clancy
7. Daniel L. Ryan
8. Daniel F. Solis
9. Demetrius E. Blacklock
10. C. Victor Lander
11. Henry Wade

Motion seconded by Councilmember Griggs.

Councilmember Kleinman moved a substitute motion to replace Julie Clancy for Scott Flynn.

The substitute motion died due to lack of a second.

Councilmember McGough moved a substitute motion to appoint the following as full-time municipal judges:

1. Michael Acuna
2. Jay E. Robinson
3. Preston W. Robinson, Jr.
4. Cheryl D. Williams
5. Paula N. Rosales
6. Julie Clancy
7. Daniel L. Ryan
8. Daniel F. Solis
9. Demetrius E. Blacklock
10. C. Victor Lander
11. Henry Wade
12. Mark J. Murrell

Substitute motion seconded by Councilmember Medrano.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-1217

Page 3

Councilmember Young moved a secondary substitute motion to appoint the following as full-time municipal judges as recommended by the Ad Hoc Nominating Judicial Nominations Committee:

1. Michael Acuna
2. Jay E. Robinson
3. Preston W. Robinson, Jr.
4. Cheryl D. Williams
5. Paula M. Rosales Aldana
6. Julie Clancy
7. Daniel L. Ryan
8. Daniel F. Solis
9. Demetrius E. Blacklock
10. Victor Lander
11. Martin J. Murrell
12. Kathryn Hoang

Councilmember McGough seconded the secondary substitute motion.

After discussion ended, Councilmember Young withdrew her secondary substitute motion.

Councilmember McGough, who seconded Councilmember Young's secondary substitute motion, accepted the withdrawal action.

Mayor Rawlings called a record vote on Councilmember McGough's substitute motion to appoint the following as full-time municipal judges:

1. Michael Acuna
2. Jay E. Robinson
3. Preston W. Robinson, Jr.
4. Cheryl D. Williams
5. Paula N. Rosales
6. Julie Clancy
7. Daniel L. Ryan
8. Daniel F. Solis
9. Demetrius E. Blacklock
10. C. Victor Lander
11. Henry Wade
12. Mark J. Murrell

Voting Yes: [8] Rawlings, Wilson, Medrano Thomas, Arnold, Young, Clayton, McGough

Voting No: [7] Alonzo, Griggs, Callahan, Kleinman, Greyson, Gates, Kingston

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-1217

Page 4

The city secretary announced the substitute motion adopted.

Councilmember Kingston moved to appoint the following as associate (part-time) municipal judges:

1. Joselito V. Giron
2. Juan Renteria, Jr.
3. Melodee Armstrong
4. Kristine S. Primrose
5. J. Oliver (James) Lee, Jr.
6. John McCall
7. Cadoc Tim A. Menchu
8. E.A. (Elizabeth) Srere
9. Roland C. Anderson
10. Marcia L. Tillman
11. William Marple
12. Esther A. Grossman
13. Sandra H. White
14. Nova Washington-Hill
15. Desmond L. Cooks
16. Tonya L. Goffney
17. Thaddeus Iwuji
18. Daniel E. McDonald, Jr.

Motion seconded by Deputy Mayor Pro Tem Wilson.

During discussion, Councilmember Callahan moved a friendly amendment to include Katherine Hoang as an associate (part-time) municipal judge.

Councilmember Kingston did not accept Councilmember Callahan's friendly amendment.

After further discussion, Councilmember Kingston accepted Councilmember Callahan's friendly amendment.

Deputy Mayor Pro Tem Wilson, who seconded Councilmember Kingston's motion, also accepted the friendly amendment.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-1217

Page 5

After discussion ended, Mayor Rawlings called the vote on Councilmember Kingston's motion, as amended by Councilmember Callahan's friendly amendment, to appoint the following as associate (part-time) municipal judges:

1. Joselito V. Giron
2. Juan Renteria, Jr.
3. Melodee Armstrong
4. Kristine S. Primrose
5. J. Oliver (James) Lee, Jr.
6. John McCall
7. Cadoc Tim A. Menchu
8. E.A. (Elizabeth) Sreere
9. Roland C. Anderson
10. Marcia L. Tillman
11. William Marple
12. Esther A. Grossman
13. Sandra H. White
14. Nova Washington-Hill
15. Desmond L. Cooks
16. Tonya L. Goffney
17. Thaddeus Iwuji
18. Daniel E. McDonald, Jr.
19. Katherine Hoang ^(B)

and declared the amended motion unanimously adopted.

Assigned ORDINANCE NO. 30143

Note: (A) No action was taken on Section (3) of the item.

(B) The city manager and city attorney confirmed additional judges could be appointed.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1218

Item 56: 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 Young moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

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

Victor Toledo, 4040 Lovers Lane

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1219

Item 57: Authorize a twenty-year development, operation and maintenance agreement, with one five-year renewal option with CFO2 DALLAS II, LLC for the development, operation and maintenance of a pedestrian bridge and landscape improvements for purposes of connecting to and providing public access from an adjacent development to the Katy Trail located at 3535 Travis Street - Financing: No cost consideration to the City

Councilmember Kingston moved to adopt the item.

Motion seconded by Councilmember Griggs and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1220

Item 58: Authorize a construction services contract with Unified Services of Texas, Inc. for replacement of underground fuel storage tanks at Dallas City Hall located at 1500 Marilla Street, and at the I.C. Harris Service Center located at 5620 Parkdale Drive - Not to exceed \$970,171 - Financing: 2006 Bond Funds (\$480,298) and Capital Construction Funds (\$489,873)

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Medrano.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1221

Item 59: 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 the item be held to later in the meeting; there was no objection voiced by the city council.

Later in the meeting, prior to the item being read into the record, Councilmember Gates announced she had a conflict of interest and would abstain from voting or participating in any discussion. Councilmember Gates left the city council chamber.

Councilmember Kingston requested the item and zoning agenda item 82 [Zoning Case Z145-233(OTH)] be considered collectively; there was no objection voiced by the city council.

The city secretary (1) announced Councilmember Gates also had a conflict of interest on zoning agenda item 82 and had already left the city council chamber; and (2) read zoning agenda item 82 into the record.

The following individuals addressed the city council on zoning agenda item 82 (public hearing):

Andrew Ord, 600 E. Las Colinas Blvd., Irving, TX (video presentation)
Laird Sparks, 600 E. Las Colinas Blvd., Irving, TX (video presentation)
Suzan Kedron, 2323 Ross

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 also addressed the city council on zoning agenda item 82 (public hearing):

Jessica Burnham, 1805 Richland Dr., Richardson, TX
Deborah Carpenter, 2009 Neal St.

Councilmember Kingston moved to adopt the items with the following changes:

Agenda Item 59

- Section 2 of the resolution reflect the conditions subsequent (i) through (iii) are deleted in their entirety and replaced with the replacement condition (i) as it appears in the packet, but that a new condition (ii) be added that reads as follows:
 - That prior to the issuance of a certificate of occupancy for the development constructed on the property Biscuit Holdings Ltd. shall make a donation of \$100,000 to the Latino Cultural Center to be used for parking or other Latino Cultural Center uses.

Zoning Agenda Item 82

- Subject to a development plan and conditions:
 - Subsection 5a maximum height is changed to 180 feet; and
 - Subject to the site plan (labeled item 82 and distributed to city council).

Motion seconded by Councilmember Medrano and Councilmember Clayton.

During discussion, at the request of the city attorney, the items were held to later in the meeting to allow that office to determine if the city's policy required affordable housing to be part of the proposed amendment; there was no objection voiced by the city council.

Later in the meeting, the city attorney reported the development did not have any city subsidy; therefore, no city policy would require affordable housing to be provided with the development.

After discussion ended, Mayor Rawlings called the vote and declared the amending motion adopted on a divided vote with Deputy Mayor Pro Tem Wilson, Councilmember Arnold and Councilmember Young voting "No." (Gates abstain)

Note: The item reflects two seconds it was considered collectively with zoning agenda item 82 which required two seconds for approval.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1222

**Neighborhood Empowerment Zone and Business
Personal Property Tax Abatement Authorization**

Note: Item Nos. 60 and 61
must be considered collectively.

Item 60: Authorize a resolution designating the approximately 7.4034 acres of property located at 2822 Glenfield Avenue, Dallas, Texas 75233 as City of Dallas Neighborhood Empowerment Zone No. 5 ("NEZ No.5"), pursuant to Chapter 378 of the Local Government Code to promote an increase in economic development in the zone, establishing the boundaries of the Neighborhood Empowerment Zone and providing for an effective date - 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 Thomas moved to adopt the item.

Motion seconded by Councilmember Clayton and Councilmember Kleinman.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1223

**Neighborhood Empowerment Zone and Business
Personal Property Tax Abatement Authorization**

Note: Item Nos. 60 and 61
must be considered collectively.

Item 61: Authorize a 50 percent business personal property tax abatement agreement for 8 years with SVC Manufacturing, Inc. in consideration of an expansion of its beverage manufacturing operation that will generate new taxable investment and job creation at 2822 Glenfield Avenue, Dallas, Texas 75233 furthering the City of Dallas' economic development goals pursuant to the City's Public/Private Partnership Program Guidelines and Criteria - Revenue: First year revenue estimated at \$97,553; eight-year revenue estimated at \$578,813 (Estimated revenue foregone for eight-year business personal property tax abatement estimated at \$578,813)

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 Thomas moved to adopt the item.

Motion seconded by Councilmember Clayton and Councilmember Kleinman.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1224

Item 62: Authorize an amendment to Resolution No. 15-1080, previously approved on June 10, 2015, for a housing development loan in an amount not to exceed \$320,000 with South Dallas Fair Park/Innercity Community Development Corporation (ICDC), a certified Community Housing Development Organization, for construction of five scattered sites homes located in the Fair Park area to extend the loan agreement from August 20, 2016 to March 30, 2017 - 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 Young moved to adopt the item.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1225

The consent zoning docket consisted of agenda items 63-72.

Agenda item 63: Zoning Case Z112-281(OTH)
Agenda Item 64: Zoning Case Z156-124(SH)
Agenda item 65: Zoning Case Z156-174(SM)
Agenda item 66: Zoning Case Z156-176(SM)
Agenda item 67: Zoning Case Z156-207(SM)
Agenda Item 68: Zoning Case Z156-228(SM)
Agenda item 69: Zoning Case Z156-239(OTH)
Agenda item 70: Zoning Case Z156-240(OTH)
Agenda item 71: Zoning Case Z156-248(SM)
Agenda item 72: Zoning Case Z156-257(OTH)

Consent zoning agenda items 64, 67, 68, 69 and 70 were removed from the consent zoning docket to be considered as individual hearings.

Therefore, the consent zoning docket, consisting of agenda items 63, 65, 66, 71 and 72, was presented for consideration.

Agenda item 63: Zoning Case Z112-281(OTH)
Agenda item 65: Zoning Case Z156-174(SM)
Agenda item 66: Zoning Case Z156-176(SM)
Agenda item 71: Zoning Case Z156-248(SM)
Agenda item 72: Zoning Case Z156-257(OTH)

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 Griggs moved to close the public hearings, accept the recommendations of the city plan commission on the consent zoning cases and pass the ordinances.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1226

Item 63: Zoning Case Z112-281(OTH)

The consent zoning docket, consisting of agenda items 63, 65, 66, 71 and 72, 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 granting the repeal of 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.

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 NOS. 30144 AND 30145

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1227

Item 64: Zoning Case Z156-124(SH)

The consent zoning docket, consisting of agenda items 63, 65, 66, 71 and 72, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for I-2 Industrial Subdistrict Uses on property zoned an I-2 Industrial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the southeast line of Reagan Street, east of Harry Hines Boulevard.

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

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

Jack Lewis, 2344 Throckmorton St.
Jon-Mark Williams, 1215 Smirl Dr., Heath, TX

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

Barry Knight, 2728 N. Harwood St.

Councilmember Medrano moved to close the public hearing and deny the item without prejudice.

Motion seconded by Councilmember Griggs and motion unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1228

Item 65: Zoning Case Z156-174(SM)

The consent zoning docket, consisting of agenda items 63, 65, 66, 71 and 72, 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 and an ordinance repealing Specific Use Permit No. 67 for a church recreation center on property zoned an R-7.5(A) Single Family District on the northwest corner of Lyndon B. Johnson Freeway and Blossomheath Lane.

Recommendation of Staff and CPC: Approval for a four-year period, subject to a site plan, traffic management plan, and conditions; and approval of repealing Specific Use Permit No. 67.

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 NOS. 30146 AND 30147

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1229

Item 66: Zoning Case Z156-176(SM)

The consent zoning docket, consisting of agenda items 63, 65, 66, 71 and 72, 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. 740 on the southeast corner of East Mockingbird Lane and North Central Expressway.

Recommendation of Staff and CPC: Approval, subject to a revised development 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. 30148

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1230

Item 67: Zoning Case Z156-207(SM)

The consent zoning docket, consisting of agenda items 63, 65, 66, 71 and 72, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for O-2 Office Subdistrict uses on property zoned an O-2 Office Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the north corner of North Harwood Street and Randall Street.

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

Prior to presentation of the consent zoning docket and the item being read into the record, Councilmember Medrano moved to defer the item until the September 14, 2016 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1231

Item 68: Zoning Case Z156-228(SM)

The consent zoning docket, consisting of agenda items 63, 65, 66, 71 and 72, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a new Subdistrict on property zoned Subdistrict 1 within Planned Development District No. 621, the Old Trinity and Design District Special Purpose District, at the northeast line and terminus of Hi Line Drive, northwest of Oak Lawn Avenue.

Recommendation of Staff and CPC: Approval, subject to a tower exhibit and conditions.

Prior to presentation of the consent zoning docket and the item being read into the record, Mayor Pro Tem Alonzo moved to defer the item until the August 24, 2016 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1232

Item 69: Zoning Case Z156-239(OTH)

The consent zoning docket, consisting of agenda items 63, 65, 66, 71 and 72, was presented for consideration.

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 less than 3,500 square feet on property zoned Subdistrict 2 within Planned Development District No. 366 with a D-1 Liquor Control Overlay, on the northeast corner of South Buckner Boulevard and Lake June Road.

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

Neva Dean, interim assistant director of sustainable development and construction, reported approval of the application would require a favorable vote of three-fourths of all members of the city council.

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

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

Motion seconded by Councilmember Medrano and unanimously adopted.

Assigned ORDINANCE NO. 30149

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1233

Item 70: Zoning Case Z156-240(OTH)

The consent zoning docket, consisting of agenda items 63, 65, 66, 71 and 72, 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. 2066 for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned CR-D-1 Community Retail District with a D-1 Liquor Control Overlay, on the northwest corner of West Jefferson Boulevard and North Brighton Avenue.

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

Prior to presentation of the consent zoning docket and the item being read into the record, Councilmember Griggs moved to defer the item until the September 14, 2016 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1234

Item 71: Zoning Case Z156-248(SM)

The consent zoning docket, consisting of agenda items 63, 65, 66, 71 and 72, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a CS Commercial Services District and a resolution accepting deed restrictions volunteered by the applicant; and an ordinance granting a Specific Use Permit for an animal shelter or clinic with outside runs on property zoned an NS(A) Neighborhood Services District on the north line of Timberglen Road and west of Marsh Lane.

Recommendation of Staff and CPC: Approval, subject to deed restrictions volunteered by the applicant; and approval for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a 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 NOS. 30150 AND 30151

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1235

Item 72: Zoning Case Z156-257(OTH)

The consent zoning docket, consisting of agenda items 63, 65, 66, 71 and 72, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an R-5(A) Single Family District on property zoned an R-7.5(A) Single Family District, on the north line of Nolte Drive, east of South Edgefield Avenue.

Recommendation of Staff and CPC: Approval.

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. 30152

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1236

Item 73: Zoning Case Z156-164(OTH) - INDIVIDUAL

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for MF-2 Multiple Family Subdistrict uses with office and retail uses on property zoned an MF-2 Multiple Family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, in an area bounded by the Dallas North Tollway, Fairmount Street, and Knight Street.

Recommendation of Staff: Approval, subject to a development plan, landscape plan, and staff's conditions.

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

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 and pass the ordinance.

Motion seconded by Councilmember Griggs.

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

Assigned ORDINANCE NO. 30153

“CORRECTED 08-24-16”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1237

Item 74: Zoning Case Z156-208(OTH) - INDIVIDUAL

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a commercial amusement (inside) for a dance hall on property zoned Subarea 6 within Planned Development District No. 366 with a D-1 Liquor Control Overlay on the east side of South Buckner Boulevard, south of Scyene Circle.

Recommendation of Staff: Approval for a three-year period, subject to a site plan and staff’s recommended conditions.

Recommendation of CPC: Approval for an 18-month period, subject to a site plan and conditions.

The following individual appeared in opposition to the city plan commission’s recommendation:

Randy Ackerman, 8226 Douglas Ave.

The following individual appeared in favor of the city plan commission’s recommendation:

Theresa Hernandez, 804 Trailwood Dr., DeSoto, TX

Councilmember Young moved to continue the public hearing and remand the item to the City Plan and Zoning Commission to allow advertisement for the sale of alcohol.

Motion seconded by Councilmember Medrano and unanimously ~~motion~~ adopted. ~~on a divided vote with Deputy Mayor Pro Tem Wilson, Councilmembers Arnold and Young voting “No.”~~

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1238

Item 75: Zoning Case Z156-241(WE) - INDIVIDUAL

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1954 for a commercial amusement (inside) limited to a Class A dance hall on property zoned a CR Community Retail District on the northwest corner of Singleton Boulevard and Peoria Avenue.

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

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

Prior to presentation of the consent zoning docket and the item being read into the record, Mayor Pro Tem Alonzo moved to defer the item until the September 14, 2016 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1239

Item 76: Zoning Case Z156-242(JM) - INDIVIDUAL

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a liquor store on property zoned Subarea 1 within Planned Development District No. 298, the Bryan Area Special Purpose District, on the southeast side of Ross Avenue, northeast of Hall Street.

Recommendation of Staff and CPC: Approval for a two-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 and unanimously adopted.

Assigned ORDINANCE NO. 30154

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1240

Item 77: Zoning Case Z156-258(WE) - INDIVIDUAL

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 2111 for a tattoo parlor and body piercing studio on property zoned Tract A of Planned Development District No. 269, the Deep Ellum/Near East Side Special Purpose District, on the north line of Main Street, west of Exposition Avenue.

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

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 and pass the ordinance.

Motion seconded by Councilmember Griggs and unanimously adopted.

Assigned ORDINANCE NO. 30155

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1241

Item 78: Zoning Case Z156-214(OTH) - UNDER ADVISEMENT - INDIVIDUAL

A public hearing to receive comments regarding an application for and an 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.

Note: This item was considered by the City Council at a public hearing on June 22, 2016, and was deferred until August 10, 2016, with the public hearing open.

The city secretary announced Sergio Melgar from Language USA was present to assist those speakers who needed interpreter services.

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

Ronnie Mestas, 3215 Rutz St.
Magarita Panameno, 3313 N. Winnetka Ave.

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

Michael Coker, 7809 Gleneagle Dr.
Sarah Squires, 4821 Hallmark Dr.
Terri Ford, 9034 San Leandro Dr.
Antonio Valdez, 3215 Topeka Ave.
Dulce Fiscal, 1131 Kings Hwy.
Veronica Alvarez, 1914 Mountain Lake Rd.
Erica Ventura, 9829 Valley Meadow Ct.
Cynthia Salinas Dooley, 726 S. Clinton Ave.
Martha Macias, 4732 S. Counts Blvd.
Irma Jacobo, 1838 Morris St. (Spanish Translator)
Artemisa Zavala, 3321 Parvia Ave. (Spanish Translator)
Jonathon Ward, 1130 N. Clinton Ave.
Inocencio Fras, 3207 Crossman Ave. (Spanish Translator)
Brady Cox, 1049 N. Edgefield Ave.
Lucia Martinez, 816 Monte Vista Dr. (Spanish Translator)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-1241

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The following individuals appeared in favor of the city plan commission's recommendation: (continued)

Jan Mallett, 7007 Northaven Rd.
Norma Rangel, 3235 Topeka Ave.
Maria Moriera, 3122 Topeka Ave.
Job Sterling, 1409 N. Zang Blvd.
Jodi Campbell, 2560 Buttercup Ln.

Mayor Pro Tem Alonzo moved to close the public hearing and deny the item with prejudice.

Motion seconded by Councilmember Gates.

After discussion, Mayor Rawlings called for a record vote on Mayor Pro Tem Alonzo's motion to deny the item with prejudice:

Voting Yes: [12] Rawlings, Alonzo, Wilson, Medrano,
Arnold, Young, Clayton, McGough,
Kleinman, Greyson, Gates, Kingston

Voting No: [2] Griggs, Callahan

Absent When Vote Taken: [1] Thomas

The city secretary declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1242

DESIGNATED ZONING CASES - INDIVIDUAL

Item 79: Zoning Case Z145-326(JM)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Subareas I and II within Planned Development District No. 799, on property at the southeast corner of East Lovers Lane and Matilda Street.

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

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 appeared in opposition to the city plan commission's recommendation:

Norma Minnis, 8807 Vinewood Dr.
Genie Rousseau, 5811 E. University Blvd.

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

Dallas Cothrum, 900 Jackson St. (handout provided)
Jonathan Perlman, 5850 E. Lovers Ln.

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 and Councilmember Kleinman.

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

Assigned ORDINANCE NO. 30156

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1243

DESIGNATED ZONING CASES - INDIVIDUAL

Item 80: Zoning Case Z156-135(OTH)

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 uses on property zoned an A(A) Agricultural District, on the southwest line of Lasater Road, northwest of Stark Road.

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

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."

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

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

Jerry Sylo, 16301 Quorum Dr., Addison, TX
Theodore Wojtomicz, 704 Ferncreek Dr.

Deputy Mayor Pro Tem Wilson moved to close the public hearing, accept the recommendation of the city plan commission with the following change:

- A six-foot-tall fence constructed of tubular steel or a similar material must be provided along the southwestern property line on any lot that contains a single family use. The fence must set back from the property line a minimum of five feet

and pass the ordinance.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-1243

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Motion seconded by Mayor Pro Tem Alonzo and Councilmember Callahan.

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

Assigned ORDINANCE NO. 30157

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1244

DESIGNATED ZONING CASES - INDIVIDUAL

Item 81: Zoning Case Z156-247(WE)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 878 for MU-1 Mixed District uses on the northeast corner of Arapaho Road and Knoll Trail Drive.

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

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."

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

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

Motion seconded by Councilmember Young and Councilmember Gates and unanimously adopted.

Assigned ORDINANCE NO. 30158

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1245

DESIGNATED ZONING CASES – UNDER ADVISEMENT - INDIVIDUAL

Item 82: Zoning Case Z145-233(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.

Note: This item was considered by the City Council at a public hearing on June 22, 2016, and was deferred until August 10, 2016, with the public hearing open.

Councilmember Kingston requested the item and agenda item 59 be considered collectively; there was no objection voiced by the city council. Agenda item 59 had previously been read into the record.

The city secretary (1) announced Councilmember Gates had a conflict of interest on the item and had already left the city council chamber [as a result of also having a conflict on agenda item 59]; and (2) read the item into the record.

The following individuals addressed the city council on zoning agenda item 82 (public hearing):

Andrew Ord, 600 E. Las Colinas Blvd., Irving, TX (video presentation)
Laird Sparks, 600 E. Las Colinas Blvd., Irving, TX (video presentation)
Suzan Kedron, 2323 Ross

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."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-1245

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The following individuals also addressed the city council on zoning agenda item 82 (public hearing):

Jessica Burnham, 1805 Richland Dr., Richardson, TX
Deborah Carpenter, 2009 Neal St.

Councilmember Kingston moved to adopt the items with the following changes:

Agenda Item 59

- Section 2 of the resolution reflect the conditions subsequent (i) through (iii) are deleted in their entirety and replaced with the replacement condition (i) as it appears in the packet, but that a new condition (ii) be added that reads as follows:
 - That prior to the issuance of a certificate of occupancy for the development constructed on the property Biscuit Holdings Ltd. shall make a donation of \$100,000 to the Latino Cultural Center to be used for parking or other Latino Cultural Center uses.

Zoning Agenda Item 82

- Subject to a development plan and conditions:
 - Subsection 5a maximum height is changed to 180 feet; and
 - Subject to the site plan (labeled item 82 and distributed to city council).

Motion seconded by Councilmember Medrano and Councilmember Clayton.

During discussion, at the request of the city attorney, the items were held to later in the meeting to allow that office to determine if the city's policy required affordable housing to be part of the proposed amendment; there was no objection voiced by the city council.

Later in the meeting, the city attorney reported the development did not have any city subsidy; therefore, no city policy would require affordable housing to be provided with the development.

After discussion ended, Mayor Rawlings called the vote and declared the amending motion adopted on a divided vote with Deputy Mayor Pro Tem Wilson, Councilmember Arnold and Councilmember Young voting "No." (Gates abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1246

FLOODPLAIN APPLICATIONS

Item 83: 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 8.08 acres of the current 10.90 acres of land in the floodplain, located at 1840 Ryan Road, within the floodplain of Elm Fork of the Trinity River, Fill Permit 15-07 - Financing: No cost consideration to the City

No one addressed the city council on the item.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1247

FLOODPLAIN APPLICATIONS

Item 84: 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 0.0988 acres of the current 0.1326 acres of land located at northwest corner of IH-35 and Northwest Highway, within the floodplain of Elm Fork of the Trinity River, Fill Permit 16-03 - Financing: No cost consideration to the City

No one addressed the city council on the item.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1248

THOROUGHFARE PLAN AMENDMENTS

Item 85: 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

No one addressed the city council on the item.

Councilmember Clayton moved to close the public hearing and adopt the ordinance.

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

Assigned ORDINANCE NO. 30160

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1249

MISCELLANEOUS HEARINGS – DESIGNATED PUBLIC SUBSIDY MATTERS

Item 86: A public hearing to receive comments regarding 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 public hearing authorize: **(1)** waiver of the City’s heightened petition requirements for good cause; **(2)** approval of a resolution creating the District for a period of seven years; **(3)** approval of the District’s Service Plan for calendar years 2017-2023; and **(4)** approval of a management contract with the Alliance for Greater Works, a non-profit corporation as the management entity for the District - 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."

The following individuals addressed the city council on the item:

Hasani Burton, 5334 Bexar St.
Demarcus Offord, 3714 Elsie Faye Heggins St.
Christopher Williams, 2839 Traildust Dr.
Jay Scroggins, 7004 Pickrell Dr.
Craig Holcomb, 3601 Turtle Creek Blvd.
Carrie Shannon, 2412 Martin Luther King Blvd.
Richard Miles, 1227 Lady Ln., Duncanville, TX
Byron Sanders, 14625 Waterview Circ., Addison, TX
Rodrigna Ross, 6239 Parkstone Way
Bernard Shaw, 4000 Parkside Ctr.
Darrell Kennebrew, Not Provided
Jeanette Bolden, 2521 Park Row Ave.
John Collins, 2323 N. Houston Ave.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-1249

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Councilmember Young moved to close the public hearing and adopt the item.

Motion seconded by Councilmember McGough and Councilmember Kingston.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1250

THOROUGHFARE PLAN AMENDMENTS

Item 87: A public hearing to receive comments concerning the petitioned request to renew the Tourism Public Improvement District (the "District"), in accordance with Chapter 372 of the Texas Local Government Code (the "Act"), for the purpose providing supplemental public services and undertaking certain improvements to increase 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 hearing, authorize: (1) approval of a resolution renewing the District for a period of thirteen years; (2) approval of the Service Plan that defines the projected costs for the supplemental services and improvements authorized by the petition; and (3) approval of a management contract with the Dallas Tourism Public Improvement District Corporation, a non-profit corporation as the management entity for the Tourism Public Improvement District - 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."

The following individual addressed the city council on the item:

Fred Euler, 10014 Fieldcrest Dr.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1251

Closed Session

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

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

At 11:33 a.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:

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

- Discussion regarding the search for and hiring of a candidate for the position of city attorney.
- 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 1:03 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1252

Addendum Addition 1: Authorize a one-year service contract for reentry services pilot program - Metroplex Economic Development Corporation, Inc. dba T.O.R.I. in the amount of \$535,560 and City Wide Community Development Corporation in the amount of \$464,440, most advantageous proposers of eight - Not to exceed \$1,000,000 - Financing: Texas Department of Criminal Justice Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1253

Addendum Addition 2: Authorize execution of the North Central Texas Public Works Emergency Response Team Mutual Aid Agreement, subject to the supplemental terms and responsibilities of the agreement through the North Central Texas Council of Governments - Financing: No cost consideration to the City

Adopted as part of consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1254

Addendum Addition 3: Authorize Supplemental Agreement No. 2 to the contract with Gensler to provide construction documents and construction administration services for security enhancements at the Jack Evans Police Headquarters, located at 1400 South Lamar Street and seven Dallas Police Substations, located at 6969 McCallum Boulevard, 9915 East Northwest Highway, 9801 Harry Hines Boulevard, 4230 West Illinois Avenue, 725 North Jim Miller Road, 334 Hall Street and 1999 East Camp Wisdom Road - Not to exceed \$302,230, from \$174,238 to \$476,468 - Financing: Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1255

West Cell Development

Note: Item Nos. 4, 5 and 6
must be considered collectively.

Addendum Addition 4: Authorize the City Manager to enter into a Treated Water Service Contract, approved as to form by the City Attorney, with the City of Irving for treated water service for Dallas' portion of the West Cell Development - Not to exceed \$106,832 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1256

West Cell Development

Note: Item Nos. 4, 5 and 6
must be considered collectively.

Addendum Addition 5: Authorize the City Manager to enter into a Wastewater Service Contract, approved as to form by the City Attorney, with the City of Irving for wastewater service for Dallas' portion of the West Cell Development - Not to exceed \$14,878 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1257

West Cell Development

Note: Item Nos. 4, 5 and 6
must be considered collectively.

Addendum Addition 6: An ordinance adopting a boundary adjustment agreement with the City of Irving on property located south of the terminus of South Northlake Road and northwest of the intersection of Valley Vista Drive and Lakebreeze Road (within the West Cell Development) - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30161

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1258

Addendum Addition 7: Authorize settlement of the lawsuit styled Thomas and Carol Stumpf v. City of Dallas and Johnny Lynn Rudder, No. 3:15-CV-1944-N - Not to exceed \$800,000 - Financing: Current Funds

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

AUGUST 10, 2016

16-1259

Addendum Addition 8: 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 - Not to exceed \$25,000, from \$50,000 to \$75,000 - Financing: Current Funds

Deputy Mayor Pro Tem Wilson moved to adopt the item.

Motion seconded by Mayor Pro Tem Alonzo and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1260

Addendum Item 9: An ordinance amending Chapter 40A, "Retirement," of the Dallas City Code; (1) adding and revising various definitions; (2) adding that administrator also means the executive director of the fund; (3) providing for staggered terms for elected members of the retirement fund board; (4) providing that a sole nominee to an elected board position be declared elected without a membership vote; (5) extending the time in which an election must be held to fill a vacancy in an elected board position; (6) requiring the board to meet at least quarterly instead of monthly; (7) authorizing the board to adopt, upon the recommendation of the fund's actuary, actuarial equivalency factors, actuarial assumptions, interest rates, and mortality tables to be used in Chapter 40A; (8) revising the interest assumption used for commuted value of future retirement benefits; (9) classifying fund members, inactive members, and retirees as Tier A (if hired before January 1, 2017 or rehired on or after January 1, 2017 with uncanceled or reinstated credited service) and Tier B (if hired, or rehired with canceled and unreinstated credited service, on or after January 1, 2017); (10) providing a reduced tier of benefits for Tier B and their beneficiaries and designees (including extending normal retirement age from 60 to 65 with five years of credited service, extending service retirement from 30 to 40 years, increasing the sum of age and amount of credited service from 78 to 80 in calculating retirement eligibility with reduced benefits for under-65 retirees, reducing pension benefits for joint and one-half survivor options, decreasing the percentage multiplier used to calculate benefits from 2.75% to 2.5%, extending the period over which average monthly earnings are calculated, eliminating health benefit supplements, lowering the cap on cost-of-living adjustments, and modifying interest rates on buybacks of credited service after a break in service); (11) allowing certain prior service credit with other governmental entities to be used in determining eligibility of a Tier B member to vest or retire, but not in computing benefits; (12) providing for selection of a designee to receive a retiree's earned but unpaid final month's pension; increasing the minimum monthly service death or service disability benefit from \$500 to \$1,000; ~~(13) providing a Tier B member with a nonservice disability who has at least five years of credited service is eligible for a disability pension if not eligible for a normal, early, or service retirement;~~

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-1260

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(143) allowing a lump sum payment for establishing credited service after a reduction in force to be made in the following calendar year if within 90 days after termination of employment; clarifying that a cost-of-living adjustment cannot reduce pension benefits; (154) clarifying that a leased employee is not an employee under Chapter 40A; (165) deleting the requirement that the city of Dallas provide office space and utilities for the retirement fund; updating legal citations; deleting obsolete provisions; and (176) making certain semantic, grammatical, and structural changes - Financing: No cost consideration to the City

Councilmember Kleinman moved to adopt the item but subsequently withdrew his motion.

Councilmember Kleinman then moved to adopt the item with the following changes to Section (3) of the item:

- The three (3) elected positions on the board will be designated Place 1, Place 2, and Place 3 on or after July 1, 2017;
- A member elected to Place 1 will serve a three (3) year term with the initial term running from July 1, 2017; and
- The amendments to [Chapter] 40A are effective on July 1, 2017, including that the Tier B employee hire date changes to July 1, 2017.

Motion seconded by Councilmember Kingston.

After discussion, Councilmember Greyson moved a substitute motion to defer the item and addendum addition agenda item 10 until the August 17, 2017 voting agenda meeting of the city council.

Substitute motion seconded by Mayor Pro Tem Alonzo.

The city secretary read addendum addition agenda item 10 into the record.

After discussion ended, Mayor Rawlings called the vote on Councilmember Greyson's substitute motion to defer addendum addition agenda items 9 and 10 until the August 17, 2017 voting agenda meeting of the city council and declared the motion adopted on a divided vote with Councilmembers Callahan and Kleinman voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1261

Addendum Item 10: An ordinance ordering a special election to be held in the city of Dallas on November 8, 2016 on the question of amending Chapter 40A of the Dallas City Code, known as the employees' retirement fund of the city of Dallas - Financing: No cost consideration to the City

During discussion of addendum addition agenda item 9, previously read into the record, Councilmember Greyson moved a substitute motion to defer that item along with this item until the August 17, 2017 voting agenda meeting of the city council.

The city secretary read the item [addendum agenda item 10] into the record.

Substitute motion seconded by Mayor Pro Tem Alonzo.

After discussion ended, Mayor Rawlings called the vote on Councilmember Greyson's substitute motion to defer addendum addition agenda items 9 and 10 until the August 17, 2017 voting agenda meeting of the city council and declared the motion adopted on a divided vote with Councilmembers Callahan and Kleinman voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1262

Addendum Item 11: A resolution designating absences by Councilmember Scott Griggs, Councilmember Carolyn King Arnold and Councilmember Lee M. Kleinman as being for "Official City Business" - Financing: No cost consideration to the City

Councilmember Griggs, Councilmember Arnold and Councilmember Kleinman announced they had a conflict of interest and would abstain from voting or participating in any discussion. Councilmember Griggs, Councilmember Arnold and Councilmember Kleinman left the city council chamber.

Councilmember Young moved to adopt the item.

Motion seconded by Councilmember McGough and unanimously adopted. (Griggs, Arnold, Kleinman abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 10, 2016

16-1263

Addendum Item 12: Consider a resolution directing the City Secretary to publish a summary of all Council votes on the City's website and setting forth the contents of the summary – Financing – No cost consideration to the City (via Councilmembers Griggs, Medrano, Arnold, Clayton, Kingston)

Councilmember Griggs moved to adopt the item.

Motion seconded by Councilmember Medrano.

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

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 10, 2016

EXHIBIT C