

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 27, 2013

13-0480

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

PRESENT: [15] Rawlings, Medrano, Atkins, Jasso, Griggs, Caraway, Hill, Alonzo,
Davis (*9:29 a.m.), Kadane, Allen, Koop, Greyson (*9:12 a.m.),
Margolin, Hunt (*9:33 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 Ryan Jespersen of Grace Temple Baptist Church.

Councilmember Koop 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 3:46 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**

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 27, 2013

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 27, 2013

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0481

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: Bobbye Sanders, 1401 Akard St.
REPRESENTING: Delta Sigma Theta Sorority
SUBJECT: Gun control/violence/school safety

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd.
SUBJECT: Threats/Intimidation on seniors

SPEAKER: Kastina Marie Fishback, Private
REPRESENTING: Skyline High School
SUBJECT: What it takes to be on Fire – Essay Winner!

SPEAKER: Cedric Moses, 2611 Ross Ave.
SUBJECT: Pooper Scooper enforcement

SPEAKER: Reggie Ruffin, 2703 Exeter Ave.
SUBJECT: Domestic violence rally

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Daryl Coby, 4826 Apricot St.
SUBJECT: DART complaints

SPEAKER: Arun Kumar, 2401 New Castle Bend, Irving, TX
SUBJECT: Fracking

SPEAKER: LaKesha Johnson, 1716 Chattanooga Pl.
SUBJECT: Rosemont Arlington Park

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

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: DPD/FBI/Southwest station

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

SPEAKER: Ozumba Lnuk-X, 4106 Vineyard Dr.
REPRESENTING: God
SUBJECT: We're living in revelation, watch!

SPEAKER: Richard Sheridan, 3022 Forest Ln.
REPRESENTING: Awakening Citizens
SUBJECT: A 2013 Easter message

SPEAKER: LaKolya London, 1753 Mockingbird Ln.
REPRESENTING: The Children
SUBJECT: Ballot – Council District 2

SPEAKER: Gwain Wooten, 1000 Grigsby Ave.
REPRESENTING: Real American Women
SUBJECT: Dirty politics in Dallas

SPEAKER: David Williams, Private
SUBJECT: Not Provided

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0482

Item 1: Approval of Minutes of the February 27, 2013 City Council Meeting

Deputy Mayor Pro Tem Atkins moved to adopt the minutes of the February 27, 2013 City Council Meeting.

Motion seconded by Councilmember Koop and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0483

CONSENT AGENDA

The consent agenda, consisting of consent agenda items 2-35 and addendum addition consent agenda items 1-4, was presented for consideration. Consent agenda items 11-15 were deleted on the addendum to the agenda.

Councilmember Koop moved to adopt the consent agenda consisting of consent agenda items 2-10 and 16-35 and addendum addition consent agenda items 1-4.

Motion seconded by Councilmember Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0484

Item 2: Authorize the purchase of one articulated dump truck and one excavator for Sanitation Services - Holt Texas Ltd. through Texas Association of School Boards (BuyBoard) - Not to exceed \$931,008 - Financing: Municipal Lease Agreement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0485

Item 3: Authorize a service contract for the purchase and installation of one truck scale weigh system for Sanitation Services - Nicol Scales, L.P., lowest responsible bidder of three - Not to exceed \$79,420 - Financing: Municipal Lease Agreement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0486

Item 4: Authorize a three-year service contract to maintain and repair the tunnel lights and jet fans under Klyde Warren Park - Siemens Industry, Inc., lowest responsible bidder of two - Not to exceed \$2,013,866 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0487

Item 5: Authorize a three-year service contract to remove and install reflective pavement markers and reflective lane striping - Striping Technology, LP, lowest responsible bidder of two - Not to exceed \$9,495,144 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0488

Item 6: Authorize **(1)** a seven-year service contract, with two, two-year renewal options, for managed application, hosted infrastructure and project assessment services in the amount of \$24,274,549; and **(2)** a seven-year service contract to support and enhance the utility billing system as needed in the amount of \$10,766,900 - Deloitte Consulting, LLP, most advantageous proposer of seven - Total not to exceed \$35,041,449 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0489

Item 7: Authorize **(1)** the rejection of bids received for planting, pruning and removal of trees, downed limbs, and stump grinding services; and **(2)** the re-advertisement for new bids - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0490

Item 8: Authorize an amendment to the list of employees authorized to conduct transactions for the investment of City funds in the Texas Short Term Asset Reserve Program - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0491

Item 9: Authorize execution of an Agreement between the City and Texas Local Government Investment Pool Prime; and an amendment to the list of employees authorized to conduct transactions for the investment of City funds in the Texas Local Government Investment Pool - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0492

Item 10: Authorize the execution of an interlocal agreement for participation in a Public Funds Investment Cooperative between City and Local Government Investment Cooperative, and a resolution appointing authorized representatives and designating investment officers to conduct transactions for the investment of City funds in the Local Government Investment Cooperative - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0493

Item 11: Authorize a resolution adopting the "HUD Challenge Grant Dallas TOD Plan for the Buckner Station Area", which defines issues, sets goals, and provides recommendations related to urban design and planning, as well as providing an implementation guide for future development in the area located approximately a half mile around the Buckner DART Station - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0494

Item 12: Authorize a resolution adopting the "HUD Challenge Grant Dallas TOD Plan for the Hatcher Area", which defines issues, sets goals, and provides recommendations related to urban design and planning, as well as providing an implementation guide for future development in the area located approximately a half mile around the Hatcher DART Station - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0495

- Item 13: Authorize a resolution adopting the "HUD Challenge Grant Dallas TOD Plan for the Lancaster Corridor Area", which defines issues, sets goals, and provides recommendations related to urban design and planning, as well as providing an implementation guide for future development in the area generally within 1,800 feet of Lancaster Road between the VA Medical Center DART Station, located at South Lancaster Road and Mentor Avenue, and the Kiest DART Station, located south of Kiest Boulevard and South Lancaster Road, and an area generally within a half mile around those stations - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0496

Item 14: Authorize a resolution adopting the "HUD Challenge Grant Dallas TOD Plan for the MLK Station Area", which defines issues, sets goals, and provides recommendations related to urban design and planning, as well as providing an implementation guide for future development in the area generally located a half mile around the MLK DART Station - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0497

Item 15: Authorize a resolution adopting the "HUD Challenge Grant Dallas TOD Plan for the Vickery Meadow Area", which defines issues, sets goals, and provides recommendations related to urban design and planning, as well as providing an implementation guide for future development in the area generally bounded by Royal Lane to the north, Fair Oaks Park to the east, Northwest Highway to the south, and 75/Central to the west - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0498

Item 16: Authorize a New Markets Tax Credit (NMTC) transaction, between the Dallas Development Fund (DDF) and its subsidiaries, AT&T Services, Inc. (AT&T) and its subsidiaries, and the CitySquare and its affiliates, including CDM Center of Hope, Inc. (Developer) for the construction of property located at 1610 South Malcolm X Boulevard to create the CitySquare Opportunity Center (Project) - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0499

Item 17: Authorize a one year extension to the current forty-eight-month service contract with Colonial Life & Accident Insurance Company, to provide voluntary benefits to employees and qualified retirees - Financing: No cost consideration to the City (to be funded by employee and retiree premiums through payroll deductions)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0500

Item 18: Authorize an agreement with South Forks Trinity River Mitigation Group 1, Ltd. (SFTRMG1) to provide wetlands mitigation credits to the City of Dallas, to satisfy the City's mitigation obligation for the Trinity Strand Trail located from Farrington Street to Oak Lawn Avenue and Stemmons Freeway as required by the U.S. Army Corps of Engineers (USACE) - Not to exceed \$58,888 - Financing: 2003 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0501

Item 19: Authorize a three-year agreement with the American National Red Cross for the use of a vacant lot located at Fair Park for a staging and/or shelter site for placement of up to fifteen storage units stocked with disaster relief supplies, vehicle or other assets to respond to a mass disaster for the period April 1, 2013 through March 31, 2016 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0502

Item 20: Authorize an increase in the contract with Rogers-O'Brien Construction Company, Ltd. for additional work at pavilions; additional sodding and sprigging of the athletic fields; additional rock foundation under retaining walls; additional capping of the landfill; and credits for asphalt parking and reduced depth of sandy loam field mix at Elm Fork Athletic Complex located at 2100 Walnut Hill Lane - Not to exceed \$446,516, from \$18,498,393 to \$18,944,909 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0503

Item 21: Authorize a public hearing to be held on April 24, 2013 to receive comments on the proposed use of a portion of the Runyon Creek Greenbelt, consisting of approximately 12,184 square feet of land, by Dallas Area Rapid Transit (DART) for a public mass transit easement to accommodate the South Oak Cliff Corridor SOC-3 Blue Line Extension project - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0504

Item 22: Authorize a construction contract with CORE Construction Services of Texas, Inc., best value proposer of three, for Phase 1 construction of the Bexar Street Redevelopment Investment Center located at 5411 Bexar Street - Not to exceed \$1,845,301 - Financing: 2010 Certificates of Obligation (\$1,785,521) and 2006 Bond Funds (\$59,780)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0505

Item 23: Authorize a construction contract with CORE Construction Services of Texas, Inc., best value proposer of three, for Phase 2 construction of right-of-way improvements for Bexar Street and Hooper Street - Not to exceed \$185,760 - Financing: 2011-12 Community Development Block Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0506

**Safety Improvements along UPRR
from Municipal Street to Scyene Road**

Note: Item Nos. 24, 25 and 26
must be considered collectively.

Item 24: Authorize **(1)** a contract with Gibson and Associates, Inc., lowest responsible bidder of five, for the construction of the safety improvements along Union Pacific Railroad from Municipal Street to Scyene Road in the amount of \$917,944; **(2)** the receipt and deposit of funds from the Texas Department of Transportation in the amount of \$734,355; and **(3)** an increase in appropriations in the amount of \$734,355 in the Capital Projects Reimbursement Fund - Total not to exceed \$917,944 - Financing: 2003 Bond Funds (\$183,589) and Capital Projects Reimbursement Funds (\$734,355)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0507

**Safety Improvements along UPRR
from Municipal Street to Scyene Road**

Note: Item Nos. 24, 25 and 26
must be considered collectively.

Item 25: Authorize an agreement with the Union Pacific Railroad Company for the installation and maintenance of a pedestrian walkway and wrought iron fence within the Union Pacific Railroad property from Municipal Street to Scyene Road - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0508

**Safety Improvements along UPRR
from Municipal Street to Scyene Road**

Note: Item Nos. 24, 25 and 26
must be considered collectively.

Item 26: Authorize (1) a Multiple Use Agreement with the Texas Department of Transportation to allow for construction of a pedestrian walkway within the State right-of-way; and (2) Amendment No. 2 to the Advance Funding Agreement with and additional payment to the Texas Department of Transportation for the design and construction of the safety improvements along the Union Pacific Railroad from Municipal Street to Scyene Road – Not to exceed \$30,728 - Financing: 2003 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0509

Item 27: Authorize Amendment No. 1 to the Project Specific Agreement with Dallas County for the City's share of additional construction cost associated with paving, drainage, water and wastewater main improvements at the intersection of Gaston Avenue and Washington Avenue - Not to exceed \$607,245 - Financing: 2006 Bond Funds (\$400,000), Water Utilities Capital Improvement Funds (\$196,895), and Water Utilities Capital Construction Funds (\$10,350)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0510

Item 28: Authorize a contract with SAIC Energy, Environment & Infrastructure, LLC for a solid waste Resource Recovery Planning Study - Not to exceed \$215,600 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0511

Item 29: An ordinance amending Chapter 28 of the Dallas City Code to: **(1)** designate the direction of travel of vehicles on certain streets; and **(2)** designate school traffic zones (list attached) - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 28940

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0512

Item 30: Authorize moving expense and replacement housing payments for Sedalia Harris as a result of an official written offer of just compensation to purchase real property at 4823 Fellows Lane for the South Central/Joppa Gateway Project - Not to exceed \$61,900 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0513

Item 31: Authorize settlement in lieu of proceeding with condemnation of two tracts of land containing a total of approximately 22,800 square feet from Alpha Key Alliance located near the intersection of Pennsylvania Avenue and Edgewood Street for the Fire Station No. 6 Project - Not to exceed \$48,000 (\$43,500, plus closing costs and title expenses not to exceed \$4,500) - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0514

Item 32: An ordinance granting an MF-1(A) Multifamily District and a resolution accepting deed restrictions volunteered by the applicant on property zoned a D(A) Duplex District on the north side of Del Norte Lane, west of Hillcrest Road - Z123-128 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 28941

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0515

Item 33: An ordinance abandoning an alley to Methodist Hospitals of Dallas, the abutting owner, containing approximately 9,000 square feet of land, located near the intersection of Beckley Avenue and Tilden Street, and authorizing the quitclaim - Revenue: \$74,500, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 28942

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0516

Item 34: Authorize a contract for the installation of water and wastewater mains and the replacement of large valves at 46 locations (list attached) - John Burns Construction Company of Texas, Inc., lowest responsible bidder of six - Not to exceed \$8,327,448 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0517

Item 35: Authorize an Advance Funding Agreement with the State of Texas, acting through the Texas Department of Transportation, for water and wastewater main relocations and appurtenance adjustments along the Marsalis Avenue Bridge from East Pentagon Parkway to East Five Mile Parkway - Not to exceed \$407,122 - Financing: Water Utilities Capital Construction Funds (\$6,250) and Water Utilities Capital Improvement Funds (\$400,872)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0518

13-0519

Item 36: 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 MARCH 27, 2013.

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

Mayor Pro Tem Medrano moved to appoint Neal Sleeper, Registered Voter, to the Reinvestment Zone Seventeen Board (TOD); Gene Hargrove, Registered Dallas County Voter, to the Reinvestment Zone Eighteen Board (Maple/Mockingbird); and Crystal N. Armstrong, Business Owner in South Dallas/Fair Park Area, to the South Dallas/Fair Park Trust Fund Board.

Motion seconded by Councilmember Kadane and unanimously adopted.

Mayor Pro Tem Medrano moved to appoint Roslyn Thibodeaux, Vice Chair, to the Cultural Affairs Commission; Lois J. Lilly, Vice Chair, to the Martin Luther King Jr. Community Center Board; and Neal Sleeper, Chair, to the Reinvestment Zone Seventeen Board (Transit-Oriented Development).

Motion seconded by Councilmember Kadane and unanimously adopted.

Mayor Pro Tem Medrano moved to appoint a nominee 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.

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

- 13-5380 JNC JUDICIAL NOMINATING COMMISSION**
- 13-5381 RZ17 REINVESTMENT ZONE SEVENTEEN BOARD (TOD)**
- 13-5382 RZ18 REINVESTMENT ZONE EIGHTEEN BOARD**
- 13-5383 SDF SOUTH DALLAS/FAIR PARK TRUST FUND BOARD
(MAPLE/MOCKINGBIRD)**
- 13-5384 BOARD OFFICERS**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0520

Item 37: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Diane S. Lacey, William L. Odell, Melissa Ann Orr, Nancy Lynne Orr, Patti Tessman Rea, Diann Tessman Slaton, Montell O. Tessman, Jr., and Jerry G. Tessman, of a tract of land containing approximately 122,319 square feet located in Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$14,232 (\$12,232, plus closing costs and title expenses not to exceed \$2,000) - 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, from Diane S. Lacey, William L. Odell, Melissa Ann Orr, Nancy Lynne Orr, Patti Tessman Rea, Diann Tessman Slaton, Montell O. Tessman, Jr., and Jerry G. Tessman, approximately 122,319 square feet of land located near the intersection of Langdon Roads and Millers Ferry Road, Dallas County, Texas, and more fully described in Exhibit A of the proposed written resolution for this item, for the construction, maintenance and use of the Southwest 120/96-inch Water Transmission Line Pipeline Project.

Deputy Mayor Pro Tem Atkins moved to adopt the item.

Motion seconded by Councilmember Caraway.

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 on city business: [0]

The city secretary declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0521

Item 38: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Diane S. Lacey, William L. Odell, Melissa Ann Orr, Nancy Lynne Orr, Patti Tessman Rea, Diann Tessman Slaton, Montell O. Tessman, Jr., and Jerry G. Tessman, of a tract of land containing approximately 28 acres located in Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$689,105 (\$683,955, plus closing costs and title expenses not to exceed \$5,150) - 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, from Diane S. Lacey, William L. Odell, Melissa Ann Orr, Nancy Lynne Orr, Patti Tessman Rea, Diann Tessman Slaton, Montell O. Tessman, Jr., and Jerry G. Tessman, approximately 28 acres of land located near the intersection of Langdon and Millers Ferry Roads, Dallas County, Texas, and more fully described in Exhibit A of the proposed written resolution for this item, for the construction, maintenance and use of the Southwest 120/96-inch Water Transmission Line Pipeline Project.

Councilmember Koop moved to adopt the item.

Motion seconded by Councilmember Caraway.

Mayor Rawlings called the vote on Councilmember Koop's 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 on city business: [0]

The city secretary declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0522

Item 39: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from LAZ LA III TX 1 LP, of approximately 34,000 square feet of land improved with paved parking located near the intersection of Market and Corbin Streets for the West End Plaza Project - Not to exceed \$2,835,000 (\$2,800,000, plus closing costs and title expenses not to exceed \$35,000) - 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 LAZ LA III, TX 1, LP approximately 34,000 square feet of land located near the intersection of Market and Corbin Streets in City of Dallas Block 27, Dallas County, Texas, and more fully described in Exhibit A of the proposed written resolution for this item, for the construction, maintenance and use of the West End Plaza Project.

Mayor Pro Tem Medrano moved to adopt the item.

Motion seconded by Councilmember Caraway.

Mayor Rawlings called the vote on Mayor Pro Tem Medrano's 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 on city business: [0]

The city secretary declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0523

CONSENT ZONING DOCKET

The consent zoning docket, consisting of agenda items 40-41, was presented for consideration.

~~Agenda item 40: Zoning Case Z112-278(WE)~~ **[considered individually]**

Agenda item 41: Zoning Case Z123-159(MW)

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:

Edward Bianchi, 104 Arbor Park Dr., Euless, TX, representing Christ for the Nations Institute, spoke in opposition to agenda item 41

Councilmember Koop moved, for agenda item 41, to close the public hearing, accept the recommendation of the city plan commission on the consent zoning case and pass the ordinance and consider zoning consent item 40 individually later in the meeting to allow speakers to arrive.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0524

Item 40: Zoning Case Z112-278(WE)

The consent zoning docket, consisting of agenda items 40-41, was presented for consideration.

A public hearing was called on zoning case Z112-278(WE), regarding an application for and an ordinance granting a Planned Development District for residential and church uses on property zoned Planned Development District No. 78 and an R-16(A) Single Family District on the north side of Lyndon B. Johnson Freeway, between Ridgeview Circle and Hughes Lane

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

At the time the consent zoning docket was presented for consideration, Councilmember Koop moved that zoning consent item 40 be considered as an individual item and be held until later in the meeting to allow speakers to arrive.

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

Later in the meeting, consent zoning item 40 was brought up for consideration.

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

Iola Johnson, 9705 Valley Lake Ct., Irving, TX

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

Robert Baldwin, (address not provided), representing the applicant
Amy Monien, 6625 Ridgeview Cir., representing the neighborhood

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

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

Assigned ORDINANCE NO. 28943

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0525

Item 41: Zoning Case Z123-159(MW)

The consent zoning docket, consisting of agenda items 40-41, was presented for consideration.

A public hearing was called on zoning case Z123-159(MW), regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1836 for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned an RR-D-1 Regional Retail District with a D-1 Liquor Control Overlay on the southwest corner of West Kiest Boulevard and Marvin D. Love Freeway

(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 conditions)

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

Edward Bianchi, 104 Arbor Park Dr., Euless, TX, representing Christ for the Nations Institute

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 28944

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0526

Item 42: Zoning Case Z112-303(OTH) - INDIVIDUAL

A public hearing was called on zoning case Z112-303(OTH), regarding an application for and an ordinance granting an amendment to and renewal of Specific Use Permit No. 1371 for an open-enrollment charter school and a child-care facility on property zoned an R-7.5(A) Single Family District on the southeast corner of R.L. Thornton Freeway and Ann Arbor Avenue

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

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

William Hopkins, 2011 Leath St.
Gwain Wooten, 1000 Grigsby Ave.

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

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

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

Assigned ORDINANCE NO. 28945

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0527

Item 43: Zoning Case Z123-114(JH) - INDIVIDUAL

A public hearing was called on zoning case Z123-114(JH), regarding an application for and an ordinance granting a new subarea for commercial uses on property zoned Conservation District No. 9, the M-Streets Conservation District on the southwest corner of Greenville Avenue and Vanderbilt Avenue

(The staff recommended Approval, subject to an existing conditions site plan, amendment to the CD No. 9 conceptual plan and staff conditions and city plan commission recommended Approval, subject to an existing conditions site plan, amendment to the CD No. 9 conceptual plan and conditions)

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

Councilmember Hunt 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. 28946

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0528

Item 44: Zoning Case Z123-147(AB) - INDIVIDUAL

A public hearing was called on zoning case Z123-147(AB), 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 liquor store on property zoned a CR-D Community Retail District with a D Liquor Control Overlay on the southwest side of Peavy Road, northwest of Garland Road

(The staff recommended Approval of a D-1 Liquor Control Overlay and approval of a Specific Use Permit for the sale of alcoholic beverages in conjunction with a liquor store 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 for a D-1 Liquor Control Overlay and approval of a Specific Use Permit for the sale of alcoholic beverages in conjunction with a liquor store 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 Kadane moved to close the public hearing, accept the recommendation of the staff and pass the ordinance.

Motion seconded by Councilmember Jasso and unanimously adopted. (Allen absent when vote taken)

Assigned ORDINANCE NOS. 28947 AND 28948

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0529

DESIGNATED ZONING CASES - INDIVIDUAL

Item 45: Zoning Case Z112-262(JH)

A public hearing was called on zoning case Z112-262(JH), regarding an application for and an ordinance granting a Specific Use Permit for an industrial (outside) not potentially incompatible use limited to a concrete batch plant on property zoned an IR Industrial Research District on the northeast corner of Luna Road and Ryan Road

(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 a public hearing on February 27, 2013, and was taken under advisement until March 27, 2013, 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."

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

Councilmember Alonzo moved to close the public hearing, accept the recommendation of the city plan commission subject to a revised site plan and subject to the following change:

- The industrial (outside) not potentially incompatible use limited to a concrete batch plant may only operate between 12:00 a.m. (midnight) and 7:00 p.m., Monday through Friday, and between 12:00 a.m. (midnight) and 3:00 p.m., Saturday.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

13-0529

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Motion seconded by Councilmember Caraway and Councilmember Davis.

During discussion, Councilmember Caraway called the question on the item.

Mayor Rawlings called the vote on Councilmember Alonzo's motion and declared the motion unanimously adopted.

Assigned ORDINANCE NO. 28949

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0530

DESIGNATED ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 46: Zoning Case Z112-268(RB)

A public hearing was called on zoning case Z112-268(RB), regarding an application for and an ordinance granting an IM Industrial Manufacturing District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an IR Industrial/Research District on the south line of Ryan Road, east of Luna Road

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

Note: This item was considered by the City Council at public hearings on January 9, January 23, February 13, and February 27, 2013; and was taken under advisement until March 27, 2013, 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."

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

Irwin Kerner, 5200 Keller Springs Rd. (handouts provided)

Michael Mantas, 5823 Deloache Ave.

George S. Watson, 4902 Briarwood Pl., representing Allied Graham Ltd.

Alan Hammer, (address not provided), representing property at 10733 Spangler Rd.

Gabriela Rosales, 5739 Emrose Terrace, representing property at 10733 Spangler Rd. (handouts provided)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

13-0530

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

Tom Williams, 629 Medina Dr., representing K Post Company
Dallas Cothrum, 900 Jackson St., representing the applicant (handouts provided)
Baron Ablon, 5511 Royal Ln., representing Soil Building System (Owner)
Neil Sperry, 3757 C.R. 325, McKinney, TX, representing Soil Building System
John Sloan, 3321 Fontaine St., Plano, TX, representing Soil Building System
Clarke Northcutt, 1703 Y St., representing Soil Building System
Tyler Briggs, 108 Guadalupe Dr., Irving, TX, representing Soil Building System
Peter Romo, 381 Casa Linda Pl., representing Romo Landscape Company
William Cothrum, 900 Jackson St., representing applicant

Councilmember Alonzo moved to close the public hearing and deny the item.

Motion seconded by Councilmember Greyson.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0531

SPECIAL PROVISION SIGN DISTRICT - DESIGNATED ZONING CASES - INDIVIDUAL

Item 47: A public hearing to receive comments regarding an application for and an ordinance granting the creation of a new Special Purpose Sign District on multiple tracts of land owned by the Dallas County Hospital District (aka Parkland Hospital) in an area generally bounded by Redfield Street, both sides of Butler Street, Maple Avenue, Medical District Drive (both sides near Harry Hines Boulevard), Harry Hines Boulevard, and the C.R.I. & G.R.R. Railroad line

(The staff and city plan commission 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," 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 recommendation.

Appearing in favor of the city plan commission recommendation:

Suzan Kedron, 901 Main St., representing the applicant

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

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

Assigned ORDINANCE NO. 28950

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0532

MISCELLANEOUS HEARINGS

Item 48: A public hearing to receive comments on the proposed FY 2013-14 Operating, Capital, Grant and Trust budgets - Financing: No cost consideration to the City

The following individual addressed the city council regarding the item:

Gustavo Gonzales, P.O. Box 192069, representing Senior Affairs
Commission (handouts provided)

Chris Watts, 214 N. Windomere Ave., representing Animal Shelter
Commission

Mary Spencer, 6943 Wildgrove Ave.

Councilmember Margolin moved to close the public hearing.

Motion seconded by Councilmember Hill and unanimously adopted. (Atkins, Jasso absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0533

MISCELLANEOUS HEARINGS

Item 49: A public hearing to receive comments regarding adoption of the *2 Points to White Rock East Area Plan*, which defines issues, goals, and recommendations related to planning and implementation for future development in the area bounded by St. Francis Avenue, Hunnicut Road, Lakeland Drive, Ferguson Road, Oates Drive, La Prada Drive, Deansgate Drive, John West Road, Dallas City Limits and IH-30 and a resolution adopting the study - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the item:

Robert Prejean, 3310 Fairmount St.

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

Motion seconded by Mayor Pro Tem Medrano and unanimously adopted. (Jasso, Hill absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0534

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Note: Agenda Item Nos. 50, 51, 52, 53, 54, 55, 56, and 57 must be considered collectively.

At the beginning of the meeting, City Secretary Rios announced addendum item 10 needed to be considered collectively with agenda items 50, 51, 52, 53, 54, 55, 56 and 57.

Item 50: A public hearing to receive comments on amendments to Tax Increment Financing Reinvestment Zone Number Zone Number Six (the Farmers Market TIF District) to: **(1)** increase the geographic area of the Farmers Market TIF District to include properties located south and east of the existing boundary; **(2)** extend the term of the Farmers Market TIF District from September 30, 2013 to December 31, 2028; **(3)** increase the total Farmers Market TIF budget from \$11,645,918 NPV (approximately \$22,733,724 total dollars) to \$19,238,514 NPV (approximately \$33,955,605 total dollars), including the adjustment of various budget categories/line items; **(4)** decrease the percentage of tax increment contributed by the City of Dallas during the extended term of the TIF District and establish other taxing jurisdictions participation percentages; and **(5)** allow direct land sale to implement the plan - Financing: No cost consideration to the City

Item 51: An ordinance amending Ordinance No. 23521, previously approved on May 27, 1998, Ordinance No. 24001, previously approved on August 25, 1999, and Ordinance No. 25298, previously approved on June 25, 2003 to reflect these amendments - 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," 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 items:

Tanya Ragan, 807 Park Ave.
William Gray, 10110 Pearl St.
Mark Ruibal, 601 S. Pearl St.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL
13-0534
Page 2

The following individuals addressed the city council regarding the items:
(continued)

Dana Green, 2127 Canton St.
Leslie Ingendorf, 4420 Highlander Dr.
Trina Triche, 1818 Corsicana St. (only spoke on item 50)
Richard Sheridan, 3022 Forest Ln.

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

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

Assigned ORDINANCE NO. 28951

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0535

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Note: Agenda Item Nos. 50, 51, 52, 53, 54, 55, 56, and 57 must be considered collectively.

At the beginning of the meeting, City Secretary Rios announced addendum item 10 needed to be considered collectively with agenda items 50, 51, 52, 53, 54, 55, 56 and 57.

Item 52: A resolution authorizing the City Manager to execute a 30-year lease agreement, with two, five-year renewal options, for the Dallas Farmers Market Shed 1, approximately 57,750 square feet of space, with Dallas Farmers Market Trust 1, LLC - Annual Revenue: \$30,000 (guaranteed minimum)

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."

The following individuals addressed the city council regarding the items:

Tanya Ragan, 807 Park Ave.
William Gray, 10110 Pearl St.
Mark Ruibal, 601 S. Pearl St.
Dana Green, 2127 Canton St.
Leslie Ingendorf, 4420 Highlander Dr.
Richard Sheridan, 3022 Forest Ln.

Councilmember Hunt moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0536

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Note: Agenda Item Nos. 50, 51, 52, 53, 54, 55, 56, and 57 must be considered collectively.

At the beginning of the meeting, City Secretary Rios announced addendum item 10 needed to be considered collectively with agenda items 50, 51, 52, 53, 54, 55, 56 and 57.

Item 53: A resolution authorizing the City Manager to sell the Dallas Farmers Market Shed 2 by executing: (1) a sale agreement with; and (2) a deed without warranty conveying the property to Dallas Farmers Market Trust 2, LLC - Revenue: \$280,000

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."

The following individuals addressed the city council regarding the items:

Tanya Ragan, 807 Park Ave.
William Gray, 10110 Pearl St.
Mark Ruibal, 601 S. Pearl St.
Dana Green, 2127 Canton St.
Leslie Ingendorf, 4420 Highlander Dr.
Richard Sheridan, 3022 Forest Ln.

Councilmember Hunt moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0537

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Note: Agenda Item Nos. 50, 51, 52, 53, 54, 55, 56, and 57 must be considered collectively.

At the beginning of the meeting, City Secretary Rios announced addendum item 10 needed to be considered collectively with agenda items 50, 51, 52, 53, 54, 55, 56 and 57.

Item 54: A resolution authorizing the City Manager to sell the Dallas Farmers Market Sheds 3 and 4 by executing: (1) a sale agreement with; and (2) a deed without warranty conveying the property to FM Harvest, Ltd. - Revenue: \$1,675,000

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."

The following individuals addressed the city council regarding the items:

Tanya Ragan, 807 Park Ave.
William Gray, 10110 Pearl St.
Mark Ruibal, 601 S. Pearl St.
Dana Green, 2127 Canton St.
Leslie Ingendorf, 4420 Highlander Dr.
Richard Sheridan, 3022 Forest Ln.

Councilmember Hunt moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0538

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Note: Agenda Item Nos. 50, 51, 52, 53, 54, 55, 56, and 57 must be considered collectively.

At the beginning of the meeting, City Secretary Rios announced addendum item 10 needed to be considered collectively with agenda items 50, 51, 52, 53, 54, 55, 56 and 57.

Item 55: A resolution authorizing the City Manager to sell the Dallas Farmers Market auxiliary/administration property by executing: (1) a sale agreement with; and (2) a deed without warranty conveying the property to Dallas Farmers Market Trust, LLC - Revenue: \$1,200,000

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."

The following individuals addressed the city council regarding the items:

Tanya Ragan, 807 Park Ave.
William Gray, 10110 Pearl St.
Mark Ruibal, 601 S. Pearl St.
Dana Green, 2127 Canton St.
Leslie Ingendorf, 4420 Highlander Dr.
Richard Sheridan, 3022 Forest Ln.

Councilmember Hunt moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0539

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Note: Agenda Item Nos. 50, 51, 52, 53, 54, 55, 56, and 57 must be considered collectively.

At the beginning of the meeting, City Secretary Rios announced addendum item 10 needed to be considered collectively with agenda items 50, 51, 52, 53, 54, 55, 56 and 57.

Item 56: A resolution authorizing the City Manager to sell the Dallas Farmers Market remote parking area property by executing: **(1)** a sale agreement with; and **(2)** a deed without warranty conveying the property to FM Futsal, Ltd. - Revenue: \$75,000

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."

The following individuals addressed the city council regarding the items:

Tanya Ragan, 807 Park Ave.
William Gray, 10110 Pearl St.
Mark Ruibal, 601 S. Pearl St.
Dana Green, 2127 Canton St.
Leslie Ingendorf, 4420 Highlander Dr.
Richard Sheridan, 3022 Forest Ln.

Councilmember Hunt moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0540

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Note: Agenda Item Nos. 50, 51, 52, 53, 54, 55, 56, and 57 must be considered collectively.

At the beginning of the meeting, City Secretary Rios announced addendum item 10 needed to be considered collectively with agenda items 50, 51, 52, 53, 54, 55, 56 and 57.

Item 57: Authorize **(1)** a resolution defeasing certain outstanding bonds related to the improvement of Farmers Market; **(2)** approving and authorizing the execution of an escrow agreement with U.S. Bank, National Association; and **(3)** resolving other matters relating thereto - Not to exceed \$2,400,000 - Financing: Farmers Market Area Infrastructure 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."

The following individuals addressed the city council regarding the items:

Tanya Ragan, 807 Park Ave.
William Gray, 10110 Pearl St.
Mark Ruibal, 601 S. Pearl St.
Dana Green, 2127 Canton St.
Leslie Ingendorf, 4420 Highlander Dr.
Richard Sheridan, 3022 Forest Ln.

Councilmember Hunt moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0541

Addendum addition 1: Authorize **(1)** amending the City of Dallas' Housing Finance Corporation (DHFC) Articles of Incorporation in accordance with Exhibit "A" attached hereto; and **(2)** clarification of the DHFC under Internal Revenue Service 509 (a)(2), which will designate all income as tax exempt for a public purpose - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0542

Addendum addition 2: Authorize the acceptance of additional grant funds from the Department of Homeland Security under the 2010 State Homeland Security Grant program to provide funding for equipment acquisition, planning and training activities to enable the City to respond to natural and man-made disasters for the period August 1, 2010 through May 31, 2013 - Not to exceed \$49,596, from \$293,000 to \$342,596 - Financing: U.S. Department of Homeland Security Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0543

Addendum addition 3: Authorize a fifteen-month lease agreement with Saint Michael and All Angels Episcopal Church, Agent for Corporation of the Episcopal Diocese of Dallas for approximately 21,780 square feet of land located at 8011 Douglas Avenue for Fire Station No. 27 staging area for the period March 28, 2013 through June 27, 2014 - Not to exceed \$150,000 - Financing: 2006 Bond Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0544

Addendum addition 4: A resolution authorizing the conveyance of right-of-way easements containing a total of approximately 70 acres of land located in the Trinity River Floodway at IH-30 and IH-35E to the Texas Department of Transportation for the Horseshoe Project - Revenue: \$401,610

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0545

Addendum addition 5: An ordinance amending Ordinance Nos. 28938 and 28939 to change certain election day polling locations and certain early voting locations, dates, and times for the Saturday, May 11, 2013, general and special elections - Financing: No cost consideration to the City

The city secretary read the following early voting location change into the record:

- Paul Laurence Dunbar Lancaster-Kiest Library, 2008 East Kiest Blvd. added to replace Veterans Admin Medical Center, 4500 S. Lancaster Rd.

Councilmember Caraway moved to adopt the item with the change.

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

Assigned ORDINANCE NO. 28952

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0546

Addendum addition 6: A resolution authorizing a joint election agreement and election services contract between the City of Dallas, Dallas County, and various other jurisdictions within Dallas, Collin and Denton Counties, for the conduct of a joint election to be held on Saturday, May 11, 2013 - Not to exceed \$449,709 - Financing: Current Funds

Deputy Mayor Pro Tem Atkins moved to adopt the item.

Motion seconded by Councilmember Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0547

Addendum addition 7: A resolution approving the appointment of citizens to serve as election judges for the May 11, 2013, joint election and the June 15, 2013, runoff election, if necessary - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Atkins moved to adopt the item.

Motion seconded by Councilmember Koop and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0548

Addendum addition 8: A resolution authorizing the Mayor to appoint an Ad Hoc City Council Canvassing Committee to review the returns of the May 11, 2013 general and special elections and submit a canvass report to the full City Council on Wednesday, May 22, 2013 - Financing: No cost consideration to the City

Councilmember Kadane moved to approve the resolution authorizing Mayor Rawlings to appoint an Ad Hoc City Council Canvassing Committee to review the returns of the May 11, 2013 general and special elections and submit a canvass report to the full City Council on Wednesday, May 22, 2013.

The Ad Hoc City Council Canvassing Committee will consist of:

Mayor Pro Tem Pauline Medrano, Chair
Councilmember Linda Koop
Councilmember Angela Hunt
Councilmember Ann Margolin
Deputy Mayor Pro Tem Tennell Atkins, Alternate

Motion seconded by Councilmember Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0549

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

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

Councilmember Koop moved to adopt the item.

Motion seconded by Councilmember Alonzo and unanimously adopted. (Greyson abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0550

Note: This item must be heard and considered collectively with Agenda Item Nos. 50, 51, 52, 53, 54, 55, 56, and 57.

At the beginning of the meeting, City Secretary Rios announced this item needed to be considered collectively with agenda items 50, 51, 52, 53, 54, 55, 56 and 57.

Addendum addition 10: An ordinance amending Chapter 29 of the Dallas City Code to provide for monthly dealer's licenses and fees to participate in the selling of produce or goods at the municipal produce market - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the items:

Tanya Ragan, 807 Park Ave.
William Gray, 10110 Pearl St.
Mark Ruibal, 601 S. Pearl St.
Dana Green, 2127 Canton St.
Leslie Ingendorf, 4420 Highlander Dr.
Richard Sheridan, 3022 Forest Ln.

Councilmember Hunt moved to adopt the item.

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

Assigned ORDINANCE NO. 28953

Note: Only one second required for this item. However, since it was considered collectively with agenda items 50, 51, 52, 53, 54, 55, 56, and 57 two seconds are reflected.

“CORRECTION”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0551

DESIGNATED PUBLIC SUBSIDY MATTERS

Addendum addition 11: Authorize a Chapter 380 economic development grant agreement pursuant to Chapter 380 of the Texas Local Government Code in accordance with the City's Public/Private Partnership Program with SLF III - THE CANYON TIF, LP supporting the proposed Canyon development at the southeast corner of Interstate Highway 30 and Westmoreland Road, Dallas, Texas 75225 - Not to exceed \$327,140 - Financing: 2006 Bond Funds

In accordance with Section 7.13 of the City Council Rules of Procedure, “Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters,” 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 ~~Greyson~~ Griggs moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 27, 2013

13-0552

FLOODPLAIN APPLICATIONS

Addendum addition 12: A public hearing to receive comments regarding the application for and approval of the fill permit and removal of the floodplain (FP) prefix from approximately 3.30 acres of the current 3.95 acres of land located at 10808 Luna Road, within the floodplain of the Elm Fork of the Trinity River, Fill Permit 12-07 - Financing: No cost consideration to the City

(The staff recommended Approval)

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

Motion seconded by Councilmember Caraway and unanimously adopted.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 27, 2013

EXHIBIT C