

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 12, 2012

12-2220

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

PRESENT: [15] Rawlings, Medrano (*9:08 a.m.), Atkins, Jasso, Griggs, Caraway, Hill, Alonzo, Davis, Kadane (*9:08 a.m.), Allen, Koop, Greyson (*9:08 a.m.), Margolin, Hunt (*9:25 a.m.)

ABSENT: [0]

The meeting was called to order at 9:06 a.m.

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

The invocation was given by Chaplain Willie Range of the Dallas Fire-Rescue Department.

Lieutenant Tina Anderson, member of the Dallas Fire-Rescue Department, 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 3:14 p.m.

Mayor

ATTEST:

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**

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 12, 2012

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 12, 2012

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2221

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: Trina Triche, 1818 Corsicana St.
SUBJECT: Protocol on speaking on Consent Items

SPEAKER: Gustavo Gonzales, 2850 Claudette Ave.
SUBJECT: Senior budget

SPEAKER: Michael Koler, 731 N. Paulus Ave.
SUBJECT: The Trolley

SPEAKER: Teddy Hawkins, 2504 Pine St.
REPRESENTING: Friends of Exline
SUBJECT: Public safety

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

SPEAKER: Ozumba Lnuk-X, 4106 Vineyard Dr.
REPRESENTING: God
SUBJECT: Only God knows

SPEAKER: Richard P. Sheridan, 3022 Forest Ln.
REPRESENTING: Some citizens
SUBJECT: 10 reasons 9/11 was by the government

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

SPEAKER: Robert Ceccarelli, 2218 Norwood Ave.
SUBJECT: Mayor's homework assignment

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd.
REPRESENTING: Malcolm X Community Council
SUBJECT: Dictatorship

SPEAKER: Otis Fagan, 2247 Scotland Dr.
REPRESENTING: Clean for Environmental Justice
SUBJECT: Defendant paid public health program

SPEAKER: Roy Williams, 5881 Preston View Blvd.
REPRESENTING: 40 Acres and a Mule
SUBJECT: Police shooting

SPEAKER: Robert Jones, 3211 Hickory Tree Rd., Balch Springs, TX (handouts provided)
SUBJECT: Health program

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2222

Item 1: Approval of Minutes of the August 22, 2012 City Council Meeting

Mayor Pro Tem Medrano moved to adopt the minutes.

Motion seconded by Councilmember Kadane and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2223

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-60 and addendum addition consent agenda items 1-3, was presented for consideration.

Earlier in the meeting, prior to consideration of the consent agenda, the city secretary requested the following speaker be allowed to speak on agenda items 13, 15, 16, 17, 35, 41, 45, 46, 47, 48, 49, 60 and addendum addition consent agenda items 2 and 3. Mayor Rawlings stated the speaker would be allowed to speak on consent agenda items 13, 15, 16, 17, 35, 41, 45, 46, 47, 48, 49, 60 and addendum addition consent agenda items 2 and 3 would be allowed to speak there being no objection voiced to the city secretary's request.

Trina Triche, 1818 Corsicana St.

Councilmember Greyson requested that consent agenda items 42 and 43 be considered as individual items. Mayor Rawlings stated that consent agenda items 42 and 43 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Councilmember Kadane moved to adopt all items on the consent agenda with the exception of consent agenda items 42 and 43, which would be considered later in the meeting.

Motion seconded by Councilmember Jasso and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2224

Item 2: Authorize a two-year service contract for rental of bulldozers and water trucks - United Rentals (North America), Inc., lowest responsible bidder of two - Not to exceed \$329,604 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2225

Item 3: Authorize a three-year service contract for auto collision appraisal - Click Appraisal Service, lowest responsible bidder of two - Not to exceed \$162,300 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2226

Item 4: Authorize a three-year service contract for civilian pre-employment background checks - Quicksi.com LLC dba Quick Search, most advantageous proposer of three - Not to exceed \$155,835 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2227

Item 5: Authorize a three-year service contract for volunteer coordination services with background checks - Volunteer Center of North Texas, most advantageous proposer of three - Not to exceed \$291,900 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2228

Item 6: Authorize a five-year service contract for janitorial services at various Aviation, Trinity Watershed Management and Housing/Community Services locations - Andrews Building Services, Inc. in the amount of \$954,747, CTJ Maintenance, Inc. in the amount of \$662,700 and D&A Building Services, Inc. in the amount of \$70,506, lowest responsible bidders of ten - Total not to exceed \$1,687,953 - Financing: Aviation Current Funds (\$954,747), Department of State Health Services Grant Funds (\$662,700) and Stormwater Drainage Management Current Funds (\$70,506) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2229

Item 7: Authorize a one-year master agreement for the purchase of squad cars for Police - Dallas Dodge Chrysler Jeep, through the Houston-Galveston Area Council of Governments - Not to exceed \$2,457,850 - Financing: Current Funds (\$990,350) and 2005 Equipment Acquisition Contractual Obligation Notes (\$1,467,500)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2230

Item 8: Authorize a one-year master agreement for the purchase of clamps, adapters, couplings and sleeves - Municipal Water Works Supply L.P. in the amount of \$82,590, Morrison Supply Company in the amount of \$52,614, Fortiline Waterworks in the amount of \$39,942 and Powerseal Pipeline Products Corp. in the amount of \$37,488, lowest responsible bidders of four - Total not to exceed \$212,634 - Financing: Water Utilities Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2231

Item 9: Authorize a two-year master agreement for the purchase of gaskets, packing, washers and o-rings - Fort Worth Gasket & Supply in the amount of \$81,450 and Fastenal Company in the amount of \$17,200, lowest responsible bidders of two - Total not to exceed \$98,650 - Financing: Water Utilities Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2232

Item 10: Authorize a two-year master agreement for printer toners and cartridges - LD Products, Inc. in the amount of \$287,250, Encon Systems, Inc. in the amount of \$171,900, Enhanced Laser Products in the amount of \$49,300 and Printing Supplies USA LLC in the amount of \$40,800, lowest responsible bidders of twelve - Total not to exceed \$549,250 - Financing: Current Funds (\$516,750) Stormwater Drainage Management Current Funds (\$25,000), Convention and Event Services Current Funds (\$4,500) and Aviation Current Funds (\$3,000)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2233

Item 11: Authorize a three-year master agreement for battery back-up systems for traffic signals - Paradigm Traffic Systems, Inc., lowest responsible bidder of two - Not to exceed \$3,465,150 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2234

Item 12: Authorize a three-year master agreement for energy efficient light bulbs and tubes for City facilities - Simba Industries in the amount of \$527,809, Voss Lighting in the amount of \$455,300 and Trinity Electric Supply Co. LLC in the amount of \$135,008, lowest responsible bidders of four - Total not to exceed \$1,118,117 - Financing: Current Funds (\$870,517), Convention and Event Services Current Funds (\$135,000), Water Utilities Current Funds (\$105,300) and Stormwater Drainage Management Current Funds (\$7,300)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2235

Item 13: Authorize a three-year master agreement for law enforcement badges - Metis, Inc., most advantageous proposer of four - Not to exceed \$96,049 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2236

Item 14: Authorize payment to the Dallas County Community College District in the amount of \$86,600 and the University of Texas Southwestern Medical Center at Dallas in the amount of \$141,130 for mandatory Emergency Medical Services training of emergency medical technicians (EMT) basic level and paramedics advanced level for the period October 1, 2012 through September 30, 2013 - Total not to exceed \$227,730 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2237

Item 15: Authorize an increase in the master agreement with Physio-Control, Inc. through The National Association of State Procurement Officials for the purchase of manual and automatic external defibrillators, support systems and supplies - Not to exceed \$2,330,032, from \$1,333,860 to \$3,663,892 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2238

Item 16: Authorize Supplemental Agreement No. 2 to the professional services contract with the law firm of Munck Wilson Mandala, LLP f/k/a Munck Carter, LLP for additional legal services necessary to represent the City in the lawsuit styled Leanne Siri v. The City of Dallas, Civil Action No. 3:10-CV-0036-M - Not to exceed \$139,660 from \$1,300,000 to \$1,439,660 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2239

Item 17: Authorize Supplemental Agreement No. 3 to the professional services contract with the law firm of Brown & Hofmeister, L.L.P. for additional legal services necessary to represent the City in the lawsuit styled Thomas Hannon v. David L. Nevitt, et al., Civil Action No. 3:09-cv-0066-N - Not to exceed \$50,000, from \$150,000 to \$200,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2240

Item 18: Authorize **(1)** approval of the Deep Ellum Public Improvement District Service Plan for 2013; **(2)** a public hearing to be held on September 26, 2012 to receive comments concerning the annual assessment rate for the Deep Ellum Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Deep Ellum Public Improvement District (District) for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classification for the apportionment of costs and the methods of assessing special benefits for the services and improvements in the District, approving and adopting the 2012 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2013; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2241

Item 19: Authorize **(1)** approval of the Dallas Downtown Improvement District Service Plan for 2013; **(2)** a public hearing to be held on September 26, 2012 to receive comments concerning the annual assessment rate for the Dallas Downtown Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Dallas Downtown Improvement District for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2012 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2013; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2012 assessment; and providing an effective date - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2242

Item 20: Authorize **(1)** approval of the Knox Street Public Improvement District Service Plan for 2013; **(2)** a public hearing to be held on September 26, 2012 to receive comments concerning the annual assessment rate for the Knox Street Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Knox Street Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2012 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2013; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2012 assessment; and providing an effective date - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2243

Item 21: Authorize **(1)** approval of the Lake Highlands Public Improvement District Service Plan for 2013; **(2)** a public hearing to be held on September 26, 2012 to receive comments concerning the annual assessment rate for the Lake Highlands Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Lake Highlands Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2012 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2013; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2012 assessment; and providing an effective date - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2244

Item 22: Authorize **(1)** approval of the Oak Lawn-Hi Line Public Improvement District Service Plan for 2013; **(2)** a public hearing to be held on September 26, 2012 to receive comments concerning the annual assessment rate for the Oak Lawn-Hi Line Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Oak Lawn-Hi Line Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2012 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2013; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2012 assessment; and providing an effective date - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2245

Item 23: Authorize **(1)** approval of the Prestonwood Public Improvement District Service Plan for 2013; **(2)** a public hearing to be held on September 26, 2012 to receive comments concerning the annual assessment rate for the Prestonwood Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Prestonwood Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2012 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2013; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2012 assessment; and providing an effective date - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2246

Item 24: Authorize **(1)** approval of the South Side Public Improvement District Service Plan for 2013; **(2)** a public hearing to be held on September 26, 2012 to receive comments concerning the annual assessment rate for the South Side Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the South Side Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2012 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2013; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2012 assessment; and providing an effective date - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2247

- Item 25: Authorize **(1)** approval of the Uptown Public Improvement District Service Plan for 2013; **(2)** a public hearing to be held on September 26, 2012 to receive comments concerning the annual assessment rate for the Uptown Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Uptown Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; approving and adopting the 2012 assessment roll with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2013; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2248

Item 26: Authorize **(1)** approval of the Vickery Meadow Public Improvement District Service Plan for 2013; **(2)** a public hearing to be held on September 26, 2012 to receive comments concerning the annual assessment rate for the Vickery Meadow Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Vickery Meadow Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2012 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2013; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2249

Item 27: Ratify an emergency purchase of flood restoration services for the Communications Building located at 3131 Dawson Road resulting from a damaged flush valve - Mooring Recovery Services - Not to exceed \$34,552 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2250

Item 28: Authorize an amendment to the contract with Asset Works, Inc. for the citywide re-implementation of the M5 FleetFocus System through the General Services Administration - Not to exceed \$839,182 - Financing: Municipal Lease Agreement Funds (\$709,136) and Current Funds (\$130,046)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2251

Item 29: Authorize **(1)** the acceptance of additional grant funds from the Dallas Housing Finance Corporation (DHFC) for the purpose of providing warranty home repairs for low-income qualified families under the Home Repair Program; and **(2)** an increase in appropriations in the amount of \$50,000, from \$213,272 to \$263,272 for warranty home repairs - Not to exceed \$50,000 - Financing: Dallas Housing Finance Corporation Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2252

Item 30: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Texas Heavenly Home Builders, Ltd. for the construction of affordable houses; **(2)** the sale of 7 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Texas Heavenly Home Builders, Ltd.; 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, non-tax liens included in the foreclosure judgment, pre-judgment non-tax liens not included in the judgment, and post-judgment non-tax liens, if any - Financing: No cost consideration to the City Adopted as part of the consent agenda.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2253

Item 31: 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, 2012 through September 30, 2013 - Not to exceed \$1,412,400 - Financing: 2012-13 Housing Opportunities for Persons with AIDS Grant Funds (\$1,135,400) and 2011-12 Housing Opportunities for Persons with AIDS Grant Funds (\$277,000)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2254

Item 32: Authorize the twelve-month renewal option with Health Services of North Texas, Inc. to provide scattered site housing assistance for persons with HIV/AIDS for the period October 1, 2012 through September 30, 2013 - Not to exceed \$481,500 - Financing: 2012-13 Housing Opportunities for Persons with AIDS Grant Funds The city secretary requested that consent agenda item 32 be considered as an individual item to allow citizens to speak. Mayor Rawlings stated that consent agenda item 32 would be considered as an individual item later in the meeting, there being no objection voiced to the city secretary's request.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2255

Item 33: Authorize the twelve-month renewal option with My Second Chance, Inc. to provide facility based housing assistance for persons with HIV/AIDS for the period October 1, 2012 through September 30, 2013 - Not to exceed \$160,000 - Financing: 2012-13 Housing Opportunities for Persons with AIDS Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2256

Item 34: Authorize **(1)** the acceptance of three federal grants through the Texas State Library and Archives Commission: Special Projects Grant in the amount of \$69,525, Impact Grant in the amount of \$10,000, and Texas Reads Grant in the amount of \$3,000; and **(2)** execution of the grant agreements - Total not to exceed \$82,525 - Financing: Texas State Library and Archives Commission Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2257

Item 35: Ordinances amending Ordinance No. 28420 (FY 2011-12 Operating Budget Appropriation Ordinance) and Ordinance No. 28421 (FY 2011-12 Capital Budget Appropriation Ordinance) to make certain adjustments to fund appropriations for FY 2011-12 for the capital improvement program and for maintenance and operation of various departments and activities and to authorize the City Manager to implement those adjustments - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NOS. 28768 AND 28769

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2258

Item 36: Authorize approval of the FY2012 - 2013 Dallas/Fort Worth International Airport Board Annual Budget - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2259

Item 37: Authorize approval of an amendment to the FY 2012 budget of the Dallas/Fort Worth International Airport Board to allow for a \$1,100,000 increase -
Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2260

Item 38: Authorize **(1)** the rejection of proposals received for Phase I of a 12-foot-wide hike and bike trail for the Trinity Strand Trail from Stemmons Freeway to Medical District Drive; and, **(2)** a contract for Phase I and Phase II of a 12-foot-wide hike and bike trail for the Trinity Strand Trail, from Farrington Street to Oak Lawn Avenue and Stemmons Freeway - RoeschCo Construction, Inc., lowest responsible bidder of five - Not to exceed \$5,426,114 - Financing: North Central Texas Council of Governments Grant Funds (\$4,340,891) and 2006 Bond Funds (\$1,085,223)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2261

Item 39: Authorize an agreement with the Friends of Katy Trail for the purpose of operating and maintaining the developed portions of the Katy Trail bounded by Lyte Street on the south end and Airline Road on the north end - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2262

Item 40: Authorize an increase in the contract with Austin Filter Systems, Inc. for additional labor and materials to increase the quantity of gabion baskets and to extend the depth of the gabion structure to bedrock at the Dallas Zoo located at 650 South R.L. Thornton Freeway - Not to exceed \$184,726, from \$739,546 to \$924,272 - Financing: 2005 Certificates of Obligation

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2263

Item 41: Authorize **(1)** the application for and acceptance of the Comprehensive Selective Traffic Enforcement Program grant from the U.S. Department of Transportation pass through in the amount of \$999,996 for overtime reimbursement for the period October 1, 2012 through September 30, 2013; **(2)** a city contribution of pension and Federal Insurance Contributions Act in the amount of \$282,031; **(3)** an In-Kind contribution in the amount of \$790,705; and **(4)** execution of the grant agreement - Total not to exceed \$2,072,732 - Financing: Texas Department of Transportation Grant Funds (\$999,996), In-Kind Contributions (\$790,705) and Current Funds (\$282,031)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2264

**Dickerson Street - McCallum Boulevard
to Frankford Road**

Note: Item Nos. 42 and 43
must be considered collectively.

Item 42: Authorize a contract with Tiseo Paving Company, lowest responsible bidder of eight, for the construction of street paving, storm drainage, landscape, water and wastewater main improvements for Dickerson Street from McCallum Boulevard to Frankford Road - Not to exceed \$3,394,986 - Financing: 2006 Bond Funds (\$2,176,124), Water Utilities Capital Construction Funds (\$59,605) and Water Utilities Capital Improvement Funds (\$1,159,257)

Councilmember Greyson requested that consent agenda item 42 be considered as an individual item. Mayor Rawlings stated that consent agenda item 42 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Later in the meeting, consent agenda item 42 was brought up for consideration.

Councilmember Greyson moved to defer the item until the September 26, 2012 voting agenda meeting of the city council.

Motion seconded by Councilmember Hunt and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2265

**Dickerson Street - McCallum Boulevard
to Frankford Road**

Note: Item Nos. 42 and 43
must be considered collectively.

Item 43: Authorize a License Agreement with Dallas Area Rapid Transit for the realignment and reconstruction of the railroad crossing on Dickerson Street from McCallum Boulevard to Frankford Road - Financing: No cost consideration to the City

Councilmember Greyson requested that consent agenda item 43 be considered as an individual item. Mayor Rawlings stated that consent agenda item 43 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Later in the meeting, consent agenda item 43 was brought up for consideration.

Councilmember Greyson moved to defer the item until the September 26, 2012 voting agenda meeting of the city council.

Motion seconded by Councilmember Hunt and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2266

Item 44: Authorize a construction contract with Chamberlin Dallas, LLC, lowest responsible bidder of three, for the exterior waterproofing and storm drain repair at the Dallas Convention Center - Not to exceed \$1,695,565 - Financing: 2009 Convention Center Revenue Bonds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2267

Item 45: Authorize a construction contract with Lee Lewis Construction, Inc., lowest responsible bidder of four, for the roof replacement of Exhibit Halls A, B, the lower part of Roof C, and the Administration Building at the Dallas Convention Center - Not to exceed \$6,867,650 - Financing: 2009 Convention Center Revenue Bonds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2268

Item 46: Authorize an increase in the construction services contract with Lee Lewis Construction, Inc. for additional work to the electric utility service, material finishes, and code and life safety improvements for the Upper Level D Meeting Rooms Project at the Dallas Convention Center - Not to exceed \$54,949, from \$15,400,410 to \$15,455,359 – Financing: 2009 Convention Center Revenue Bonds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2269

Item 47: Authorize Supplemental Agreement No. 7 to the professional services contract with Lina T. Ramey & Associates, Inc. for additional engineering and survey services for an extension of the Saint Clair Street improvements, a pedestrian walkway and parking lot improvements for the Bexar Street Project from Carlton Garrett Street (formerly Municipal Street) to the levee - Not to exceed \$122,815, from \$290,536 to \$413,351 - Financing: 2010-11 Community Development Block Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2270

Item 48: Authorize an Interlocal Agreement with the Texas Department of Transportation for the construction, operation and maintenance of a roadway illumination system on Loop 12 from Spur 408 to IH 30 for an estimated cost of \$32,700 annually beginning in FY 2013-14 - Not to exceed \$32,700 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2271

Item 49: A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Eight (Design District TIF District) to reimburse Friends of the Trinity Strand Trail up to \$400,000 for certain TIF-eligible project costs related to the Trinity Strand Trail Soft Surface Trail Design Project in the Design District TIF District - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2272

Item 50: Authorize acquisition from Waggoner Family Properties, Inc. of approximately nine acres of land improved with a single family residential dwelling located near the intersection of Kiest Boulevard and Ledbetter Drive for a future fire station - Not to exceed \$418,075 (\$412,575 plus closing costs and title expenses not to exceed \$5,500) - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2273

Item 51: An ordinance granting a CR Community Retail District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an R-7.5(A) Single Family District on the southwest corner of Lake June Road and Barredo Street - Z101-281 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 28770

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2274

Item 52: An ordinance granting renewal of a private license to Homeward Bound, Inc. for the use of approximately 200 square feet of land to maintain and use the existing overhead corridor in an alley right-of-way located near the intersection of Tenth Street and Madison Avenue - Revenue: \$1,000 annual fee plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 28771

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2275

Item 53: An ordinance abandoning a portion of a water easement to TRT Old Parkland, L.L.C., the abutting owner, containing approximately 100 square feet of land located near the intersection of Maple Avenue and Reagan Street - Revenue: \$5,400 plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 28772

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2276

Item 54: Authorize a contract with Environmental Safety Services, Inc., lowest responsible bidder of four, for the construction of Erosion Control Improvements for 2631 and 2635 Deep Hill Circle - Not to exceed \$78,475 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2277

Item 55: Authorize a contract for the construction of chlorine scrubber system improvements at the Elm Fork Water Treatment Plant - Archer Western Construction, LLC, lowest responsible bidder of three - Not to exceed \$16,994,500 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2278

Item 56: Authorize a contract for the rehabilitation of the Carrollton, California Crossing, and Frasier Dams - Archer Western Construction, LLC, lowest responsible bidder of three - Not to exceed \$3,646,050 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2279

Item 57: Authorize a professional services contract with ARCADIS U.S., Inc. for the study and design of process improvements at the Activated Sludge Complex B at the Central Wastewater Treatment Plant - Not to exceed \$1,917,981 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2280

Item 58: Authorize an increase in the agreement with the State of Texas, acting through the Texas Department of Transportation, for additional wastewater main relocations in Northwest Highway from west of Lawther Drive to east of Goforth Road - Not to exceed \$67,067, from \$3,156,463 to \$3,223,530 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2281

Item 59: Authorize an increase in the contract with Archer Western Contractors, LLC, f/k/a Archer Western Contractors, Ltd., for additional construction services associated with the Dewatering Facility at the Southside Wastewater Treatment Plant - Not to exceed \$229,727, from \$39,551,067 to \$39,780,794 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2282

Item 60: Authorize an increase in the contract with Eagle Contracting, L.P. for additional work associated with major maintenance at the Elm Fork Water Treatment Plant - Not to exceed \$347,931, from \$15,195,000 to \$15,542,931 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2283

Item 61: 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 all nominations and re-nominations received for city board and commission appointments for the 2011-2013 board term updated through SEPTEMBER 12, 2012.

The city secretary noted the report indicated the re-nominee for full appointment cleared for city council action met all qualifications for service.

Mayor Pro Tem Medrano moved to appoint Monique S. Allen to the Housing Finance Corporation Board.

Motion seconded by Councilmember Caraway and unanimously adopted.

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

12-5243 HFC HOUSING FINANCE CORPORATION BOARD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2284

Item 62: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Thomas Lane Allen and Dianne McBride Allen of a tract of land containing approximately 15,256 square feet located near the intersection of Telephone Road and Dallas Avenue for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$11,354 (\$9,154 plus closing costs and title expenses not to exceed \$2,200) - Financing: Water Utilities Capital Improvement Funds

The city secretary announced the item requires a motion that the Council of the City of Dallas adopt the item and authorize the use of the power of eminent domain, if necessary, to acquire approximately 15,256 square feet of land located near the intersection of Telephone Road and Dallas Avenue in Block 8326, and more fully described in Exhibit A of the proposed written resolution for this item, for the Southwest 120/96-inch Water Transmission Pipeline Project.

Deputy Mayor Pro Tem Atkins moved to adopt item.

Motion seconded by Mayor Pro Tem Medrano.

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

Voting Yes:	[15]	Rawlings, Medrano, Atkins, Jasso, Griggs, Caraway, Hill, Alonzo, Davis, Kadane, Allen, Koop, Greyson, Margolin, Hunt
Voting No:	[0]	
Absent when vote taken:	[0]	
Absent:	[0]	

The city secretary declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2285

Item 63: Authorize acquisition of, including the exercise of the right of eminent domain, if such becomes necessary, from the Estate of Valrie Campbell of two tracts of land containing a total of approximately 6,800 square feet located near the intersection of Peabody Avenue and Kimble Street for the replacement of Fire Station No. 6 - Not to exceed \$35,500 (\$34,000 plus closing costs and title expenses not to exceed \$1,500) - Financing: 2006 Bond Funds

The city secretary announced the item requires a motion that the Council of the City of Dallas adopt the item and authorize the use of the power of eminent domain, if necessary, to acquire, from the heirs at law of Eddie Campbell and Valrie Campbell a tract of land containing approximately 6,800 square feet of land located at 2306 Peabody, Dallas, Texas, near the intersection of Martin Luther King, Jr. Boulevard and South Central Expressway, and being all of lots 3 and 4 in City of Dallas Block 23/1302, South Park Addition, Dallas County, Texas, and more fully described in Exhibit A of the proposed written resolution for this item, for the construction, use, and maintenance of a fire station.

Councilmember Davis moved to adopt item.

Motion seconded by Deputy Mayor Pro Tem Atkins.

Mayor Rawlings called the vote on Councilmember Davis' motion to adopt the item:

Voting Yes:	[15]	Rawlings, Medrano, Atkins, Jasso, Griggs, Caraway, Hill, Alonzo, Davis, Kadane, Allen, Koop, Greyson, Margolin, Hunt
Voting No:	[0]	
Absent when vote taken:	[0]	
Absent:	[0]	

The city secretary declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2286

DESIGNATED PUBLIC SUBSIDY MATTERS

Item 64: Authorize the second of four twelve-month renewal options to the grant agreement with the World Affairs Council of Dallas/Fort Worth for economic development and protocol services for the period October 1, 2012 through September 30, 2013 - Not to exceed \$200,000 - Financing: Public/Private Partnership Funds (subject to appropriations)

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2287

DESIGNATED PUBLIC SUBSIDY MATTERS

Item 65: Authorize on-site reconstruction of one home in accordance with the requirements of the Reconstruction/SHARE Program Statement for the property located at 4102 Esmalda Drive - Not to exceed \$103,000 - Financing: 2012-13 HOME Investment Partnership Program Grant Funds

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", 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 Councilmember Caraway and Councilmember Kadane and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2288

CONSENT ZONING DOCKET

The consent zoning docket, consisting of agenda items 66-71 and addendum addition consent item 6, was presented for consideration.

Agenda item 70 and addendum addition consent item 6 were removed from the consent zoning docket, to be considered as individual items.

Agenda item 66: Zoning Case Z112-205(MW)

Agenda item 67: Zoning Case Z112-234(RB)

Agenda item 68: Zoning Case Z112-235(MW)

Agenda item 69: Zoning Case Z112-236(MD)

~~Agenda item 70: Zoning Case Z112-259(WE)~~ [considered individually]

Agenda item 71: Zoning Case Z112-261(WE)

~~Addendum item 6: Zoning Case Z112-145(WE)~~ [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:

David Murry, 2812 Elm St., representing Mid Life Paradise DBA Renos Chop Shop Saloon, spoke on agenda item 67.

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 Alonzo.

Mayor Pro Tem Medrano asked Deputy Mayor Pro Tem Atkins if he would accept a friendly amendment to zoning consent item 67 to amend the approval for a **five-year period**, subject to a site plan and conditions.

Deputy Mayor Pro Tem Atkins accepted the friendly amendment as part of his motion.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

12-2288

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Councilmember Alonzo, who seconded the original motion, also accepted Mayor Pro Tem Medrano's friendly amendment.

The item was unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2289

Item 66: Zoning Case Z112-205(MW)

The consent zoning docket, consisting of agenda items 66-71 and addendum addition consent item 6, was presented for consideration.

A public hearing was called on zoning case Z112-205(MW), regarding a City Plan Commission authorized hearing to determine proper zoning on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay and Specific Use Permit No. 1940 for the sale of alcoholic beverages in conjunction with a general merchandise or food store of 3,500 square feet or less with consideration given to providing for automatic renewals for Specific Use Permit No. 1940 on the southwest corner of Bruton Road and Masters Drive and an ordinance granting an amendment to Specific Use Permit No. 1940

(The staff and city plan commission recommended Approval for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to 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. 28773

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2290

Item 67: Zoning Case Z112-234(WE)

The consent zoning docket, consisting of agenda items 66-71 and addendum addition consent item 6, was presented for consideration.

A public hearing was called on zoning case Z112-234(WE), regarding an application for and an ordinance granting an amendment to and renewal of Specific Use Permit No. 1685 for a Bar, lounge, or tavern on property within the Tract A portion of Planned Development District No. 269, the Deep Ellum/Near East Side Special Purpose District, on the northeast corner of Crowds Street and July Alley

(The staff and city plan commission recommended Approval, for a three-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.

The following individual addressed the city council regarding the item:

David F. Murry, 2812 Elm St., representing Mid Life Paradise DBA Renos Chop Shop Saloon, spoke on item 67.

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 28774

Note: Mayor Pro Tem Medrano asked Deputy Mayor Pro Tem Atkins if he would accept a friendly amendment to zoning consent item 67 to amend the approval for a **five-year period**, subject to a site plan and conditions.

Deputy Mayor Pro Tem Atkins accepted the friendly amendment as part of his motion.

Councilmember Alonzo, who seconded the original motion, also accepted Mayor Pro Tem Medrano's friendly amendment.

The item was unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2291

Item 68: Zoning Case Z112-235(MW)

The consent zoning docket, consisting of agenda items 66-71 and addendum addition consent item 6, was presented for consideration.

A public hearing was called on zoning case Z112-235(MW), regarding an application for an ordinance granting an expansion of Subarea 2 within Planned Development District No. 366, the Buckner Boulevard Special Purpose District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an R-7.5(A) Single Family District, on an interior lot west of South Buckner Boulevard, south of Rosemont Road

(The staff and city plan commission recommended Approval, subject to deed restrictions volunteered by the applicant 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. 28775

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2292

Item 69: Zoning Case Z112-236(MD)

The consent zoning docket, consisting of agenda items 66-71 and addendum addition consent item 6, was presented for consideration.

Councilmember Hill requested that zoning consent item 69 be considered as an individual item. Mayor Rawlings stated that zoning consent item 69 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 Z112-236(MD), regarding a Landmark Commission authorized hearing to consider an Historic District Overlay on property zoned an A(A) Agricultural District on the south side of Haymarket Road, southwest of the intersection of Haymarket Road and Palomino Road and an ordinance granting an Historic District Overlay

(The staff and city plan commission recommended Approval, subject to preservation criteria)

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. 28776

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2293

Item 70: Zoning Case Z112-259(WE)

The consent zoning docket, consisting of agenda items 66-71 and addendum addition consent item 6, was presented for consideration.

Councilmember Alonzo requested that zoning consent item 70 be considered as an individual item. Mayor Rawlings stated that zoning consent item 70 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Alonzo's request.

A public hearing was called on zoning case Z112-259(WE), regarding an application for and an ordinance granting a renewal of Specific Use Permit No. 1813 for a recycling collection center on property zoned an IR Industrial Research District on the northeast corner of Sylvan Avenue and Fabrication Street

(The staff and city plan commission recommended Approval for a two-year period, subject to conditions)

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

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

Peter Kavanagh, 1630 Handley, representing the applicant

Councilmember Alonzo moved to continue the public hearing and hold under advisement until the September 26, 2012 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2294

Item 71: Zoning Case Z112-261(WE)

The consent zoning docket, consisting of agenda items 66-71 and addendum addition consent item 6, was presented for consideration.

A public hearing was called on zoning case Z112-261(WE), 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 of 3,500 square feet or less on property zoned within Subdistrict 2, Tract 1 of Planned Development District No. 535, the C. F. Hawn Special Purpose District No. 3 with a D-1 Liquor Control Overlay on the northeast corner of C. F. Hawn Freeway and St. Augustine Road

(The staff and city plan commission recommended 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 NO. 28777

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2295

Item 72: Zoning Case Z112-178(WE) - 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 a 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 Z112-178(WE), regarding an application for a CR Community Retail District on property zoned a TH-2(A) Townhouse District with deed restrictions on the west side of South Polk Street, north of Kirnwood Drive

(The staff and city plan commission recommended Denial)

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

Audra Buckley, 416 S. Ervay, representing the applicant

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

George H. Coleman, 1108 Mirage Canyon Dr.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2296

Item 73: Zoning Case Z112-194(MW) - INDIVIDUAL

A public hearing was called on zoning case Z112-194(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 of 3,500 square feet or less on property zoned Subarea 6 within Planned Development District No. 366, the Buckner Boulevard Special Purpose District, with a D Liquor Control Overlay on the northeast corner of South Buckner Boulevard and Norvell Drive

(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 renewals 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 three-year period, 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:

Pamela Craig, 2410 Taylor St., representing Autry's Inc.

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

- The Specific Use Permit approval for a five-year period

and pass the ordinances.

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

Assigned ORDINANCE NOS. 28778 AND 28779

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2297

Item 74: Zoning Case Z112-243(RB) - INDIVIDUAL

A public hearing was called on zoning case Z112-243(RB), regarding an application for and an ordinance granting a Specific Use Permit for a Private stable on property zoned an R-7.5(A) Single Family District on the north line of Grady Lane, east of Pleasant Woods Drive

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

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 unanimously adopted. (Davis absent when vote taken)

Assigned ORDINANCE NO. 28780

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2298

Item 75: Zoning Case Z112-240(JH) - 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 a 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 Z112-240(JH), regarding an application for and an ordinance granting an R-10(A) Single Family District and a resolution accepting deed restrictions volunteered by the applicant on property zoned Planned Development District No. 57 on the east side of Lakemont Drive, south of Cortez Drive

(The staff and city plan commission recommended Approval, subject to deed restrictions volunteered by the applicant)

Note: This item was considered by City Council at a public hearing on August 22, 2012, and was taken under advisement until September 12, 2012, with the public hearing open.

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

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

Steven Raines, 9929 Coppedge Ln.

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

Motion seconded by Councilmember Koop and unanimously adopted. (Caraway, Hill, Davis absent when vote taken)

Assigned ORDINANCE NO. 28781

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2299

Item 76: Zoning Case Z112-220(CG) - 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 a 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 Z112-220(CG), regarding an application for and an ordinance granting a Neighborhood Stabilization Overlay (NSO) on property zoned an R-5(A) Single Family District generally bounded by Canada Drive, Gulden Lane, Toronto Street, and Sylvan Avenue

(The staff and city plan commission recommended Approval)

Note: This item was considered by City Council at a public hearing on August 22, 2012, and was taken under advisement until September 12, 2012, with the public hearing open.

Mayor Pro Tem Medrano and Councilmember Alonzo announced they had a conflict of interest and would abstain from voting or participating in any discussion. Mayor Pro Tem Medrano and Councilmember Alonzo left the city council chamber.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

12-2299

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Councilmember Greyson moved to close the public hearing, accept the recommendation of the Neighborhood Stabilization Overlay as adopted by city plan commission, but with no change in zoning for:

1. the five lots to the west of Herbert Street and the eight lots east of Herbert Street in the area south of Pueblo Street and north of Toronto Street;
2. the four lots on the southeast corner of Bataan Street and Fairfield Street;
3. the southernmost lot on the east side of Bataan Street; and
4. the lot at the northeast corner of Fairfield Street and Bataan Street.

Motion seconded by Deputy Mayor Pro Tem Atkins.

Councilmember Davis requested a record vote on the item.

Mayor Rawlings called the vote on Councilmember Greyson's motion to adopt the item as amended:

Voting Yes:	[13]	Rawlings, Atkins, Jasso, Griggs, Caraway, Hill, Davis, Kadane, Allen, Koop, Greyson, Margolin, Hunt
Voting No:	[0]	
Absent when vote taken:	[0]	
Absent:	[0]	
Abstain:	[2]	Medrano, Alonzo

The city secretary declared the motion adopted.

Assigned ORDINANCE NO. 28782

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2300

Item 77: Zoning Case Z112-169(RB)- 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 a 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 Z112-169(RB), regarding an application for the expansion of Conservation District No. 7, the Bishop/Eighth Street Conservation District, on property zoned within the Subdistrict 1 portion of Planned Development District No. 830, the Davis Street Special Purpose District, and the removal of the D Liquor Control Overlay on the southern portion of the request site, zoned within Conservation District No. 7 and the Subdistrict 1 portion of Planned Development District No. 830, on the southwest corner of Bishop Avenue and Neely Street

(The staff and city plan commission recommended Denial)

Note: This item was considered by the City Council at a public hearing on August 8, 2012, and was taken under advisement until September 12, 2012, with the public hearing open.

Councilmember Jasso moved to close the public hearing and deny the application without prejudice.

Motion seconded by Deputy Mayor Pro Tem Atkins.

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12-2300
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Appearing in favor of the city plan commission's recommendation:

Pam Conley, P. O. Box 5212, President of the Kidd Springs Neighborhood Association (handouts provided)
David Preziosi, Director of Preservation Dallas
Greg Fieser, 806 Woodlawn Ave.
Jeane Marie Keith, 706 Woodlawn Ave.
Brooke Batson, 612 Haines Ave.
Keith Jasiocki, 718 Haines Ave.
Anne Campbell, 710 Haines Ave.
Cynthia Mulcahy, 704 Haines Ave.

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

After discussion, Councilmember Jasso moved to amend her original motion and deny the application with prejudice.

Motion seconded by Deputy Mayor Pro Tem Atkins.

Councilmember Davis requested a record vote on the item.

Mayor Rawlings called the vote on Councilmember Jasso's motion to deny the application with prejudice:

Voting Yes: [15] Rawlings, Medrano, Atkins, Jasso, Griggs, Caraway, Hill, Alonzo, Davis, Kadane, Allen, Koop, Greyson, Margolin, Hunt

Voting No: [0]

Absent when vote taken: [0]

Absent: [0]

The city secretary declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2301

DESIGNATED ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 78: Zoning Case Z112-157(OTH)

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 a 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 Z112-157(OTH), regarding an application for and an ordinance granting an amendment to and renewal of Specific Use Permit No. 1609 for a potentially incompatible industrial (outside) use, limited to concrete and asphalt crushing, on property zoned an IM Industrial Manufacturing District, located on the west side of Spangler Road, north of Manana Drive

(The staff recommended Denial and city plan commission recommended Approval for a five-year period, subject to a site plan and conditions)

Note: This item was considered by the City Council at public hearings on June 27, 2012 and August 8, 2012, and was taken under advisement until September 12, 2012, with the public hearing open.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

12-2301

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

Councilmember Alonzo moved to continue the public hearing and hold under advisement until the September 26, 2012 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2302

STREET NAME CHANGE

Item 79: A public hearing to receive comments regarding a proposal to change the name of La Prada Drive East between John West Road on the south and La Prada Drive on the north to "Deansgate Lane" - NC112-001 - Financing: No cost consideration to the City

No one addressed the city council regarding the item.

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

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

Assigned ORDINANCE NO. 28783

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2303

DEVELOPMENT CODE AMENDMENTS – INDIVIDUAL

Item 80: A public hearing to receive comments regarding consideration of amendments to Section 51A-7.703 of the Development Code to include the ability to request a special exception to the regulations in Section 51A-7.305(d) regarding window signs and an ordinance granting the amendments

(The staff and city plan commission recommended Approval)

The following individual addressed the city council regarding the item:

Roberts Nichols, 1909 Woodard Rogers, representing Ross Stores

Councilmember Caraway moved to close the public hearing and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Atkins.

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

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

Assigned ORDINANCE NO. 28784

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2304

BENEFIT ASSESSMENT HEARINGS

Item 81: A benefit assessment hearing to receive comments on street paving, storm drainage, water main and wastewater main improvements for Street Group 06-450, and at the close of the hearing, authorize an ordinance levying benefit assessments (list attached) - Financing: No cost consideration to the City

No one addressed the city council regarding the item.

Councilmember Griggs moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Alonzo and unanimously adopted.

Assigned ORDINANCE NO. 28785

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2305

THOROUGHFARE PLAN AMENDMENTS

Item 82: A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to: **(1)** delete Westmoreland Road from Wheatland Road to the Desoto City Limit, a four-lane divided roadway (S-4-D) within 80 feet of right-of-way; and **(2)** change the dimensional classification of Daniieldale Road from Old Hickory Trail to Hampton Road from a six-lane divided roadway (S-6-D) within 107 feet of right-of-way to a four-lane undivided roadway (S-4-U) within 60 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 regarding the item.

Deputy Mayor Pro Tem Atkins moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Koop and unanimously adopted.

Assigned ORDINANCE NO. 28786

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2306

THOROUGHFARE PLAN AMENDMENTS

Item 83: A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classification of SMU Boulevard from Worcola Street to Greenville Avenue from a special five-lane undivided (SPCL 5U) roadway within 100 feet of right-of-way to a special five-lane undivided (SPCL 5U) roadway within 87 feet of right-of-way and within existing pavement; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the item:

Hal Hopkins, 5641 SMU Blvd., representing 5641 Yale Limited Partnership
Paul McDonald, 5641 SMU Blvd., representing 5641 Yale Limited Partnership
Tom Willard, 146 High Pointe Ln., Cedar Hill, TX, representing Ned Smith
Richard Sheridan, 3022 Forest Ln.

Councilmember Hunt moved to close the public hearing and pass the ordinance.

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

Assigned ORDINANCE NO. 28787

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2307

Addendum addition 1: Authorize the sale of a 1986 Caterpillar D8L bulldozer through public auction on August 27, 2012 to Al Rabu Al Khali Used Heavy Equipment Trading, highest bidder of seven - Revenue: \$42,650

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2308

Addendum addition 2: Authorize a professional services contract with the law firms of Farrow-Gillespie & Heath LLP and Bickerstaff Heath Delgado Acosta LLP for legal services necessary to represent the City in the lawsuit styled Renato De Los Santos et al. v. City of Dallas, Cause No. 3:12-CV-02596-M - Not to exceed \$350,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2309

Addendum addition 3: Authorize an increase in the contract with Tiseo Paving Company for the construction of additional streetscape improvements on Broom Street from North Field Street to Laws Street for the Museum of Nature and Science - Not to exceed \$870,855, from \$12,473,920 to \$13,344,775 - Financing: 2006 Bond Funds Adopted as part of the consent agenda.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2310

Addendum addition 4: A motion to reconsider Ordinance 28741, adopted on August 22, 2012 - Financing: This action has no cost consideration to the City

Councilmember Caraway moved to pull the item from consideration and take no action.

Motion seconded by Deputy Mayor Pro Tem Atkins and unanimously adopted. Therefore no action was taken on the item.

Note: If Addendum Addition Item No. 4 passes, Council will consider Addendum Addition Item No. 5.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2311

Addendum addition 5: An ordinance **(1)** appointing 11 full-time municipal judges and 17 associate (part-time) municipal judges to preside over the City of Dallas municipal court of record for a term ending May 31, 2014; **(2)** designating an administrative municipal judge for the City of Dallas municipal court of record for a two-year term ending May 31, 2014; and **(3)** establishing the annual salary for the full-time and associate municipal judges and the administrative municipal judge - Financing: This action has no cost consideration to the City

Not Considered.

Note: If Addendum Addition Item No. 4 passes, Council will consider Addendum Addition Item No. 5.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2012

12-2312

Addendum addition 6: Zoning Case Z112-145(WE)

The consent zoning docket, consisting of agenda items 66-71 and addendum addition consent item 6, was presented for consideration.

Councilmember Margolin requested that zoning addendum addition consent item 6 be considered as an individual item. Mayor Rawlings stated that zoning addendum addition consent item 6 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Margolin's request.

A public hearing was called on zoning case Z112-145(WE), regarding an application for and an ordinance granting the creation of a new Subarea within Tract 1 of Planned Development District No. 314, the Preston Center Special Purpose District, on the southwest corner of Douglas Avenue and Northwest Highway

(The staff and city plan commission recommended 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 Margolin moved to close the public hearing, accept the recommendation of the city plan commission with the following change:

- No front yard setback is required on Berkshire Lane

and pass the ordinance.

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

Assigned ORDINANCE NO. 28788

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 12, 2012

EXHIBIT C