

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, FEBRUARY 22, 2012

12-0520

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

PRESENT: [15] Rawlings, Medrano, Atkins (*9:05 a.m.), Jasso, Griggs (*9:05 a.m.),
Caraway, Hill, Alonzo, Davis, Kadane, Allen, Koop, Greyson (*9:19
a.m.), Margolin, Hunt (*9:28 a.m.)

ABSENT: [0]

The meeting was called to order at 9:03 a.m.

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

The invocation was given by Phillip Webster, Reverend of The Episcopal Church of the Resurrection.

Councilmember Kadane led the pledge of allegiance.

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

After all business properly brought before the city council had been considered, the city council adjourned at 5:06 p.m.

Mayor

ATTEST:

Acting City Secretary

The meeting 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**

G:\2012MIN\cc022212M.doc

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, FEBRUARY 22, 2012

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, FEBRUARY 22, 2012

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0521

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: Kevin Felder, 8404 Capriola Ln.
SUBJECT: Taxation without representation

SPEAKER: Jeffrey W. Helfrich, 4606 Alta Vista Ln.
SUBJECT: Education Finance Corporation

OPEN MICROPHONE – END OF MEETING – SPOKE IN THE LAST 30 DAYS:

SPEAKER: Ozumba Lnuk-X, 4106 Vineyard Dr.
REPRESENTING: GOD
SUBJECT: Assaulted again on 12/8/2010

SPEAKER: LaKolya London, 1716 Chattanooga Pl.
REPRESENTING: The Children of Dallas, TX
SUBJECT: Education

SPEAKER: Robert Ceccarelli, 5302 Harry Hines Blvd.
SUBJECT: Agenda Item 53

SPEAKER: Gwain Wooten, 1000 Grigsby Ave.
REPRESENTING: R. A. W.
SUBJECT: A beautiful bridge over a filthy river

SPEAKER: LaKesha Johnson, 1715 Chattanooga Pl.
SUBJECT: Arlington Park closing

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0522

Item 1: Approval of Minutes of the February 8, 2012 City Council Meeting

Mayor Pro Tem Medrano moved to adopt the minutes.

Motion seconded by Deputy Mayor Pro Tem Atkins and unanimously adopted. (Greyson, Hunt absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0523

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-50, and addendum addition consent agenda items 1-8, was presented for consideration.

Councilmember Alonzo requested that consent agenda item 36 be considered as an individual item. Mayor Rawlings stated that consent agenda item 36 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Alonzo's request.

Mayor Pro Tem Medrano moved to adopt all items on the consent agenda with the exception of consent agenda item 36 which would be considered later in the meeting.

Motion seconded by Councilmember Kadane unanimously adopted. (Hunt absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0524

Item 2: Authorize a service contract for the refurbishment of aqua bar guard filter screens for Dallas Water Utilities - Filterone USA, LLC in the amount of \$2,737,263 and Alltech Engineering Corporation in the amount of \$235,309, lowest responsible bidders of two - Total not to exceed \$2,972,572 - Financing: Water Utilities Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0525

Item 3: Authorize a three-year service contract for grounds maintenance services at parks, airports and other City owned properties - Good Earth Corporation in the amount of \$2,389,573, JBa Land Management LLC in the amount of \$216,036 and BIO Landscape & Maintenance, Inc. in the amount of \$31,812, lowest responsible bidders of four - Total not to exceed \$2,637,421 - Financing: Current Funds (\$2,309,617) and Aviation Current Funds (\$327,804) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0526

Item 4: Authorize a three-year service contract for grounds maintenance services for medians, rights-of-way and vacant lots and residential properties - Good Earth Corporation in the amount of \$4,529,004 and JBa Land Management, LLC in the amount of \$1,638,772, lowest responsible bidders of four - Total not to exceed \$6,167,776 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0527

Item 5: Authorize a three-year service contract for litter pick up and refuse collection services at City parks - Good Earth Corporation, lowest responsible bidder of six - Not to exceed \$6,975,173 - Financing: Current Funds (subject to annual appropriations)

Corrected on the addendum to the agenda.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0528

Item 6: Authorize a one-year service contract for wildlife trapping services on City properties - 911 Wildlife, LLC, lowest responsible bidder of two - Not to exceed \$136,850 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0529

Water Conservation Program

Note: Item Nos. 7 and 8
must be considered collectively.

Item 7: Authorize a five-year service contract for water consumption audits for industrial, commercial and institutional facilities - Alan Plummer and Associates, Inc., most advantageous proposer of four - Not to exceed \$742,309 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0530

Water Conservation Program

Note: Item Nos. 7 and 8
must be considered collectively.

Item 8: A resolution authorizing the implementation and guidelines for a rebate program for industrial, commercial and institutional water utilities customers - Not to exceed an annual budget of \$2,000,000 - Financing: Water Utilities Current funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0531

Item 9: Authorize payment of a judgment in the lawsuit styled Heather Stewart v. City of Dallas, Cause No. 05-04952-L - Not to exceed \$149,889 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0532

FY 2011 Tax Increment Financing Zone Annual Reports

Item 10: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Two, (Cityplace Area TIF District), submitted by the Cityplace Area TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0533

FY 2011 Tax Increment Financing Zone Annual Reports

Item 11: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Three, (Oak Cliff Gateway TIF District), submitted by the Oak Cliff Gateway TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District, and to the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0534

FY 2011 Tax Increment Financing Zone Annual Reports

Item 12: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Four, (Cedars TIF District), submitted by the Cedars TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0535

FY 2011 Tax Increment Financing Zone Annual Reports

Item 13: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Five, (City Center TIF District), submitted by the City Center TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the chief executive officer of each taxing jurisdiction that levies taxes on real property in the District, and to the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0536

FY 2011 Tax Increment Financing Zone Annual Reports

Item 14: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Six, (Farmers Market TIF District), submitted by the Farmers Market TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the chief executive officer of each taxing jurisdiction that levies taxes on real property in the District, and to the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0537

FY 2011 Tax Increment Financing Zone Annual Reports

Item 15: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Seven, (Sports Arena TIF District), submitted by the Sports Arena TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0538

FY 2011 Tax Increment Financing Zone Annual Reports

Item 16: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Eight, (Design District TIF District), submitted by the Design District TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0539

FY 2011 Tax Increment Financing Zone Annual Reports

Item 17: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Nine, (Vickery Meadow TIF District), submitted by the Vickery Meadow TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District, and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0540

FY 2011 Tax Increment Financing Zone Annual Reports

Item 18: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Ten, (Southwestern Medical TIF District), submitted by the Southwestern Medical TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the chief executive officer of each taxing jurisdiction that levies taxes on real property in the District, and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0541

FY 2011 Tax Increment Financing Zone Annual Reports

Item 19: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Eleven, (Downtown Connection TIF District), submitted by the Downtown Connection TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the chief executive officer of each taxing jurisdiction that levies taxes on real property in the District, and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0542

FY 2011 Tax Increment Financing Zone Annual Reports

Item 20: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Twelve, (Deep Ellum TIF District), submitted by the Deep Ellum TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0543

FY 2011 Tax Increment Financing Zone Annual Reports

Item 21: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Thirteen, (Grand Park South TIF District), submitted by the Grand Park South TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0544

FY 2011 Tax Increment Financing Zone Annual Reports

Item 22: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Fourteen, (Skillman Corridor TIF District), submitted by the Skillman Corridor TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0545

FY 2011 Tax Increment Financing Zone Annual Reports

Item 23: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Fifteen, (Fort Worth Avenue TIF District), submitted by the Fort Worth Avenue TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and to the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0546

FY 2011 Tax Increment Financing Zone Annual Reports

Item 24: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Sixteen, (Davis Garden TIF District), submitted by the Davis Garden TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

FY 2011 Tax Increment Financing Zone Annual Reports

12-0547

- Item 25: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Seventeen, (TOD TIF District), submitted by the TOD TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0548

FY 2011 Tax Increment Financing Zone Annual Reports

Item 26: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Eighteen, (Maple/Mockingbird TIF District), submitted by the Maple/Mockingbird TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District, and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0549

FY 2011 Tax Increment Financing Zone Annual Reports

Item 27: A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Nineteen, (Cypress Waters TIF District), submitted by the Cypress Waters TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0550

Item 28: Authorize the release of lien on a secured, no interest, forgivable loan with Legacy Counseling Center, Inc. for non-substantial rehabilitation at Legacy Founders Cottage located at 828 South Tyler Street in the amount of \$6,734 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0551

Item 29: Authorize the acceptance of additional grant funds from the Dallas Housing Finance Corporation for the purpose of providing warranty home repairs for low-income qualified homeowners under the Home Repair Program and appropriating the funds for home repairs - Not to exceed \$50,000, from \$163,272 to \$213,272 - Financing: Dallas Housing Finance Corporation Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0552

Item 30: Authorize **(1)** preliminary adoption of Substantial Amendment No. 13 to the FY 2008-12 Consolidated Plan Budget to: **(a)** accept \$433,200 in Emergency Solutions Grant funds; **(b)** realign \$10,000 under the Essential Services and Operations to Homeless Prevention; **(c)** reprogram \$1,000,000 in Community Development Block Grant funds from the Residential Development/Acquisition Loan Program to the Mortgage Assistance Program; and **(d)** adopt the City of Dallas Affordable Rent Schedule as the City's overall maximum standard for determining affordable rents and the maximum HOME Investment Partnerships Act (HOME) rent levels for accomplishment and goal requirements required in the Consolidated Plan; and **(2)** a public hearing to be held on March 28, 2012 to receive comments on the proposed amendments - Not to exceed \$1,443,200 - Financing: 2011-12 Emergency Solutions Grants Funds (\$433,200), 2011-12 Emergency Shelter Grant Funds (\$10,000), 2005-06 Community Development Block Grant Funds (\$109,535), 2006-07 Community Development Block Grant Funds (\$300,000), 2008-09 Community Development Block Grant Funds (\$249,671), 2009-10 Community Development Block Grant Funds (\$258,768) and 2010-11 Community Development Block Grant Funds (\$82,026)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0553

- Item 31: Authorize renewal of the tri-party contract grant agreement between the City of Dallas, the U.S. Department of Housing and Urban Development, and the Dallas Housing Authority for the Shelter Plus Care Grant which provides rental assistance funds to be distributed by the Dallas Housing Authority for single room occupancy of homeless persons living with HIV/AIDS at Hillcrest House located at 834 North Marsalis Avenue for the period May 12, 2012 through May 11, 2013 - Total not to exceed \$374,016 - Financing: U.S. Department of Housing and Urban Development Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0554

- Item 32: Authorize a public hearing to be held on March 28, 2012 to receive comments on the proposed sale of one unimproved property acquired by the taxing authorities from the Sheriff to East Dallas Community Organization (“EDCO”), 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 (list attached) - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0555

Item 33: Authorize the first amendment to the contract with the Department of State Health Services to accept additional grant funds awarded for the continuation of the Special Supplemental Nutrition Program for the Women, Infants and Children Program for the period October 1, 2011 through March 31, 2012 - Not to exceed \$80,060, from \$7,332,423 to \$7,412,483 - Financing: Department of State Health Services Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0556

Item 34: Authorize a public hearing to be held on March 28, 2012 to receive comments on the proposed FY 2012-13 Operating, Capital, Grant, and Trust budgets - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0557

Item 35: Authorize a contract for a stone entry feature and sign, landscaping and lighting at the La Vista Drive intersection and landscaping at the Munger Boulevard intersection located at the Swiss Avenue Medians - Denali Construction Services, LLC, lowest responsible bidder of four - Not to exceed \$68,310 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0558

Item 36: Authorize **(1)** a multi-faceted construction manager at risk contract for: **(a)** improvements at Elm Fork Gun Range; **(b)** tennis court renovations at L.B. Houston Tennis Center; **(c)** renovation of the L.B. Houston Golf Course including erosion control and drainage, greens contouring and replacement, soil preparation, fairway sculpting and grassing, landscaping; and **(d)** upgrade of the existing golf course clubhouse at L.B. Houston Golf Course located at 11223 Luna Road with Rogers-O'Brien Construction Company, Ltd., best value proposer of three for the Guaranteed Maximum Price of \$4,770,259; and **(2)** an amendment to the management agreement with Mickey Ray Piersall to define roles, responsibilities and compensation as a result of the closure of L.B. Houston Golf Course for renovation in the amount of \$205,275 - Total not to exceed \$4,975,534 - Financing: 2003 Bond Funds (\$540,526), 2006 Bond Funds (\$3,629,733), Golf Improvement Funds (\$705,275) and Park Improvement Funds (\$100,000)

Councilmember Alonzo requested that consent agenda item 36 be considered as an individual item. Mayor Rawlings stated that consent agenda item 36 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Alonzo's request.

Later in the meeting, consent agenda item 36 was brought up for consideration.

Councilmember Alonzo requested clarification from staff on the item and for it be held for action later in the meeting.

Later in the meeting, after confirming clarification from staff had been made, Councilmember Alonzo moved to adopt the item.

Motion seconded by Councilmember Jasso and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0559

Item 37: Authorize Supplemental Agreement No. 1 to the professional services contract with Dan Shipley Architect, Inc. for design development through construction administration services for renovations of the golf course clubhouse at L.B. Houston Golf Course located at 11223 Luna Road - Not to exceed \$72,855, from \$22,550 to \$95,405 - Financing: 2003 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0560

Item 38: Authorize an increase in the contract with Speed Fab-Crete Corporation for new storefront and doors in meeting rooms, replacement of drywall, upgrade HVAC controls, demolition and replacement of light fixtures, and replacement of HVAC units at Kidd Springs Recreation Center located at 700 West Canty Street - Not to exceed \$133,039, from \$1,188,565 to \$1,321,604 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0561

Item 39: Authorize **(1)** public hearings to be held on March 28, 2012 and April 25, 2012 to receive comments on the renewal of the Dallas juvenile curfew ordinance; and at the close of the public hearing on April 25, 2012, **(2)** consideration of an ordinance amending Chapter 31 of the Dallas City Code to re-adopt and continue in effect the Dallas juvenile curfew ordinance to provide daytime and nighttime curfew hours for minors - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0562

Item 40: Authorize **(1)** the application for and acceptance of the Law Enforcement and Service Provider Multidisciplinary Anti-Trafficking Task Forces grant from the U.S. Department of Justice, Office of Justice Programs as a sub-grantee in the amount of \$150,000 to provide a proactive program to address the problem of human trafficking, for the period October 1, 2011 through September 30, 2013; **(2)** In-Kind contributions in the amount of \$166,886; and **(3)** execution of the grant agreement - Total not to exceed \$316,886 - Financing: U.S. Department of Justice Grant Funds (\$150,000) and In-Kind Contributions (\$166,886) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0563

Item 41: Authorize a fourth amendment to the lease agreement with Dallas Children's Advocacy Center to extend the lease for an additional one-year period for the continued use of approximately 3,731 square feet of office space and five parking spaces located at 3611 Swiss Avenue near its intersection with Gordon Street by the Police Department's Youth and Family Crimes Division for the period January 1, 2012 through December 31, 2012 - Total not to exceed \$49,250 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0564

Item 42: Authorize Supplemental Agreement No. 4 to the professional services contract with HKS, Inc. for architectural, engineering, interior design, roof inspections, drainage system video investigation, and construction administration services for the Dallas Convention Center Facility Improvement Program - Not to exceed \$1,217,060, from \$4,251,551 to \$5,468,611 - Financing: 2009 Convention Center Revenue Bonds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0565

Item 43: Authorize **(1)** an Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for traffic signal improvements at the intersections of Sylvan Avenue at Irving Boulevard and Sylvan Avenue at the park access ramp; and **(2)** the establishment of appropriations in the amount of \$44,927 in the Texas Department of Transportation Grant Fund - Total not to exceed \$44,927 - Financing: Texas Department of Transportation Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0566

Item 44: An ordinance amending Ordinance No. 26908 which closed portions of South Boulevard and Trezevant Street located near their intersection with Trunk Avenue, to extend the deadline from 120 days to 180 days to receive approval from Dallas Area Rapid Transit (DART) and to extend the dedication requirement of needed right-of-way from one year to three years - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 28551

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0567

Item 45: An ordinance amending Ordinance No. 27602 which closed a portion of Cullum Lane located near the intersection of Harry Hines Boulevard and Cullum Lane, to extend the deadline from 120 days to one year to receive approval from Dallas Area Rapid Transit (DART) - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 28552

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0568

Item 46: An ordinance correcting Chapter 51A, Dallas Development Code: Ordinance No. 19455, of the Dallas City Code, as amended, by correcting Sections 51A-1.105, "Fees," 51A-4.203, "Industrial Uses," 51A-4.501, "Historic Overlay District," 51A-4.605, "Design Standards," 51A-4.702, "Planned Development (PD) District Regulations," 51A-4.803, "Site Plan Review," 51A-7.603, "Applications," 51A-7.909, "Attached Non-Premise District Activity Videoboard Signs," 51A-7.913, "Construction Barricade Signs," 51A-7.930, "Supergraphic Signs," 51A-7.1212, "Cultural Institution Digital Signs," 51A-7.1214, "Construction Barricade Signs," 51A-10.131, "Application of Division," and 51A-10.135, "Alternative Methods of Compliance With Tree Replacement Requirements" - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 28553

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0569

Item 47: An ordinance correcting Chapter 51P, Dallas Development Code: Planned Development District Regulations, of the Dallas City Code, as amended by correcting Article 114, Division S-79 of Article 193, Article 272, Article 317, Article 631, Article 770, and Article 799 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 28554

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0570

Item 48: An ordinance correcting **(1)** Historic Overlay District No. 67; **(2)** Historic Overlay District No. 68; **(3)** Planned Development District No. 601; **(4)** Planned Development District No. 462; **(5)** a municipal setting designation at 5417, 5422, 5427, 5430, 5432, 5502, 5506, 5512, and 5514 Redfield Street and 2231, 2241, and 2311 Butler Street; **(6)** Planned Development District No. 770; **(7)** creating Planned Development Subdistrict No. 84 within Planned Development District No. 193; **(8)** a municipal setting designation at 2504, 2506, 2514, 2518, 2522, 2602, 2606, and 2610 Bomar Avenue, 6010 Forest Park Road, and 5919, 5925, and 6102 Maple Avenue; **(9)** Specific Use Permit No. 1749; **(10)** Specific Use Permit No. 1450; **(11)** Planned Development District No. 745; **(12)** Planned Development District No. 816; (13) Ordinance 27799 which rezoned a tract of land from R-7.5(A) Single Family District to CS Commercial Service District; **(14)** Specific Use Permit No. 1766; **(15)** Specific Use Permit No. 1804; **(16)** Specific Use Permit No. 1816; **(17)** Planned Development District No. 780; and **(18)** Specific Use Permit No. 1915 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 28555

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0571

Item 49: Authorize Supplemental Agreement No. 2 to the Local Project Advance Funding Agreement with the Texas Department of Transportation for construction administration services for the Santa Fe Trestle Hike and Bike Trail Improvement Project - Not to exceed \$12,000, from \$24,000 to \$36,000 - Financing: 1998 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0572

Item 50: Authorize a short-term contract with Luminant Generation Company LLC for untreated water service for the period January 1, 2012 through December 31, 2013 - Estimated Annual Revenue: \$1,229,892

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0573

Item 51: 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 acting city secretary distributed a report showing all nominations and re-nominations received for city boards and commissions appointments for the 2012-2013 board term updated through February 22, 2012.

The acting city secretary noted the report indicated nominees and re-nominees for individual appointments cleared for city council action met all qualifications for service.

Mayor Pro Tem Medrano moved to appoint nominees to an "individual appointment" position in the report who met all qualifications for service to the boards and commissions of the city for the term ending September 30, 2013.

Motion seconded by Councilmember Kadane and unanimously adopted. (Hunt absent when vote taken)

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

12-5140 JNC JUDICIAL NOMINATING COMMISSION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0574

Item 52: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from James C. Campbell of a tract of land containing approximately 2,745 square feet located near the intersection of Fisher Road and Trammel Drive for drainage improvements associated with Rush Creek culvert replacements for the Rush Creek Local Drainage Relief and Utility Relocation Project - Not to exceed \$13,000 (\$10,157 plus closing costs and title expenses not to exceed \$2,843) - Financing: 2006 Bond Funds

The acting city secretary announced the item requires a motion that the City Council of the City of Dallas adopt the item and authorize the use of the power of eminent domain, if such becomes necessary, to acquire, from James C. Campbell, a tract of land containing approximately 2,745 square feet located near the intersection of Fisher Road and Trammel Drive in City of Dallas Block 5425, Dallas County, Texas, and more fully described in Exhibit A of the proposed written resolution for this item, for storm water drainage improvements, in connection with the Rush Creek Culvert Replacement, Local Drainage Relief, and Utility Relocation project.

Deputy Mayor Pro Tem Atkins moved to adopt the item.

Motion seconded by Councilmember Kadane.

Mayor Rawlings called the vote on Deputy Mayor Pro Tem Atkins' motion to adopt the item:

Voting Yes: [14] Rawlings, Medrano, Atkins, Jasso, Griggs, Caraway, Hill, Alonzo, Davis, Kadane, Allen, Koop, Greyson, Margolin

Voting No: [0]

Absent when vote taken: [1] Hunt

Absent: [0]

Mayor Rawlings declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0575

Item 53: Authorize **(1)** establishment of a non-profit corporation, the ~~City of Dallas~~ North Texas Education Finance Corporation, for the purpose of financing or refinancing of educational facilities and/or housing facilities incidental to education facilities; **(2)** approval of the Corporation's certificate of formation and bylaws; **(3)** appointment of the Corporation's initial Board of Directors; **(4)** the Mayor to execute and deliver a certificate approving the bonds to be issued for the benefit of Uplift Education, a Texas non-profit corporation, and the facilities to be financed with the proceeds of the bonds for the purpose of satisfying the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended; and **(5)** the City Manager to file the Corporation's certificate of formation with the Secretary of State - Financing: No cost consideration to the City

Corrected on the addendum to the agenda.

The following individuals addressed the city council regarding the item:

Yasmin Bhatia, 4230 Beechwood Ln., representing Uplift – CEO
Demetria Vashun-Hargrove, 3926 Atlanta St.
Chris Garcia, 6011 Gaston Ave., representing Uplift – Peak Director
Nicole Young, 2526 Idaho Ave.
Kevin Bryant, 4463 Brookview Dr., representing Uplift – Chairman
Charles English, 2238 Elderoaks Ln.
Bill Betzen, 6717 Cliffwood Dr., (handouts provided)
Roscoe Smith, 12256 Center Court Dr.
Richard Sheridan, 3022 Forest Ln.
David Lee, 8344 Hunnicut Rd., representing Alliance AFT
DeMarcus Offord, 2815 Burger St.
Chris Williams, 2815 Burger St.
Jerri Arbuckle, 4800 Victor St.

Councilmember Margolin moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Atkins.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

12-0575

Page 2

Councilmember Jasso asked Councilmember Margolin if she would accept a friendly amendment to provide for all or some of the Board of Directors of the Housing Finance Corporation to be appointed by the City.

After discussion, Councilmember Margolin stated she would prefer to have the friendly amendment proposed by Councilmember Jasso as a separate motion.

After further discussion, Councilmember Jasso made a substitute motion to separate actions on the authorization of the Education Finance Corporation and the makeup of the board.

The substitute motion was seconded by Councilmember Davis.

Councilmember Davis requested a record vote.

Mayor Rawlings called the vote on Councilmember Jasso's substitute motion to separate actions on the authorization of the Education Finance Corporation and the makeup of the board.

Voting Yes: [6] Medrano, Jasso, Griggs, Hill, Alonzo, Davis

Voting No: [9] Rawlings, Atkins, Caraway, Kadane, Allen, Koop, Greyson, Margolin, Hunt

Mayor Rawlings declared the motion failed.

Mayor Rawlings called the vote on Councilmember Margolin's motion to adopt the item.

Voting Yes: [11] Rawlings, Atkins, Jasso, Griggs, Caraway, Kadane, Allen, Koop, Greyson, Margolin, Hunt

Voting No: [4] Medrano, Hill, Alonzo, Davis

Mayor Rawlings declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0576

DESIGNATED PUBLIC SUBSIDY MATTERS

Item 54: Authorize an amendment to the development agreement with the Kessler Theater, LLC, previously approved on November 9, 2009, by Resolution No. 09-2762-01, in Tax Increment Financing Reinvestment Zone Number Sixteen (Davis Garden TIF District) to extend the deadlines related to the completion of the Kessler Theater project to July 1, 2012 - Financing: No cost consideration to the City

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

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

Councilmember Griggs moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Atkins and Councilmember Alonzo and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0577

DESIGNATED PUBLIC SUBSIDY MATTERS

Item 55: Authorize an amendment to the development agreement with GFD Opportunity II, LLC, previously approved on April 28, 2010, by Resolution No. 10-1098, in Tax Increment Financing Reinvestment Zone Number Sixteen (Davis Garden TIF District) to extend the deadlines related to the completion of the Hillside West project and modify the developer's fees for the project from an amount not to exceed the lesser of \$1,784,744 or 11% of the total cost of the project improvements to an amount not to exceed 11% of the total cost of the project improvements - Financing: No cost consideration to the City

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

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

Councilmember Griggs moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Atkins and Councilmember Jasso and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0578

CONSENT ZONING DOCKET

The consent zoning docket, consisting of agenda items 56-58, was presented for consideration.

Agenda items 56 and 58 were removed from the consent zoning docket, to be considered as individual hearings.

~~Agenda item 56: Zoning Case Z112-123(WE)~~ [considered individually]

Agenda item 57: Zoning Case Z112-132(RB)

~~Agenda item 58: Zoning Case Z112-135(CH)~~ [considered individually]

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

The following individual addressed the city council:

William Hopkins, 2011 Leath St.

Deputy Mayor Pro Tem Atkins 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 Kadane and unanimously adopted. (Caraway, Davis, Koop absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0579

Item 56: Zoning Case Z112-123(MW)

The consent zoning docket, consisting of agenda items 56-58, was presented for consideration.

Councilmember Hill requested that zoning consent item 56 be considered as an individual item. Mayor Rawlings stated that zoning consent item 56 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Hill's request.

A public hearing was called on zoning case Z112-123(MW), regarding an application for and an ordinance granting a D-1 Liquor Control Overlay and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store use of less than 3,500 square feet on property zoned Subarea 2 within Planned Development District No. 366, the Buckner Boulevard Special Purpose District, with a D Liquor Control Overlay on the southwest corner of South Buckner Boulevard and Umphress Road

(The staff recommended Approval of a D-1 Liquor Control Overlay and approval of a Specific Use Permit for a two-year period with eligibility for automatic renewal for additional five-year periods, subject to a site plan and conditions and city plan commission recommended Approval of a D-1 Liquor Control Overlay and approval of a Specific Use Permit 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 Hill moved to close the public hearing, accept staff's recommendation to change the D overlay to a D-1 overlay, approve the Specific Use Permit for two-years with five-year renewals and pass the ordinance.

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

Assigned ORDINANCE NOS. 28556 AND 28557

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0580

Item 57: Zoning Case Z112-133(RB)

The consent zoning docket, consisting of agenda items 56-58, was presented for consideration.

A public hearing was called on zoning case Z112-133(RB), regarding an application for and an ordinance granting a Specific Use Permit for an open-enrollment charter school on property zoned an NO(A) Neighborhood Office District and a CR Community Retail District, on the northwest corner of Camp Wisdom Road and Westmoreland Road

(The staff and city plan commission recommended Approval for a five-year period with eligibility for automatic renewal for additional five-year periods, subject to a site plan, traffic management plan, and conditions)

The following individual addressed the city council:

William Hopkins, 2011 Leath St.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 28558

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0581

Item 58: Zoning Case Z112-135(CH)

The consent zoning docket, consisting of agenda items 56-58, was presented for consideration.

The Acting City Secretary requested that zoning consent item 58 be considered as an individual item to allow citizens to speak. Mayor Rawlings stated that zoning consent item 58 would be considered as an individual item later in the meeting there being no objection voiced to the Acting City Secretary's request.

Councilmember Hunt requested that zoning consent item 58 be considered as an individual item. Mayor Rawlings stated that zoning consent item 58 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Hunt's request.

A public hearing was called on zoning case Z112-135(CH), regarding an application for and an ordinance granting a Specific Use Permit for a hotel or motel use on property zoned Subdistrict B Historic Core within Planned Development District No. 225, the State Thomas Special Purpose District with Historic Overlay No. 25, on the north corner of Thomas Avenue and Fairmount Street

(The staff and city plan commission recommended Approval for a five-year period with eligibility for automatic renewal for additional five-year periods, subject to a site plan and conditions)

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

Appearing in favor of the city plan commission's recommendation:

Roger Albright, 3301 Elm St., representing the applicant
Judith Hearst, 2512 Thomas Ave., President of the Friends of State Thomas for the
State Thomas Historic District
Gwain Wooten, 1000 Grigsby Ave.
Tom Gibbons, 5029 Live Oak St.
William Hopkins, 2011 Leath St.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

12-0581

Page 2

Councilmember Hunt moved to close the public hearing, adopt the Specific Use Permit for 15 years and pass the ordinance.

Motion seconded by Councilmember Kadane and unanimously adopted.

Assigned ORDINANCE NO. 28559

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0582

Item 59: Zoning Case Z112-137(WE) –INDIVIDUAL

A public hearing was called on zoning case Z112-137(WE), regarding an application for and an ordinance granting an amendment to Planned Development District No. 572 for a public school other than an open-enrollment charter school on the southeast corner of Pleasant Valley Drive and Chimney Hill Lane

(The staff and city plan commission recommended Approval subject to a development plan, traffic management plan and conditions)

The following individual addressed the city council:

William Hopkins, 2011 Leath St.

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

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

Motion seconded by Councilmember Kadane and unanimously adopted.

Assigned ORDINANCE NO. 28560

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0583

Item 60: Zoning Case Z112-118(WE) – UNDER ADVISEMENT - INDIVIDUAL

Theresa O'Donnell, director of sustainable development and construction, reminded the city council that in accordance with subparagraphs (c)(2)(A) and (c)(2)(B) of Section 51A-4.701 of the development code, council approval of the application would require the favorable vote of three-fourths of all members of the city council in that the application for a change in zoning had been recommended for approval by the city plan commission, and a written protest against the change in zoning had been signed by the owners of 20 percent or more of either the land in the area of the request or land within 200 feet of the area of the request, and the protest had been filed with the director of sustainable development and construction.

A public hearing was called on zoning case Z112-118(WE), regarding an application for and an ordinance granting an NS(A) Neighborhood Service District on property zoned an R-7.5(A) Single Family District on the north side of Lake June Road, west of St. Augustine Road

(The staff and city plan commission recommended Approval)

Note: This item was considered by the City Council at a public hearing on February 8, 2012, and was taken under advisement until February 22, 2012, with the public hearing open.

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

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

Motion seconded by Councilmember Kadane and unanimously adopted.

Assigned ORDINANCE NO. 28561

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0584

Item 61: Zoning Case Z101-342(WE) – UNDER ADVISEMENT - INDIVIDUAL

Theresa O'Donnell, director of sustainable development and construction, reminded the city council that in accordance with subparagraphs (c)(2)(A) and (c)(2)(B) of Section 51A-4.701 of the development code, council approval of the application would require the favorable vote of three-fourths of all members of the city council in that the application for a change in zoning had been recommended for approval by the city plan commission, and a written protest against the change in zoning had been signed by the owners of 20 percent or more of either the land in the area of the request or land within 200 feet of the area of the request, and the protest had been filed with the director of sustainable development and construction.

A public hearing was called on zoning case Zoning Case Z101-342(WE), regarding an application for and an ordinance granting a Planned Development District for a public school other than an open-enrollment charter school and D(A) Duplex District uses on property zoned an D(A) Duplex District and a CS Commercial Service District on the south corner of South Barry Avenue and Philip Avenue, and certain lots in an area generally bounded by South Fitzhugh Avenue, Philip Avenue, South Barry Avenue and Gurley Avenue

(The staff and city plan commission recommended Approval subject to a development plan, landscape plan, traffic management plan and conditions)

Note: This item was considered by the City Council at a public hearing on February 8, 2012, and was taken under advisement until February 22, 2012, with the public hearing open.

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

Norma Hernandez, 5019 Phillip Ave., (handouts provided)

Councilmember Greyson moved to suspend Section 6.3 of the City Council Rules of Procedures to allow speaker Norma Hernandez a one minute extension.

By general consensus, the motion to suspend the rules to speak were agreed upon by the city council to allow the one minute extension to Ms. Hernandez.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

12-0584

Page 2

Appearing in opposition to the city plan commission's recommendation: (continued)

Claudia Lozano, 4939 Phillip Ave.
Augustina Del Rio, 1015 S. Barry Ave.
Jay Johnson, 2500 N. Houston St.
Imana Cordova, 2187 Mack Cir.
Shawn Busari, 4906 Gurley Ave.
Gwain Wooten, 1000 Grigsby Ave.
Mauricio Redinos, 4930 Gurley Ave.
Jewel Floyd, 4908 Gurley Ave.
Tom Gibbons, 5029 Live Oak
Benjamin King, 16826 Davenport Ct., representing the community
Chelsea Davis, (no address provided), representing Norma Hernandez and others

Appearing in favor of the city plan commission's recommendation:

Kirk Williams, 5400 Renaissance Tower, representing the Dallas Independent School District
Anna Gracia, 4833 Phillip Ave.
Iris Ramirez, 5023 Phillip Ave.
Maria Andrade, 5018 Phillip Ave.
Olivia M. Santos, 59423 Palo Pinto Ave.
Ovidia Amaya, 1405 S. Fitzhugh Ave.
Tom Harbison, 907 Bank St., Chairman of Jubilee Park and Community Center

Mayor Pro Tem Medrano moved to close the public hearing, accept the recommendation of staff for approval with the following changes:

- All lots with frontage along Gurley Avenue and the lot at the western corner of Phillip Avenue and Barry Avenue will be excluded from the Planned Development, with the ordinance, an amended development plan, an amended landscape plan, and an amended traffic management plan to come back.

Motion seconded by Deputy Mayor Pro Tem Atkins.

After discussion, Councilmember Caraway called for a record vote.

Mayor Rawlings called the vote on Mayor Pro Tem Medrano's motion to adopt recommendation of staff for approval with the following changes:

- All lots with frontage along Gurley Avenue and the lot at the western corner of Phillip Avenue and Barry Avenue will be excluded from the Planned Development, with the ordinance, an amended development plan, an amended landscape plan, and an amended traffic management plan to come back.

Voting Yes: [12] Rawlings, Medrano, Atkins, Jasso, Caraway, Hill, Alonzo, Davis,
Kadane, Allen, Koop, Margolin

Voting No: [3] Griggs, Greyson, Hunt

Mayor Rawlings declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0585

Item 62: Zoning Case Z101-196(RB) – DESIGNATED ZONING CASES - INDIVIDUAL

A public hearing was called on zoning case Z101-196(RB), regarding an application for an MF-2(A) Multifamily District with deed restrictions volunteered by the applicant on property zoned a CR Community Retail District with a D-1 Liquor Control Overlay, on the northeast line of Lawnview Avenue, south of Forney Road

(The staff and city plan commission recommended Approval of an MF-1(A) Multifamily District in lieu of the requested MF-2(A) Multifamily District, subject to deed restrictions volunteered by the applicant, and retention of the D-1 Liquor Control Overlay)

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Acting City Secretary Rios 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 Davis moved to continue the public hearing, remand the application back to the city plan commission and allow the applicant to change the application to a Planned Development District with the applicant paying any additional fees required to amend the application.

Motion seconded by Councilmember Alonzo and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0586

Item 63: Zoning Case Z101-335(RB) – DESIGNATED ZONING CASES - INDIVIDUAL

A public hearing was called on zoning case Z101-335(RB), regarding an application for and an ordinance granting a Planned Development District for Mixed Uses on property zoned an MU-2 Mixed Use District and an MF-2(A) Multifamily District, and an ordinance terminating Specific Use Permit No. 1621 for a Child-care facility and Private school on both sides of Westmoreland Road, north of Wheatland Road

(The staff and city plan commission recommended Approval, subject to a Tract 1 development plan/Tract 2 conceptual plan, a Tract 3 development plan, traffic management plan, and conditions, and approval of the termination of Specific Use Permit No. 1621)

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Acting City Secretary Rios 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.

Appearing in favor of the city plan commission's recommendation:

Audra Buckley, 2814 Main St., representing the applicant

Deputy Mayor Pro Tem Atkins moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Hill and Councilmember Kadane and unanimously adopted.

Assigned ORDINANCE NOS. 28562 AND 28563

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

Closed Session [**12-0587; HELD**]

6ES

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

- Tommy Eugene Aycock v. City of Dallas, Texas, Civil Action No. 3:09-cv-0591-M
- Thomas Hannon v. David L. Nevitt, et al., Civil Action No. 3:09-cv-0066-N
- Legal issues involving Columbia Packing Company

At 12:22 p.m., Mayor Rawlings announced the closed session of the city council authorized by Chapter 551, "OPEN MEETING," of the (Texas Open Meetings Act) to discuss the following matters:

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

- Tommy Eugene Aycock v. City of Dallas, Texas, Civil Action No. 3:09-cv-0591-M
- Thomas Hannon v. David L. Nevitt, et al., Civil Action No. 3:09-cv-0066-N
- Legal issues involving Columbia Packing Company

Mayor Rawlings reconvened the city council meeting after the closed session at 2:15 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0588

Addendum addition 1: Authorize a three-year master agreement for concealable body armor vests, alterations and accessories for Police personnel - Galls, LLC in the amount of \$1,710,996 and C & G Police Supply dba C & G Wholesale in the amount of \$55,000, lowest responsible bidders of six - Total not to exceed \$1,765,996 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0589

Addendum addition 2: Authorize **(1)** the acceptance of a grant from the Texas Department of State Health Services - EMS Local Projects Grant for the period October 15, 2011 through August 31, 2012; and **(2)** execution of the contract agreement - Not to exceed \$4,412 - Financing: Texas Department of State Health Services - EMS Local Projects Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0590

Addendum addition 3: Authorize an Interlocal Agreement with the City of Houston for Incident Command Development training for Dallas Fire-Rescue officers and drivers at Houston Fire Department's Val Jahnke Training Facility - Not to exceed \$63,700 - Financing: U.S. Department of Homeland Security Assistance to Firefighters Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0591

Addendum addition 4: Authorize the purchase of furniture for the Dallas Convention Center - Martin Brattrud, Inc. in the amount of \$156,690 and Teknion LLC in the amount of \$181,170, through the Texas Multiple Award Schedules - Total not to exceed \$337,860 - Financing: 2009 Convention Center Revenue Bonds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0592

Addendum addition 5: Authorize the quitclaim of 17 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders (list attached) - Revenue: \$38,210

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0593

Addendum addition 6: A resolution authorizing the rejection of the only bid received from GreatLots, LLC for tax foreclosure property located at 3411 Myrtle Street - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0594

Addendum addition 7: An ordinance abandoning portions of a drainage easement and an inlet easement to Anland North L.P., Anland North II L.P. and Anland North Commercial L.P., the abutting owners, containing a total of approximately 4,450 square feet of land located near the intersection of Victory Avenue and All Star Way and providing for the dedication of a total of approximately 20,961 square feet of needed land - Revenue: \$5,400 plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 28564

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0595

Addendum addition 8: Authorize a contract for erosion control along the Trinity River south of Loop 12 and west of Riverwood Road, Phase II - Davis Construction, Inc. d/b/a DCI Contracting, Inc., lowest responsible bidder of three - Not to exceed \$2,834,505
- Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0596

Addendum addition 9: A resolution designating an absence by Councilmember Carolyn R. Davis as being for "official city business" -
Financing: No cost consideration to the City

Councilmember Davis announced she had a conflict of interest and would abstain from voting or participating in any discussion. Councilmember Davis left the city council chamber.

Councilmember Hill moved to adopt the item.

Motion seconded by Councilmember Kadane and unanimously adopted. (Davis abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0597

Addendum addition 10: An ordinance amending Chapter 6, Section 6-4 of the Dallas City Code to amend the area exempted from the spacing requirements for alcohol permits from certain protected uses to include the Deep Ellum / Near East Side Special Purpose District - Financing: No cost consideration to the City (via Mayor Rawlings)

The following individual addressed the city council regarding the item:

Barry Annino, 6116 Winton, representing the Deep Ellum Foundation

Mayor Pro Tem Medrano moved to pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Atkins and unanimously adopted. (Griggs, Davis absent when vote taken)

Assigned ORDINANCE NO. 28565

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0598

DESIGNATED PUBLIC SUBSIDY MATTERS

Addendum addition 11: Authorize a resolution in support of the Texas Department of Housing and Community Affairs (TDHCA) 9% low-income housing tax credit (LIHTC) allocation for 1400 Belleview, LP located at 1401 Browder Street for the acquisition and new construction of the proposed 164-unit multifamily residential development for low income families - Financing: No cost consideration to the City

(The staff recommended Approval)

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Acting City Secretary Rios 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."

Mayor Pro Tem Medrano moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Atkins and Councilmember Hill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0599

DESIGNATED PUBLIC SUBSIDY MATTERS

Addendum addition 12: Authorize a resolution in support of the Texas Department of Housing and Community Affairs (TDHCA) 9% low-income housing tax credit (LIHTC) allocation for 1701 Canton - EVERgreen Residences located at 1701 Canton Street for the acquisition and new construction of the proposed 130-unit multifamily residential development for low income permanent supportive housing for families - Financing: No cost consideration to the City

(The staff recommended Approval)

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Acting City Secretary Rios 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 regarding the item:

Robert Alberts, 6517 Blanch Cir., Executive Director of Family Gateway (handouts provided)

Bruce Buchanan, 408 Park Ave., representing First Presbyterian Church

Leslie Ingendorf, 4420 Highlander Dr., representing Farmers Market Stakeholder Association

Robin McCaffrey, 1907 Marilla St., representing Farmers Market Stakeholder Association

Craig Melde, 1907 Marilla St., representing Farmers Market Stakeholder Association

Tanya Ragan, 807 Park Ave., representing Farmers Market Stakeholder Association

Lisa Rofsky, 614 S. Harwood St., representing Farmers Market Stakeholder Association

Kelsey Brodersen, 614 S. Harwood St., representing Farmers Market Stakeholder Association

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

12-0599

Page 2

Mayor Pro Tem Medrano moved to adopt the item.

Motion seconded by Councilmember Jasso and Councilmember Hill.

After discussion, Mayor Rawlings called for a vote on the motion.

Mayor Rawlings declared the motion adopted on a divided vote, with Councilmember Kadane voting "No." (Atkins absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0600

DESIGNATED PUBLIC SUBSIDY MATTERS

Addendum addition 13: Authorize a resolution in support of the Texas Department of Housing and Community Affairs (TDHCA) 9% low-income housing tax credit (LIHTC) allocation for Cadillac Apartments located at the southwest corner of Cadiz and South Ervay Streets for the acquisition and new construction of the proposed 164-unit multifamily residential development for low income permanent supportive housing - Financing: No cost consideration to the City

(The staff recommended Approval)

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Acting City Secretary Rios 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 regarding the item:

Robert Alberts, 6517 Blanch Cir., Executive Director of Family Gateway (handouts provided)
Bruce Buchanan, 408 Park Ave., representing First Presbyterian Church
Leslie Ingendorf, 4420 Highlander Dr., representing Farmers Market Stakeholder Association
Robin McCaffrey, 1907 Marilla St., representing Farmers Market Stakeholder Association
Craig Melde, 1907 Marilla St., representing Farmers Market Stakeholder Association
Tanya Ragan, 807 Park Ave., representing Farmers Market Stakeholder Association
Lisa Rofsky, 614 S. Harwood St., representing Farmers Market Stakeholder Association
Kelsey Brodersen, 614 S. Harwood St., representing Farmers Market Stakeholder Association

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL
12-0600
Page 2

Mayor Pro Tem Medrano moved to adopt the item.

Motion seconded by Councilmember Hill and Councilmember Koop.

After discussion, Mayor Rawlings called for a vote on the motion.

Mayor Rawlings declared the motion adopted on a divided vote, with Councilmember Kadane voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0601

DESIGNATED PUBLIC SUBSIDY MATTERS

Addendum addition 14: Authorize a resolution in support of the Texas Department of Housing and Community Affairs (TDHCA) 9% low-income housing tax credit (LIHTC) allocation for Hatcher Square located at 4600 Scyene Road for the acquisition and new construction of the proposed 136-unit multifamily residential development for low income families - Financing: No cost consideration to the City

(The staff recommended Approval)

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Acting City Secretary Rios 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 Davis moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Atkins and Councilmember Alonzo and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0602

DESIGNATED PUBLIC SUBSIDY MATTERS

Addendum addition 15: Authorize a resolution in support of the Texas Department of Housing and Community Affairs (TDHCA) 9% low-income housing tax credit (LIHTC) allocation for Haven Cove located at 1810 High Hill Boulevard for the acquisition, rehabilitation and new construction of the proposed 250-unit multifamily residential development for low income families
- Financing: No cost consideration to the City

(The staff recommended Denial)

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Acting City Secretary Rios 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 action taken on this item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0603

DESIGNATED PUBLIC SUBSIDY MATTERS

Addendum addition 16: Authorize a resolution in support of the Texas Department of Housing and Community Affairs (TDHCA) 9% low-income housing tax credit (LIHTC) allocation for Kleberg Commons located at 12700 Kleberg Road for the acquisition and new construction of the proposed 200-unit multifamily residential development for low income families - Financing: No cost consideration to the City

(The staff recommended Denial)

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Acting City Secretary Rios 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 action taken on this item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0604

DESIGNATED PUBLIC SUBSIDY MATTERS

Addendum addition 17: Authorize a resolution in support of the Texas Department of Housing and Community Affairs (TDHCA) 9% low-income housing tax credit (LIHTC) allocation for Buckner Retirement Village located at 4800 Samuell Boulevard for acquisition, rehabilitation and new construction of the proposed 198-unit multifamily residential development for low income senior housing - Financing: No cost consideration to the City

(The staff recommended Denial)

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Acting City Secretary Rios 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 action taken on this item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0605

DESIGNATED PUBLIC SUBSIDY MATTERS

Addendum addition 18: Authorize a resolution in support of the Texas Department of Housing and Community Affairs (TDHCA) 9% low-income housing tax credit (LIHTC) allocation for Lawnview Cottages located at 4120 Lawnview Avenue for the acquisition and new construction of the proposed 120-unit multifamily residential development for low income senior housing - Financing: No cost consideration to the City

(The staff recommended Denial)

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Acting City Secretary Rios 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 regarding the item:

Myron Mims, 3129 Ross Ave., Developer

No action taken on this item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 22, 2012

12-0606

DESIGNATED PUBLIC SUBSIDY MATTERS

Addendum addition 19: Authorize a resolution in support of the Texas Department of Housing and Community Affairs (TDHCA) 9% low-income housing tax credit (LIHTC) allocation for The Vistas at Wonderview located at 2600 Wonderview Way for the acquisition and new construction of the proposed 120-unit multifamily residential development for low income senior housing - Financing: No cost consideration to the City

(The staff recommended Denial)

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Acting City Secretary Rios 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 action taken on this item.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, FEBRUARY 22, 2012

EXHIBIT C