

“AMENDED”
MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JUNE 12, 2013

13-0930

VOTING AGENDA MEETING
CITY COUNCIL CHAMBER, CITY HALL
MAYOR PRO TEM PAULINE MEDRANO, PRESIDING

PRESENT: [14] Rawlings (*11:10 a.m.), Medrano, Atkins, Jasso, Griggs (*9:15 a.m.), Caraway, Alonzo, Davis (*9:14 a.m.), Kadane, Allen, Koop, Greyson (*9:16 a.m.), Margolin, Hunt (*9:12 a.m.)

ABSENT: [1] Hill

The meeting was called to order at 9:04 a.m.

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

The invocation was given by Councilmember Kadane.

Councilmember Alonzo 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 3:57 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, JUNE 12, 2013

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JUNE 12, 2013

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0931

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: Reggie Ruffin, 2703 Exeter Ave. (handout)
REPRESENTING: Texas Males Foundation
SUBJECT: Domestic violence reform/Ad in Examiner

SPEAKER: Cece Cox, 2701 Reagan St.
SUBJECT: Marriage/Workplace Equality Resolution

SPEAKER: Chastety Kirven, 8712 Woodfell Ct.
SUBJECT: Marriage/Workplace Equality Resolution

SPEAKER: Pat White, 4714 Wildwood Rd.
REPRESENTING: The Love Field Citizens Action Committee
SUBJECT: Noise contract renewal-6/26 meeting

OPEN MICROPHONE – ADDITIONAL – BEGINNING OF MEETING:

SPEAKER: Annemarie Bristow, 802 Haines Ave.
SUBJECT: Tree planting in the park

SPEAKER: Mike LoVuolo, 616 Cristler Ave.
SUBJECT: LGBT Task Force

SPEAKER: Mark A. Jimenez, 4916 Trinity Cross Ct.
SUBJECT: LGBT Equality Resolution

SPEAKER: Barry Layton, 2502 Live Oak St.
SUBJECT: LGBT rights

SPEAKER: Elias Cantu, 7147 Larkin Dr.
SUBJECT: Marriage/Workplace Equality Resolution

OFFICIAL ACTION OF DALLAS CITY COUNCIL

13-0931

Page 2

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Patti Fink, 324 Easton Rd.
SUBJECT: LGBT Task Force

SPEAKER: Melinda Pettiford, P.O. Box 860085
SUBJECT: Leadership

OPEN MICROPHONE – SPOKE IN THE LAST 30 DAYS:

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

SPEAKER: William Hopkins, 2011 Leath St. (handout provided)
SUBJECT: Cutting CDBG funds/KKK

SPEAKER: Trina Triche, 1818 Corsicana St.
SUBJECT: Triche vs COD/Agenda #12, 13, 36-38, 49, 50

SPEAKER: Lakolya London, 1753 Mockingbird Ln.
SUBJECT: Who blew up Ms. London's car?

SPEAKER: David Williams, Private
SUBJECT: Youth Outreach

SPEAKER: Jonathan Vance, 5230 Bryan St.
SUBJECT: Various

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0932

Item 1: Approval of Minutes of the May 22, 2013 City Council Meeting

Councilmember Koop moved to adopt the minutes of the May 22, 2013 City Council Meeting.

Motion seconded by Councilmember Caraway and unanimously adopted. (Rawlings, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0933

CONSENT AGENDA

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

Councilmember Koop requested that addendum addition consent agenda item 8 be considered as an individual item. Mayor Pro Tem Medrano stated that addendum addition consent agenda item 8 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Koop's request.

Councilmember Koop moved to adopt all items on the consent agenda and addendum addition consent agenda with the exception of addendum addition consent agenda item 8.

Motion seconded by Councilmember Jasso and unanimously adopted. (Rawlings, Griggs, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0934

Item 2: Authorize a three-year master agreement for electrical supplies – Trinity Electric Supply Co. in the amount of \$5,982,801 and AWC, Inc. in the amount of \$330,590, lowest responsible bidders of five - Total not to exceed \$6,313,391 - Financing: Current Funds (\$2,566,391), Water Utilities Current Funds (\$2,710,000), Stormwater Drainage Management Current Funds (\$740,000) and Aviation Current Funds (\$297,000)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0935

Item 3: Authorize **(1)** a three-year master agreement for chlorine and sulfur dioxide - Brenntag Southwest, Inc. in the amount of \$16,419,300 and Calabrian Corporation in the amount of \$1,459,793; and **(2)** a three-year service contract for maintenance and testing of sulfur dioxide storage tanks - DPC Industries Company in the amount of \$247,650, lowest responsible bidders of three - Total not to exceed \$18,126,743 - Financing: Water Utilities Current Funds (\$247,650 subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0936

Item 4: Authorize **(1)** a one-year master agreement for the purchase of two hundred seventy-two pieces of fleet and equipment - Sam Pack's Five Star Ford, Ltd. in the amount of \$4,022,691, Rush Truck Centers of Texas, LP dba Rush Crane and Refuse Systems, International in the amount of \$1,752,771, The Around the Clock Freightliner Group, LLC in the amount of \$1,393,866, Southwest International Trucks, Inc. in the amount of \$1,622,419, Landmark Equipment, Inc. in the amount of \$947,760, RDO Equipment Company in the amount of \$907,954, Holt Texas, Ltd. in the amount of \$512,753, Caldwell Country Chevrolet in the amount of \$477,809, Rush Medium Duty Truck Center, Dallas in the amount of \$613,106, Dallas Dodge Chrysler Jeep in the amount of \$366,384, Stewart & Stevenson, LLC in the amount of \$250,447, Caldwell Country Ford in the amount of \$267,624, Bobcat of Dallas in the amount of \$184,676, Equipment Southwest, Inc. in the amount of \$157,900, Sonic-Lute Riley Honda in the amount of \$138,375, United Rentals (North America), Inc. in the amount of \$127,500 and Kirby-Smith Machinery, Inc. in the amount of \$39,435, lowest responsible bidders of twenty-seven; **(2)** a one-year master agreement for the purchase of eight pieces of fleet equipment - Kinloch Equipment & Supply, Inc. in the amount of \$532,029, Holt Texas, Ltd. in the amount of \$267,228, Sam Pack's Five Star Ford, Ltd. in the amount of \$85,869 and Dallas Dodge Chrysler Jeep in the amount of \$77,502 through the Houston-Galveston Area Council of Governments; and **(3)** a one-year master agreement for the purchase of four pieces of fleet equipment - Kirby-Smith Machinery, Inc. in the amount of \$210,960 through Texas Association of School Boards (BuyBoard) - Total not to exceed \$14,957,058 - Financing: Current Funds (\$312,225), Water Utilities Current Funds (\$2,973,381), Municipal Lease Agreement Funds (\$7,309,785), Aviation Current Funds (\$156,316), 2010 Equipment Acquisition Notes (\$4,091,876), 2007 Equipment Acquisition Contractual Obligation Notes (\$85,869) and Commercial Auto Theft Interdiction Squad Funds (\$27,606)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0937

Item 5: Authorize a service contract for storm drainage management fund financial planning services and fee study - Raftelis Financial Consultants, Inc., most advantageous proposer of four - Not to exceed \$527,997 - Financing: Stormwater Drainage Management Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0938

Item 6: Authorize a three-year service contract, with two one-year renewal options, for wastewater flowmeter monitoring services - Hach Company, lowest responsible bidder of seven - Not to exceed \$1,289,290 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0939

Item 7: Authorize Supplemental Agreement No. 2 to exercise the first renewal option to extend the term of the professional service contract with Grant Thornton LLP for audit of the City's financial operations and grant activities for fiscal year ending September 30, 2013 to be completed by September 30, 2014 - Not to exceed \$951,163, from \$3,080,790 to \$4,031,953 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0940

Item 8: Authorize Supplemental Agreement No. 3 to exercise the second renewal option to extend the term of the service contract with Linebarger Goggan Blair & Sampson, LLP, with a minimum annual guarantee, for the collection of delinquent fines and fees for City ordinance, traffic and state law violations, excluding parking violations, for the period August 1, 2013 through July 31, 2014 - Estimated Revenue: \$5,800,000

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0941

Item 9: Authorize amendments to Ordinance No. 28060 to: **(1)** extend the City of Dallas, Texas General Obligation Commercial Paper Notes Series 2010A, and Series 2010C short term obligations in an aggregate principal amount not to exceed \$350,000,000; **(2)** authorize such short term obligations to be issued, sold, and delivered in the form of commercial paper notes; making certain covenants and agreements in connection therewith; establish the tenor of the program for the issuance of the remaining \$642,000,000 in the 2012 Bond Program, \$499,275,000 in the 2006 Bond Program and the remaining \$33,037,600 in the 1998 Bond Program, which is estimated to be within a three year period; resolving other matters related to the issuance, sale, security and delivery of such short term obligations, including; **(3)** authorizing a thirty-six-month \$200,000,000 Credit Agreement with J.P. Morgan Chase Bank, N.A., and a thirty-six-month \$150,000,000 Credit Agreement with Wells Fargo Bank, N.A.; **(4)** the continued use of U.S. Bank National Association as the Issuing and Paying Agent under existing agreements; **(5)** the continued use of Jefferies LLC as the dealer under existing Dealer Agreement; and **(6)** approving the payment of issuance costs in connection with the issuance of the short term obligations; approving the use of an Offering Memorandum in connection with the sale of the short term obligations; and providing an effective date – Total program costs not to exceed \$5,868,825 – Financing: Current Funds (\$144,825 upfront closing costs plus annual fees of \$1,908,000 for a three year total cost of \$5,724,000) (subject to annual appropriations)

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29022

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0942

Item 10: Authorize the preparation of plans for issuance of General Obligation Refunding and Improvement Bonds, Series 2013A/B in an amount not to exceed \$500,000,000 - Financing: This action has no cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0943

Item 11: Authorize the preparation of plans for issuance in an amount not to exceed \$285,000,000 in Waterworks and Sewer System Revenue Refunding Bonds, Series 2013 - Financing: This action has no cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0944

Item 12: An ordinance amending Chapters 50, 51A, and 52 of the Dallas City Code to: **(1)** define terms; **(2)** provide for the licensing, operation, and regulation of street vendors; **(3)** require identification badges for street vendors and their agents; **(4)** establish license and badge fees; **(5)** establish dress and conduct standards for street vendors; **(6)** allow vending on private property without a certificate of occupancy if the vendor possesses a mobile food establishment permit or a Central Business District concession license and has the property owner's consent; **(7)** make certain non-substantive changes; **(8)** provide transitional provisions; and **(9)** provide minimum and maximum penalties - Estimated Annual Revenue Loss: \$10,000

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29023

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0945

Item 13: An ordinance amending Chapters 51 and 51A of the Dallas City Code to: **(1)** allow occasional sales on an approved surface; **(2)** amend the fee schedule for occasional sale permits; **(3)** provide that signs advertising an occasional sale may be located at remote locations with the permission of the owner of the remote location; **(4)** provide a penalty not to exceed \$2,000; **(5)** provide a saving clause; **(6)** provide a severability clause; and **(7)** provide an effective date - Financing: Estimated Annual Revenue Loss: \$160,000

Adopted as part of the consent agenda.

Assigned Ordinance No. 29024

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0946

Item 14: Authorize a five-year Interlocal Agreement with the City of Cockrell Hill to provide the City of Cockrell Hill with two-way radio maintenance service and radio system airtime for the period June 1, 2013 through May 31, 2018 - Estimated Revenue: \$7,116

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0947

Item 15: Authorize a public hearing to be held on June 26, 2013 to receive comments concerning the creation of City of Dallas Reinvestment Zone No. 80 located at 3504 North Central Expressway, Dallas, Texas; and, at the close of the hearing, consideration of **(1)** an ordinance creating City of Dallas Reinvestment Zone No. 80; and **(2)** a 50 percent real property tax abatement for ten years with SBR Real Estate Holdings, LP (SBR) associated with the development of a high-rise office building - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0948

Item 16: Authorize a public hearing to be held on June 26, 2013 to receive comments concerning the creation of City of Dallas Reinvestment Zone No. 81 located on the east side of the 4800 block of Mountain Creek Parkway, north of Merrifield Road in Dallas, Texas; and, at the close of the hearing, consideration of **(1)** an ordinance creating City of Dallas Reinvestment Zone No. 81; and **(2)** a 90 percent real property tax abatement for ten years with Mt. Creek Investments, Ltd. associated with construction of a two-phase speculative industrial/warehouse development with a combined total of 1,200,000 square feet - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0949

Item 17: Authorize a Multiple Use Agreement with the Texas Department of Transportation (TXDOT) to cross underneath the IH-35E right-of-way to construct and maintain the Edison/Hi Line Sustainable Development Infrastructure Project - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0950

Item 18: Authorize **(1)** a public hearing to be held on August 14, 2013 to receive comments concerning the renewal of the Deep Ellum Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the Deep Ellum area, for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and **(2)** at the close of the hearing, a resolution approving creation of the District for seven years and approval of the District's Service Plan for 2014-2020 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0951

Item 19: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by City Wide Community Development Corporation for the construction of affordable houses; **(2)** the sale of 5 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to City Wide Community Development Corporation; and **(3)** execution of a release of lien for any non-tax liens on the 5 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.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0952

Item 20: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by East Dallas Community Organization for the construction of affordable houses; **(2)** the sale of 2 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to East Dallas Community Organization; and **(3)** execution of a release of lien for any non-tax liens on the 2 properties that may have been filed by the City 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.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0953

Item 21: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by South Dallas Fair Park/Innercity Community Development Corporation for the construction of affordable houses; **(2)** the sale of 2 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to South Dallas Fair Park/Innercity Community Development Corporation; and **(3)** execution of a release of lien for any non-tax liens on the 2 properties that may have been filed by the City 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.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0954

Item 22: Authorize the expansion of the Oak Cliff-Marsalis Neighborhood Investment Program target area to include the 200 block of West 7th Street for street and streetscape, and gateway improvements to the Bishop Arts District - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0955

Item 23: Authorize the release of lien and deed restrictions on a secured, no interest, forgivable loan with Legacy Counseling Center, Inc., for non-substantial rehabilitation at the Legacy Founders Cottage located at 828 South Tyler Street in the amount of \$15,870 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0956

Item 24: Authorize the third amendment to the contract with the Department of State Health Services to accept additional grant funds for the continuation of the Special Supplemental Nutrition Program for the Women, Infants and Children Program for the period April 1, 2013 through September 30, 2013 - Not to exceed \$28,850, from \$14,655,792 to \$14,684,642 - Financing: Department of State Health Services Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0957

Item 25: Authorize a contract with Frances Bagley, LLC for the fabrication and installation of a site-specific artwork at the Elm Fork Athletic Complex located at 2100 Walnut Hill Lane - Not to exceed \$130,400 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0958

Item 26: Authorize a contract with Legge Lewis Legge LLC for the fabrication and installation of a site-specific artwork at the Dallas Arboretum located at 8525 Garland Road - Not to exceed \$116,400 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0959

Item 27: Authorize a twenty-four month extension to the concession contract with Culinaire International, Inc. for food and beverage services at the Morton H. Meyerson Symphony Center for the period August 1, 2013 through July 31, 2015 - Estimated Revenue: \$735,000

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0960

Item 28: Authorize a contract for construction of a new park pavilion at Kidd Springs Park located at 700 West Canty Street - Henneberger Construction, Inc., best value proposer of four - Not to exceed \$118,400 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0961

Item 29: Authorize a contract for reconstruction of an historic pergola at Kiest Park located at 3080 South Hampton Road - Henneberger Construction, Inc., best value proposer of four - Not to exceed \$150,700 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0962

Item 30: Authorize a contract for construction of a new park pavilion at McCree Park located at 9016 Plano Road - Henneberger Construction, Inc., best value proposer of two - Not to exceed \$110,000 - Financing: 2003 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0963

Item 31: Authorize Supplemental Agreement No. 3 to the professional services contract with Aguirre Roden, Inc. for a structural study of the Anita Martinez Recreation Center located at 3212 North Winnetka Avenue - Not to exceed \$4,235, from \$196,520 to \$200,755 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0964

Item 32: Authorize an Interlocal Agreement with Tarrant County Criminal District Attorney, Tarrant County Sheriff's Office, Anderson County Criminal District Attorney, and the Texas Office of the Attorney General to share the proceeds received by the Tarrant County Criminal District Attorney for asset seizures and forfeitures under Chapter 59 of the Texas Code of Criminal Procedure - Estimated Revenue: \$230,000

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0965

Item 33: Authorize a professional services contract with Lina T. Ramey & Associates, Inc. for the engineering design of sidewalk enhancements for the Colorado Boulevard/Beckley Avenue area - Not to exceed \$209,790 - Financing: General Obligation Commercial Paper Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0966

Item 34: Authorize a professional services contract with Freese and Nichols, Inc. for the engineering design of street and thoroughfare improvements for South Lamar Street from Interstate 45 to Emery Street - Not to exceed \$747,840 - Financing: General Obligation Commercial Paper Funds (\$696,811) and Water Utilities Capital Improvement Funds (\$51,029)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0967

Item 35: Authorize twenty-four month construction service contracts with three twelve-month renewal options to perform job order contracting services with Chamberlin Dallas, LLC in the amount of \$1,500,000, Kellogg Brown and Root, LLC in the amount of \$3,486,443, and METCO Engineering, Inc. in the amount of \$1,500,000, the three best value proposers of thirteen - Not to exceed \$6,486,443 - Financing: Aviation Current Funds (\$1,855,000), Convention and Event Services Current Funds (\$750,000), and General Obligation Commercial Paper Funds (\$3,881,443) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0968

**Olive Street Extension
of the McKinney Avenue Trolley**

Note: Item Nos. 36 and 37
must be considered collectively.

Item 36: Authorize an increase in the contract with Gibson & Associates, Inc. for the construction of granite pavers at trolley stops and additional items for the McKinney Avenue Trolley Olive Street Extension Project - Not to exceed \$158,635, from \$8,666,777 to \$8,825,412 - Financing: Capital Projects Reimbursement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0969

**Olive Street Extension
of the McKinney Avenue Trolley**

Note: Item Nos. 36 and 37
must be considered collectively.

Item 37: Authorize **(1)** a participation agreement with the Downtown Improvement District for the construction of granite pavers at trolley stops and additional items for the McKinney Avenue Trolley Olive Street Extension Project in an amount not to exceed \$158,635; **(2)** the receipt and deposit of funds from the Downtown Improvement District in an amount not to exceed \$158,635; and **(3)** an increase in appropriations in the amount of \$158,635 in the Capital Projects Reimbursement Fund - Total not to exceed \$158,635 - Financing: Capital Projects Reimbursement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0970

Item 38: Authorize an increase in the construction contract with Lee Lewis Construction, Inc. for structural, mechanical, electrical, plumbing and waterproofing changes 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 \$247,263, from \$6,867,650 to \$7,114,913 - Financing: 2009 Convention Center Revenue Bonds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0971

Item 39: Authorize consent to a transfer of control of 100% of the ownership interests of Greenstar Mid-America, LLC, a solid waste franchisee, from Greenstar North America Holdings, Inc. to WM Recycle America, LLC, in accordance with the terms of the franchise ordinance, Chapter XIV of the City Charter, and Article IV of Chapter 18 of the Dallas City Code – Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0972

Item 40: Authorize acquisition from George P. Shropulos and Millie L. Shropulos, of approximately 21,779 square feet of land located near the intersection of Wheatland and Houston School Roads for the Wheatland Road Improvement Project - Not to exceed \$21,300 (\$18,300, plus closing costs and title expenses not to exceed \$3,000) - Financing: 2003 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0973

Item 41: Authorize acquisition from Westdale Properties America I, LTD, of approximately 482 square feet of land located near the intersection of Pacific Avenue and Hawkins Street for the Cesar Chavez Boulevard and Pearl Street from Commerce Street to Live Oak Boulevard Project - Not to exceed \$18,530 (\$17,320, plus closing costs and title expenses not to exceed \$1,210) - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0974

Item 42: Authorize the exercise of the right of eminent domain, if such becomes necessary, by Dallas Area Rapid Transit of nine tracts of land for the construction of the South Oak Cliff Line Section-3 Project (list attached) - Financing - No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0975

Item 43: An ordinance abandoning a portion of a sanitary sewer easement to TRG Wycliff, L.P., the abutting owner, containing approximately 5,089 square feet of land, located near the intersection of Congress and Wycliff Avenues
- Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned Ordinance No. 29025

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0976

Item 44: An ordinance granting renewal of a private license to Greenville 2100, LTD. for the use of approximately 371 square feet of land to maintain an existing sidewalk café on Greenville Avenue located near the intersection of Greenville and Prospect Avenues - Revenue: \$1,000 annually, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned Ordinance No. 29026

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0977

Item 45: Authorize Supplemental Agreement No. 6 to the professional services contract with Half Associates, Inc. to investigate, identify and potentially relocate threatened fresh water mussels from a section of the Trinity River within the construction impact limits of the Continental Avenue Bridge - Not to exceed \$147,512, from \$1,348,304 to \$1,495,816 - Financing: Stormwater Drainage Management Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0978

Item 46: Authorize a professional services contract with HDR Engineering, Inc. to provide engineering services for the design of a new peak flow storage basin at the Southside Wastewater Treatment Plant - Not to exceed \$1,446,313 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0979

Item 47: Authorize a thirty-year contract with the City of Carrollton to continue providing treated water services, from June 29, 2013 through June 28, 2043
- Estimated Annual Revenue: \$10,912,142

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0980

Item 48: Authorize a thirty-year contract with the City of DeSoto to continue providing treated water services, from August 24, 2013 through August 23, 2043 - Estimated Annual Revenue: \$3,952,667

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0981

Item 49: Authorize an increase in the contract with Davis Construction, Inc. d/b/a DCI Contracting, Inc. for additional work associated with the construction of concrete drilled piers, rock anchors and extended coffer dam maintenance for completion of the 72-inch Water Transmission Main Protection, Phase II Bank Stabilization Project - Not to exceed \$232,880, from \$2,834,505 to \$3,067,385 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0982

Item 50: Authorize an increase in the contract with Magnus Pacific Corporation for additional work associated with the installation of an underground slurry cutoff wall - Not to exceed \$1,631,750, from \$10,559,182 to \$12,190,932 - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0983

Item 51: Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)

The city secretary distributed a report showing all nominations and re-nominations received for city boards and commissions appointments for the 2011-2013 board term updated through JUNE12, 2013.

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

Councilmember Koop moved to appoint Sam Childers, Urban Planner, to the Landmark Commission Alternate Members.

Motion seconded by Councilmember Alonzo and unanimously adopted. (Rawlings, Griggs, Caraway, Hunt absent when vote taken; Hill absent)

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

13- 5751 LMX LANDMARK COMMISSION ALTERNATE MEMBERS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0984

DESIGNATED PUBLIC SUBSIDY MATTERS

Item 52: Authorize (1) a 12-month extension to the Chapter 380 economic development loan agreement with Lakewest ALF Realty, LLC, previously approved on April 27, 2011, pursuant to Resolution No. 11-1188, related to the development of a senior assisted living center located at 2696 Bickers, Dallas, Texas 75212; and (2) the acceptance, receipt and deposit of funds in an amount up to \$195,000 - Financing: Public/Private Partnership Funds

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

At the request of the presiding officer, agenda items 52–60 were simultaneously considered and read into the record by the city secretary.

Councilmember Allen moved to adopt agenda items 52–60.

Motion seconded by Councilmember Jasso and Councilmember Kadane and unanimously adopted. (Rawlings, Griggs, Caraway, Davis, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0985

DESIGNATED PUBLIC SUBSIDY MATTERS

Grocers Supply

Note: Item Nos. 53 and 54
must be considered collectively.

Item 53: Authorize a 90 percent real property tax abatement agreement for 10 years with Grocers Supply Co. Inc., subject to acquisition of the property, for a new warehouse facility of 740,000 square feet located on approximately 129 acres within an Enterprise Zone at the intersection of Cleveland Road and Blanco Road in Dallas pursuant to the City's Public/Private Partnership Program- Revenue: First year revenue estimated at \$44,203; ten-year revenue estimated at \$442,030 (Estimated revenue foregone for ten-year real property tax abatement estimated at \$3,978,329)

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."

At the request of the presiding officer, agenda items 52–60 were simultaneously considered and read into the record by the city secretary.

Councilmember Allen moved to adopt agenda items 52–60.

Motion seconded by Councilmember Jasso and Councilmember Kadane and unanimously adopted. (Rawlings, Griggs, Caraway, Davis, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0986

DESIGNATED PUBLIC SUBSIDY MATTERS

Grocers Supply

Note: Item Nos. 53 and 54
must be considered collectively.

Item 54: Authorize a Chapter 380 economic development grant agreement pursuant to the Public/Private Partnership Program with Grocers Supply Co., Inc. in an amount up to \$1,850,000 associated with the site acquisition and new facility construction of a warehouse facility to be constructed on 129 acres at the intersection of Cleveland Road and Blanco Road in Dallas - Not to exceed \$1,850,000 - Financing: General Obligation Commercial Paper 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."

At the request of the presiding officer, agenda items 52–60 were simultaneously considered and read into the record by the city secretary.

Councilmember Allen moved to adopt agenda items 52–60.

Motion seconded by Councilmember Jasso and Councilmember Kadane and unanimously adopted. (Rawlings, Griggs, Caraway, Davis, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0987

DESIGNATED PUBLIC SUBSIDY MATTERS

TCDFW Development Inc.

Note: Item Nos. 55 and 56
must be considered collectively.

Item 55: Authorize a real property tax abatement agreement with TCDFW Development Inc. located on approximately 46.47 acres south of IH-20, between Hampton Road and Polk Street in the amount of 90 percent on the value of real property improvements for 10 years in accordance with the City's Public/Private Partnership Program - Revenue: First year revenue estimated at \$12,911; ten-year revenue estimated at \$94,827; (Estimated revenue foregone for a ten-year new business personal property abatement estimated at \$853,444)

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."

At the request of the presiding officer, agenda items 52–60 were simultaneously considered and read into the record by the city secretary.

Councilmember Allen moved to adopt agenda items 52–60.

Motion seconded by Councilmember Jasso and Councilmember Kadane and unanimously adopted. (Rawlings, Griggs, Caraway, Davis, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0988

DESIGNATED PUBLIC SUBSIDY MATTERS

TCDFW Development Inc.

Note: Item Nos. 55 and 56
must be considered collectively.

Item 56: Authorize a Chapter 380 economic development grant agreement in an amount not to exceed \$1,445,000 with TCDFW Development Inc. related to the construction of an 800,000 square foot speculative industrial/warehouse facility, pursuant to Chapter 380 of the Texas Local Government Code in accordance with the City's Public/Private Partnership Program - Not to exceed \$1,445,000 - Financing: General Obligation Commercial Paper 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."

At the request of the presiding officer, agenda items 52–60 were simultaneously considered and read into the record by the city secretary.

Councilmember Allen moved to adopt agenda items 52–60.

Motion seconded by Councilmember Jasso and Councilmember Kadane and unanimously adopted. (Rawlings, Griggs, Caraway, Davis, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0989

DESIGNATED PUBLIC SUBSIDY MATTERS

**City Center TIF District -
City Center Sub-district**

Note: Item Nos. 57 and 58
must be considered collectively.

Item 57: Authorize a development agreement with Alterra 211 N. Ervay, LLC, to reimburse eligible project costs for environmental remediation and demolition, public infrastructure improvements and façade restoration associated with the 211 North Ervay redevelopment project, in an amount not to exceed \$2,000,000, of which \$150,000 is in the form of an Economic Development TIF Grant, from revenues accruing to Tax Increment Financing Reinvestment Zone Five (City Center TIF District) - Not to exceed \$2,000,000 - Financing: City Center TIF District 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."

At the request of the presiding officer, agenda items 52–60 were simultaneously considered and read into the record by the city secretary.

Councilmember Allen moved to adopt agenda items 52–60.

Motion seconded by Councilmember Jasso and Councilmember Kadane and unanimously adopted. (Rawlings, Griggs, Caraway, Davis, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0990

DESIGNATED PUBLIC SUBSIDY MATTERS

City Center TIF District -
City Center Sub-district

Note: Item Nos. 57 and 58
must be considered collectively.

Item 58: A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Five (City Center TIF District) to reimburse Alterra 211 N. Ervay, LLC, up to \$2,000,000, of which \$150,000 is in the form of an Economic Development TIF Grant, for eligible project costs pursuant to the development agreement with Alterra 211 N. Ervay, LLC - Financing: No cost consideration to the City

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

At the request of the presiding officer, agenda items 52–60 were simultaneously considered and read into the record by the city secretary.

Councilmember Allen moved to adopt agenda items 52–60.

Motion seconded by Councilmember Jasso and Councilmember Kadane and unanimously adopted. (Rawlings, Griggs, Caraway, Davis, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0991

DESIGNATED PUBLIC SUBSIDY MATTERS

**City Center TIF District -
Lamar Corridor/West End Sub-district**

Note: Item Nos. 59 and 60
must be considered collectively.

Item 59: Authorize a development agreement with Purse Development Company, LLC, to reimburse eligible project costs related to environmental remediation and demolition, public infrastructure improvements and historic façade restoration associated with the Purse & Co. Lofts redevelopment project (601 Elm Street) in an amount not to exceed \$2,800,000, from revenues accruing to Tax Increment Financing Reinvestment Zone Five (City Center TIF District) - Not to exceed \$2,800,000 - Financing: City Center TIF District 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."

At the request of the presiding officer, agenda items 52–60 were simultaneously considered and read into the record by the city secretary.

Councilmember Allen moved to adopt agenda items 52–60.

Motion seconded by Councilmember Jasso and Councilmember Kadane and unanimously adopted. (Rawlings, Griggs, Caraway, Davis, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0992

DESIGNATED PUBLIC SUBSIDY MATTERS

**City Center TIF District -
Lamar Corridor/West End Sub-district**

Note: Item Nos. 59 and 60
must be considered collectively

Item 60: A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Five (City Center TIF District) to reimburse Purse Development Company, LLC, up to \$2,800,000, for TIF-eligible project costs pursuant to the development agreement with Purse Development Company, LLC - Financing: No cost consideration to the City

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

At the request of the presiding officer, agenda items 52–60 were simultaneously considered and read into the record by the city secretary.

Councilmember Allen moved to adopt agenda items 52–60.

Motion seconded by Councilmember Jasso and Councilmember Kadane and unanimously adopted. (Rawlings, Griggs, Caraway, Davis, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0993

Item 61: Authorize **(1)** a conditional grant agreement in the amount of \$1,500,000 with Central Dallas Community Development Corporation, or its wholly owned subsidiary, to provide funding for the construction of fifty permanent supportive housing units at 1531 Malcolm X Boulevard; and **(2)** an increase in appropriations in the amount of \$1,500,000 in the General Obligation Commercial Paper Funds - Not to exceed \$1,500,000 - Financing: General Obligation Commercial Paper Funds

The following individual addressed the city council regarding the item:

Judy Edwards, 2308 St. Francis Ave.

Councilmember Koop moved to adopt the item.

Motion seconded by Mayor Pro Tem Medrano and Councilmember Allen and unanimously adopted. (Rawlings, Griggs, Caraway, Davis, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0994

Item 62: Authorize a loan in the amount of \$85,000 at 0% interest to 2000 Roses Foundation, Inc. for the development of two properties located at 220 North Cliff Street and 1102 East Ninth Street to provide funding for a portion of the residential component of the Economic Development Project on Ninth Street - Not to exceed \$85,000 - Financing: 2006 Bond Funds

Councilmember Jasso moved to adopt the item.

Motion seconded by Councilmember Kadane and unanimously adopted. (Rawlings, Griggs, Caraway, Davis, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0995

Item 63: Authorize on-site reconstruction of five homes in accordance with the requirements of the Reconstruction/SHARE Program Statement for the properties located at: 323 East Woodin Boulevard in the amount of \$103,000; 2742 Custer Drive in the amount of \$103,000; 2734 Locust Avenue in the amount of \$103,000; 1558 East Ohio Avenue in the amount of \$103,000; and 3500 Pondrom Street in the amount of \$103,000 - Total not to exceed \$515,000 - Financing: 2012-13 Community Development Block Grant Reprogramming Funds (\$400,000); 2012-13 HOME Investment Partnership Program Grant Funds (\$115,000)

Councilmember Koop moved to adopt the item.

Motion seconded by Councilmember Jasso and unanimously adopted. (Rawlings, Griggs, Caraway, Davis, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0996

CONSENT ZONING DOCKET

The consent zoning docket, consisting of agenda items 64-67, was presented for consideration.

No item was removed from the consent zoning docket, to be considered as an individual hearing.

Agenda item 64: Zoning Case Z123-194(MW)

Agenda item 65: Zoning Case Z123-206(RB)

Agenda item 66: Zoning Case Z123-218(AB)

Agenda item 67: Zoning Case Z123-226(RB)

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

The following individuals addressed the city council:

Marvin Crenshaw, 5134 Malcolm X Blvd., spoke in favor of agenda item 64

William Hopkins, 2011 Leath St., spoke on agenda item 64

Deputy Mayor Pro Tem Atkins moved to close the public hearings, accept the recommendations of the city plan commission on the consent zoning cases and pass the ordinances.

Motion seconded by Councilmember Kadane and unanimously adopted. (Davis absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0997

Item 64: Zoning Case Z123-194(MW)

The consent zoning docket, consisting of agenda items 64-67, was presented for consideration.

A public hearing was called on zoning case Z123-194(MW), regarding an application for and an ordinance granting a CC Community Commercial Subdistrict on property zoned a D(A) Duplex Subdistrict, an NC Neighborhood Commercial Subdistrict and an R-5(A) Single Family Subdistrict in Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District, on the south corner of South Fitzhugh Avenue and Lagow Street

Recommendation of Staff and City Plan Commission: Approval

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

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

Marvin Crenshaw, 5134 Malcolm X Blvd.
William Hopkins, 2011 Leath St.

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 29027

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0998

Item 65: Zoning Case Z123-206(RB)

The consent zoning docket, consisting of agenda items 64-67, was presented for consideration.

A public hearing was called on zoning case Z123-206(RB), regarding an application for and an ordinance granting a renewal of Specific Use Permit No. 1707 for a Tattoo studio on property within the Tract A portion of Planned Development District No. 269, the Deep Ellum/Near East Side Special Purpose District, on the northwest line of Main Street, east of Crowds Street

Recommendation of Staff and City Plan Commission: Approval for a five-year period with eligibility for automatic renewal for additional five-year periods, subject to revised 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. 29028

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-0999

Item 66: Zoning Case Z123-218(AB)

The consent zoning docket, consisting of agenda items 64-67, was presented for consideration.

A public hearing was called on zoning case Z123-218(AB), regarding an application for and an ordinance granting a Specific Use Permit for a child-care facility on property zoned an R-7.5(A) Single Family District on the east side of South Lancaster Boulevard, north of Sylvia Street

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

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 29029

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1000

Item 67: Zoning Case Z123-226(RB)

The consent zoning docket, consisting of agenda items 64-67, was presented for consideration.

A public hearing was called on zoning case Z123-226(RB), regarding an application for and an ordinance granting a CS Commercial Service District on property zoned an IR Industrial Research District on the northeast corner of Harry Hines Boulevard and Storey Lane

Recommendation of Staff and CPC: Approval

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 29030

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1001

Item 68: Zoning Case Z123-134(WE) - UNDER ADVISEMENT - INDIVIDUAL

A public hearing was called on zoning case Z123-134(WE), regarding an application for and an ordinance granting a Specific Use Permit for an alcoholic beverage establishment use limited to a bar, lounge or tavern and a commercial amusement (inside) use limited to a dance hall within Planned Development District No. 619 for mixed uses and a H/48 Historic District on the southwest corner of Pacific Avenue and Harwood Street

Recommendation of Staff: Approval for a two-year period, subject to a site plans/floor plans and conditions

Recommendation of City Plan Commission: Approval for a three-year period, subject to a site plans/floor plans and conditions

Note: This item was considered by the City Council at a public hearing on May 22, 2013, and was taken under advisement until June 12, 2013, 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:

Jin Kim, 13140 Coit Rd., representing the applicant

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

1. The bar, lounge, or tavern and dance hall may only operate between 5:00 p.m. and 2:00 a.m. (the next day), Monday through Sunday.
2. The maximum floor area is 16,192 square feet.

and pass the ordinance

Motion seconded by Councilmember Koop (Davis absent when vote taken; Hill absent)

Assigned ORDINANCE NO. 29031

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1002

DESIGNATED ZONING CASES - INDIVIDUAL

Item 69: Zoning Case Z112-306(RB)

A public hearing was called on zoning case Z112-306(RB), regarding an application for and an ordinance granting a Planned Development Subdistrict for O-2 Office Subdistrict Uses on property zoned an O-2 Office Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, and a resolution accepting the termination of deed restrictions on the northwest line of Travis Street, between Lemmon Avenue East and Lemmon Avenue West

Recommendation of Staff: Approval, subject to a development plan, landscape plan, and staff's recommended conditions, and approval of the termination of deed restrictions

Recommendation of City Plan Commission: Approval, subject to a development plan, landscape plan, and conditions, and approval of the termination of deed restrictions

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

Councilmember Hunt moved to continue the public hearing and hold under advisement until the June 26, 2013 voting agenda meeting of the city council.

Motion seconded by Councilmember Greyson and unanimously adopted. (Davis absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1003

DESIGNATED ZONING CASES - INDIVIDUAL

Item 70: Zoning Case Z123-186(GC)

A public hearing was called on Zoning Case Z123-186(GC), regarding a City Plan Commission authorized hearing to determine proper zoning on property zoned Planned Development District No. 22, Planned Development District No. 130, Planned Development District No. 215, Planned Development District No. 250, Planned Development District No. 279, Planned Development District No. 322, Planned Development District No. 423, Planned Development District No. 713, Planned Development District No. 782, a CR Community Retail District with deed restrictions on a portion, a CS Commercial Service District, a GO(A) General Office District with deed restrictions on a portion, an RR Regional Retail District with deed restrictions on a portion and Specific Use Permit Nos. 1335, 1389, 1390 on a portion, an LO-2 Limited Office District with deed restrictions on a portion, an NO(A) Neighborhood Office District, an MO-2 Mid-range Office District, an MF-1(A) Multifamily District, an MF-4(A) Multifamily District, an MU-1 Mixed Use District with deed restrictions on a portion, an MU-2 Mixed Use District with deed restrictions on a portion, an MU-3 Mixed Use District, an MU-3 (SAH) Mixed Use District Affordable, and a P(A) Parking District with consideration being given to appropriate zoning including use, development standards, and other regulations that would allow for and encourage development in appropriate areas in an area generally located east of the Dallas North Tollway, south of Southern Boulevard, south of the northern boundary of (Block E) Montfort Place, south of the northern boundary of Woodchase Apartments, south of the northern boundary of Preston View Estates, west of Preston Road, and north of Interstate Highway 635 (LBJ Freeway) and an ordinance granting a Planned Development District and a resolution accepting the termination of deed restrictions

Recommendation of Staff and City Plan Commission: Approval of a Planned Development District, subject to a streets plan, an open space plan, and conditions with retention of Specific Use Permit Nos. 1335, 1389 and 1390, and Deed Restrictions Nos. Z756-210, Z989-173, and Z990-232, and approval of the termination of Deed Restrictions No. Z056-226 on the northwest corner of Preston Road and LBJ Freeway and no change of zoning on property zoned an MU-2 Mixed Use District with Deed Restrictions No. Z901-162, an NO(A) Neighborhood Office District and a portion of Planned Development District No. 250 in an area generally bound by Peterson Lane, both sides of Montfort Drive, James Temple Drive and a line approximately 590 feet east of Noel Road, and on property zoned an RR Regional Retail District on the northeast corner of Alpha Road and the Dallas North Tollway

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

13-1003

Page 2

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."

At the request of the presiding officer, zoning agenda item 70 and agenda item 72 were considered simultaneously and read into the record by the city secretary.

Prior to consideration of the item, City Staff clarified the following correction to zoning agenda item 72:

"On May 16, 2013, the City Plan Commission recommended approval with the following considerations, (1) Deny the amendment to the City of Dallas Thoroughfare Plan to change the dimensional classification of Alpha Road from Dallas North Tollway to Noel Road to Preston Road from a six lane divided (M-6-D)(B)* roadway within 90 feet of right-of-way to a special six lane divided (SPCL 6D) roadway with bicycle lanes within 117 105 feet of right-of-way, 92 80 feet of pavement; and (2) Study the impact of increasing the right of way on Alpha Road between Noel Road and Montfort Road."

Councilmember Koop moved to close the public hearings, after speakers are heard, approve the items, follow the recommendation of the city plan commission with the following changes:

A. Zoning Agenda Item 70 - Z123-186

1. Valley View – Galleria PD

- (1) No change of zoning on a lot adjacent to the east end of the proposed park.
- (2) Make the parking bay along Preston Road optional.
- (3) Increase the length of double-loaded parking allowed on a section of Peterson Lane.
- (4) Require minimum driveway curb cut spacing, cross access between parking areas along Preston Road, Peterson Lane, and LBJ Freeway, and continuous sidewalks.
- (5) Request study of cross access requirements.
- (6) Request staff to initiate a Special Provision Sign District.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

13-1003

Page 3

2. Termination and Deed Restriction No. Z056-226

- (1) No change of zoning on a tract of land east of Montfort, as shown on the attached revised district and subdistrict map exhibit.
- (2) Amend the Streets plan exhibit to show a parking bay on the Preston Road frontage between FN8 and LBJ Freeway is optional, thereby reducing the setback from 35-50 feet to 20-50 feet.
- (3) Amend the streets plan exhibit to allow Alternative Street Type B on Peterson Lane up to 700 feet west of the Preston Road intersection.
- (4) Require minimum curb cut spacing of 400 feet along Preston Road and LBJ Freeway Frontage, Require minimum curb cut spacing of 200 feet along Peterson Lane (Alternative Street Type B), Require cross access between adjacent parking areas abutting Preston Road, Peterson Lane, and LBJ Freeway Frontage, if necessary to minimize the number of curb cuts or to ensure adequate emergency vehicle access, and Require materials and levels of sidewalks to be maintained across curb cuts.
- (5) Direct staff to further study cross access requirements and bring additional recommendations back to city council in the future.
- (6) Direct staff to initiate a Special Provision Sign District for the Valley View-Galleria area.

B. Agenda Item 72:

1. Valley View – Galleria Thoroughfare Plan

- (1) No change to Alpha Rd. between the Dallas North Tollway and Noel Rd.

and pass the ordinances as amended.

Motion seconded by Deputy Mayor Pro Tem Atkins and Councilmember Caraway.

Mayor Rawlings announced the hearings were open for public speakers.

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

Brad Colley, 4126 Peace Dr., Frisco, TX Representing 11 Alpha Plaza
Businesses, spoke on zoning agenda item 70 and agenda item 72

Charles Johnson, 13936 Montfort, spoke on agenda item 72

Sandra Berry, 6611 Robin Road, spoke on agenda item 72

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

- Scott Beck, 13331 Preston Rd., Representing Beck Ventures (video), spoke on zoning agenda item 70 and agenda item 72
- Bruce Bradford, 10707 Preston Rd., Representing North Dallas Chamber of Commerce, spoke on zoning agenda item 70 and agenda item 72
- Sidney Miller, 13434 Spring Grove, spoke on zoning agenda item 70 and agenda item 72
- Lee Kleinman, 11322 E. Ricks Ct., spoke on zoning agenda item 70 and agenda item 72
- Rachel Kramer, 13500 Noel Rd., spoke on zoning agenda item 70 and agenda item 72
- Tip Housewright, 10102 Candlebrook Dr., Representing Omniman, spoke on zoning agenda item 70 and agenda item 72
- Tommy Mann, 2728 N. Harwood, Representing Hiteman Capital, spoke on zoning agenda item 70 and agenda item 72

Councilmember Caraway requested a record vote on zoning agenda item 70 and agenda item 72.

After discussion, Mayor Rawlings called the vote on Councilmember Koop's motion to adopt zoning agenda item 70 as amended and agenda item 72 as corrected and amended and pass the ordinances.

Voting Yes: [13] Rawlings, Medrano, Atkins, Jasso, Griggs, Caraway, Alonzo, Kadane, Allen, Koop, Greyson, Margolin, Hunt
Voting No: [0]
Absent when vote taken: [1] Davis
Absent: [1] Hill

The city secretary declared the motion adopted.

Assigned ORDINANCE NO. 29032 to zoning agenda item 70
Assigned ORDINANCE NO. 29034 to agenda item 72

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1004

DESIGNATED ZONING CASES - INDIVIDUAL

Item 71: Zoning Case Z123-199(WE)

A public hearing was called on zoning case Z123-199(WE), regarding an application for and an ordinance granting a new tract for multiple family uses within Planned Development Subdistrict No. 78 on property zoned an MF-2 Multiple Family Subdistrict within Planned Development District No 193, the Oak Lawn Special Purpose District, in an area generally bounded by Brown Street, Knight Street, Fairmount Street and Douglas Street

Recommendation of Staff: Approval, subject to a conceptual plan and staff's recommended conditions

Recommendation of City Plan Commission: Approval, subject to a conceptual plan and conditions

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

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 Caraway and Councilmember Margolin and unanimously adopted. (Davis absent when vote taken; Hill absent)

Assigned ORDINANCE NO. 29033

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1005

THOROUGHFARE PLAN AMENDMENTS

Item 72: A public hearing to receive comments to amend the City of Dallas' Thoroughfare Plan to (1) change the dimensional classifications of various existing thoroughfares; (2) add various existing roadways not currently designated on the Thoroughfare Plan; and (3) add non-existing roadways to the Thoroughfare Plan, and at the close of the hearing, authorize an ordinance implementing the changes (list attached) - Financing: No cost consideration to the City

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

At the request of the presiding officer, zoning agenda item 70 and agenda item 72 were considered simultaneously and read into the record by the city secretary.

Prior to consideration of the item, City Staff clarified the following correction to zoning agenda item 72:

"On May 16, 2013, the City Plan Commission recommended approval with the following considerations, (1) Deny the amendment to the City of Dallas Thoroughfare Plan to change the dimensional classification of Alpha Road from Dallas North Tollway to Noel Road to Preston Road from a six lane divided (M-6-D)(B)* roadway within 90 feet of right-of-way to a special six lane divided (SPCL 6D) roadway with bicycle lanes within 117 105 feet of right-of-way, 92 80 feet of pavement; and (2) Study the impact of increasing the right of way on Alpha Road between Noel Road and Montfort Road."

Councilmember Koop moved to close the public hearings, after speakers are heard, approve the items, follow the recommendation of the city plan commission with the following changes:

A. Zoning Agenda Item 70 - Z123-186

1. Valley View – Galleria PD

- (1) No change of zoning on a lot adjacent to the east end of the proposed park.
- (2) Make the parking bay along Preston Road optional.
- (3) Increase the length of double-loaded parking allowed on a section of Peterson Lane.
- (4) Require minimum driveway curb cut spacing, cross access between parking areas along Preston Road, Peterson Lane, and LBJ Freeway, and continuous sidewalks.
- (5) Request study of cross access requirements.
- (6) Request staff to initiate a Special Provision Sign District.

2. Termination and Deed Restriction No. Z056-226

- (1) No change of zoning on a tract of land east of Montfort, as shown on the attached revised district and subdistrict map exhibit.
- (2) Amend the Streets plan exhibit to show a parking bay on the Preston Road frontage between FN8 and LBJ Freeway is optional, thereby reducing the setback from 35-50 feet to 20-50 feet.
- (3) Amend the streets plan exhibit to allow Alternative Street Type B on Peterson Lane up to 700 feet west of the Preston Road intersection.
- (4) Require minimum curb cut spacing of 400 feet along Preston Road and LBJ Freeway Frontage, Require minimum curb cut spacing of 200 feet along Peterson Lane (Alternative Street Type B), Require cross access between adjacent parking areas abutting Preston Road, Peterson Lane, and LBJ Freeway Frontage, if necessary to minimize the number of curb cuts or to ensure adequate emergency vehicle access, and Require materials and levels of sidewalks to be maintained across curb cuts.
- (5) Direct staff to further study cross access requirements and bring additional recommendations back to city council in the future.
- (6) Direct staff to initiate a Special Provision Sign District for the Valley View-Galleria area.

B. Agenda Item 72:

1. Valley View – Galleria Thoroughfare Plan

- (1) No change to Alpha Rd. between the Dallas North Tollway and Noel Rd.

and pass the ordinances as amended.

Motion seconded by Deputy Mayor Pro Tem Atkins and Councilmember Caraway.

Mayor Rawlings announced the hearings were open for public speakers.

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

Brad Colley, 4126 Peace Dr., Frisco, TX Representing 11 Alpha Plaza
Businesses, spoke on zoning agenda item 70 and agenda item 72
Charles Johnson, 13936 Montfort, spoke on agenda item 72
Sandra Berry, 6611 Robin Road, spoke on agenda item 72

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

Scott Beck, 13331 Preston Rd., Representing Beck Ventures (video), spoke
on zoning agenda item 70 and agenda item 72
Bruce Bradford, 10707 Preston Rd., Representing North Dallas Chamber of
Commerce, spoke on zoning agenda item 70 and agenda item 72
Sidney Miller, 13434 Spring Grove, spoke on zoning agenda item 70 and
agenda item 72
Lee Kleinman, 11322 E. Ricks Ct., spoke on zoning agenda item 70 and
agenda item 72
Rachel Kramer, 13500 Noel Rd., spoke on zoning agenda item 70 and
agenda item 72
Tip Housewright, 10102 Candlebrook Dr., Representing Omniman, spoke
on zoning agenda item 70 and agenda item 72
Tommy Mann, 2728 N. Harwood, Representing Hiteman Capital, spoke on
zoning agenda item 70 and agenda item 72

Councilmember Caraway requested a record vote on zoning agenda item 70 and agenda
item 72.

After discussion, Mayor Rawlings called the vote on Councilmember Koop's motion to
adopt zoning agenda item 70 as amended and agenda item 72 as corrected and amended
and pass the ordinances.

Voting Yes: [13] Rawlings, Medrano, Atkins, Jasso, Griggs, Caraway,
Alonzo, Kadane, Allen, Koop, Greyson, Margolin, Hunt
Voting No: [0]
Absent when vote taken: [1] Davis
Absent: [1] Hill

The city secretary declared the motion adopted.

Assigned ORDINANCE NO. 29032 to zoning agenda item 70
Assigned ORDINANCE NO. 29034 to agenda item 72

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1006

MISCELLANEOUS HEARINGS

Item 73: A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath property owned by Commonwealth Industrial, LLC located at Irving Boulevard and Commonwealth Drive and adjacent street right-of-way, and an ordinance authorizing support of the issuance of a municipal setting designation to Commonwealth Industrial LLC by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City

The city secretary read the following statement into the record:

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

The following individual addressed the city council regarding the item:

Marvin Crenshaw, 5134 Malcolm X Blvd.
David Whitten, 750 N. St. Paul St., representing Commonwealth L.L.P.

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

Motion seconded by Councilmember Alonzo and unanimously adopted. (Koop absent when vote taken; Hill absent)

Assigned ORDINANCE NO. 29035

(Note: Paul Rhodesky, professional geoscientist, was present but did not speak before the city council.)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1007

MISCELLANEOUS HEARINGS

Item 74: A public hearing to receive comments on the Proposed FY 2013-14 Consolidated Plan Budget for U.S. Department of Housing and Urban Development Grant Funds and the Proposed FY 2012-13 Reprogramming Budget - Financing: No cost consideration to the City

No one addressed the city council on the item.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1008

MISCELLANEOUS HEARINGS

Item 75: A public hearing to receive comments on readopting and continuing in effect Chapter 12, "City Youth Program Standards of Care," of the Dallas City Code, to re-establish standards of care for certain City-sponsored youth programs in compliance with State Law; and, at the close of the hearing, approval of an ordinance to readopt Chapter 12 of the Dallas City Code - Financing: No cost consideration to the City

No one addressed the city council regarding the item.

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

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

Assigned ORDINANCE NO. 29036

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1009

MISCELLANEOUS HEARINGS

Item 76: A public hearing to receive comments regarding a proposal to change the name of Sabine Street between Eads Street and North Denley Drive to “Reverend CBT Smith Street” - NC123-001 - Financing: No cost consideration to the City

The city secretary informed the city council a three-fourths vote was required on the item.

The following individuals addressed the city council on the item:

Marvin Crenshaw, 5134 Malcolm X Blvd.
Vincent Parker, 1101 Sabine St., representing Golden Gate Missionary Baptist Church
Roy Williams Jr., 523 Palomino Way, Grand Prairie, TX
Jan Gore, 3507 Alaska Ave.
Nicholas Lee II, 1317 Carriage Creek, DeSoto, TX, representing Golden Gate Missionary Baptist Church
Linda Preston, 7515 Woodshadow Dr., representing, The Golden Seeds Foundation

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

Motion seconded by Councilmember Caraway.

Councilmember Davis requested a record vote on the item.

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

Voting Yes: [13] Rawlings, Medrano, Atkins, Jasso, Griggs, Caraway, Alonzo, Kadane, Allen, Koop, Greyson, Margolin, Hunt
Voting No: [0]
Absent when vote taken: [0]
Absent: [1] Hill

The city secretary declared the motion adopted.

Assigned ORDINANCE NO. 29041

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1010

MISCELLANEOUS HEARINGS

Item 77: A public hearing to receive comments regarding a proposal to change the name of Cityplace Drive West between Blackburn Street and Lemmon Avenue East to "Oak Grove Avenue" - NC123-002 - Financing: No cost consideration to the City

The following individual addressed the city council on the item:

Marvin Crenshaw, 5134 Malcolm X Blvd.

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

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

Assigned ORDINANCE NO. 29042

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1011

MISCELLANEOUS HEARINGS

Item 78: A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from the James S. Hogg Elementary School required by Section 6-4 of the Dallas City Code to allow a restaurant with a mixed beverage permit pursuant to Chapter 28 of the Texas Alcoholic Beverage Code with a food and beverage certificate [Jonathon's Oak Cliff] on property on the west side of North Beckley Avenue between El Dorado Avenue and Madison Avenue - Financing: No cost consideration to the City

The following individual addressed the city council on the item:

Richard Sheridan, 3022 Forest Ln.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1012

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Note: Item Nos. 79 and 80
must be considered collectively.

Design District TIF District

- Item 79: A public hearing to receive comments on amendments to Tax Increment Financing Reinvestment Zone Number Eight (Design District TIF District) and the Project and Reinvestment Zone Financing Plans for the Design District TIF District to: **(1)** create two sub-districts within the Design District TIF District: **(a)** Design District Sub-district (original district boundary and additional property) and **(b)** Market Center/Stemmons Sub-district; **(2)** increase the geographic area of the Design District TIF District to create the Market Center/Stemmons Sub-district; **(3)** increase the geographic area of the Design District TIF District to include certain properties along Slocum Street, Dragon Street, and Riverfront Boulevard in the Design District Sub-District (along with the original boundary area); **(4)** increase the Design District TIF District's total budget from \$34,825,000 NPV (approximately \$63,736,506 total dollars) to \$76,976,666 NPV (approximately \$132,433,370 total dollars); **(5)** authorize an amendment to the participation agreement with Dallas County as a component of this budget increase; **(6)** recognize the adopted Design District Grant Program in the Plan and make modifications as needed; **(7)** remove the restriction in the TIF Project Plan for costs associated with structured parking; **(8)** restructure the TIF budget to consolidate and broaden categories of eligible project costs into the Design District Sub-District (original boundary area plus additional property); a new category for the Market Center/Stemmons Sub-District; and retain the Old Trinity Trail and Administration and Implementation categories; and **(9)** make corresponding modifications to the Design District TIF District boundary, budget and Project and Reinvestment Zone Financing Plans - Financing: No cost consideration to the City
- Item 80: An ordinance amending Ordinance No. 26021, previously approved on June 8, 2005; as amended, and Ordinance No. 26303, previously approved on April 12, 2006, to reflect these amendments – Financing: No cost consideration to the City

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

13-1012

Page 2

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."

At the request of the presiding officer, agenda items 79, 80 and 81 were considered simultaneously and read into the record by the city secretary.

No one addressed the city council on the items.

Councilmember Greyson requested agenda item 81 be considered separately to allow her to vote "no" on the item.

Mayor Pro Tem Medrano moved to close the public hearings, adopt agenda items 79 and 80 and pass the ordinance for agenda item 79.

Motion seconded by Councilmember Jasso and Councilmember Margolin and unanimously adopted. (Caraway absent when vote taken; Hill absent)

Assigned ORDINANCE NO. 29037

“AMENDED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1013

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Item 81: Authorize an amendment to the City of Dallas Design District Grant Program (Grant Program), previously approved on August 9, 2006, by Resolution No. 06-2072 to: (1) clarify eligible uses including a provision for affordable housing; (2) receive and deposit funds in the amount of \$524,600 from Alta Block 1500, LLC, pursuant to Resolution No. 06-2072 for affordable housing to be used in accordance with the Grant Program; and (3) an increase in appropriations in the amount of \$524,600 - Financing: Design District TIF District 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."

At the request of the presiding officer, agenda items 79, 80 and 81 were considered simultaneously and read into the record by the city secretary.

No one addressed the city council on the items.

Councilmember Greyson requested agenda item 81 be considered separately to allow her to vote “no” on the item.

Mayor Pro Tem Medrano moved to close the public hearings, adopt agenda items 79 and 80 and pass the ordinance for agenda item 79.

After discussion, Councilmember Davis moved the item be remanded to the Housing Council Committee and brought back for consideration at the *June 26, 2013 voting agenda meeting of the city council.

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

***Note: As agreed among Councilmember Davis and City Staff, the item was presented for consideration and approved at the June 19, 2013 City Council Briefing.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1014

Tourism Public Improvement District

Note: Item Nos. 82 and 83
must be considered collectively.

Item 82: A public hearing to receive comments concerning the 2013 annual assessment rate for the Tourism Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code (the Act), for the purpose of increasing hotel activities within the City of Dallas, to be funded by a special assessment on hotel room-nights sold at certain Dallas hotels with 100 or more rooms - Financing: No cost consideration to the City

Item: 83 An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits accruing to the hotel properties in the District, approving and adopting the 2013 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and/or 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 2013 assessment; and providing an effective date – Financing: No cost consideration to the City

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," 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 addressed the city council on the item.

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

Motion seconded by Deputy Mayor Pro Tem Atkins and Councilmember Kadane and unanimously adopted. (Caraway absent when vote taken; Hill absent)

Assigned ORDINANCE NO. 29038

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1015

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Item 84: A public hearing to receive comments concerning the renewal of the Downtown Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the 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, authorize: **(1)** approval of a resolution renewing the Downtown Improvement District for a period of seven years; **(2)** approval of the Service Plan for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and **(3)** a management contract with the Dallas CBD Enterprises, Inc., a non-profit corporation as the management entity for the Downtown Improvement District - Financing: No cost consideration to the City

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," 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 addressed the city council on the item.

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

Motion seconded by Mayor Pro Tem Medrano and Councilmember Kadane and unanimously adopted. (Caraway absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1016

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Item 85: A public hearing to receive comments concerning the creation of the University Crossing Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the University Crossing Public 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, authorize **(1)** approval of a resolution creating the University Crossing Public Improvement District for a period of seven years; **(2)** approval of the Service Plan for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and **(3)** a management contract with the University Crossing Improvement District Corporation a non-profit corporation as the management entity for the University Crossing Public Improvement District – Financing: No cost consideration to the City

In accordance with Section 7.13 of the City Council Rules of Procedure, “Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters,” 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 addressed the city council on the item.

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

Motion seconded by Mayor Pro Tem Medrano and Councilmember Kadane and unanimously adopted. (Caraway absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1017

Closed Session

6ES

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

- Bruton Stephens v. City of Dallas, Cause No. 3:10-CV-191-O

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

- Personnel issues involving City Manager

At 10:36 a.m., Mayor Pro Tem Medrano announced the closed session of the city council authorized by Chapter 551, "OPEN MEETINGS," of the (Texas Open Meetings Act) to discuss the following matters:

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

- Bruton Stephens v. City of Dallas, Cause No. 3:10-CV-191-O

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

- Personnel issues involving City Manager

Mayor Rawlings reconvened the city council meeting after the closed session at 1:26 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1018

Addendum addition 1: Authorize **(1)** a five-year service contract to continue maintenance of the existing bank reconciliation software in the amount of \$237,132; and **(2)** a five-year service contract to provide support services in the amount of \$132,000 - Fiserv, Inc., Sole Source - Total not to exceed \$369,132 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1019

Addendum addition 2: Authorize amendments to Resolution Nos. 13-0535, 13-0536, and 13-0538, previously approved on March 27, 2013, to modify the entity the City Manager is authorized to: **(1)** enter into a lease for the Dallas Farmers Market Shed 1 from Dallas Farmers Market Trust 1, LLC to DF Market 1, LLC (13-0535); **(2)** sell the Dallas Farmers Market Shed 2 from Dallas Farmers Market Trust 2, LLC to DF Market 2, LLC (13-0536); and **(3)** sell the Dallas Farmers Market auxiliary/administration building from Dallas Farmers Market Trust, LLC to DF Market, LLC (13-0538) - Financing: This action has no cost consideration to City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1020

Addendum addition 3: Authorize a Memorandum of Understanding with the State Energy Conservation Office for energy projects at the Dallas Convention Center in the amount of \$2,980,000 - Financing:
This action has no cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1021

Addendum addition 4: Authorize a Memorandum of Understanding with the State Energy Conservation Office for energy projects at City Hall and other City facilities in the amount of \$5,000,000 -
Financing: This action has no cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1022

Addendum addition 5: Authorize a Memorandum of Understanding with the State Energy Conservation Office for energy projects at the City's Public Safety facilities in the amount of \$5,000,000 -
Financing: This action has no cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1023

Addendum addition 6: An ordinance amending Chapter 18 of the Dallas City Code to revise discount rates for solid waste disposal at the landfill by commercial waste haulers who enter into long-term disposal service contracts with the City, with new disposal service rates based on a market analysis of regional landfill prices - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29039

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1024

Addendum addition 7: An ordinance providing for the re-opening of a portion of Pearl Expressway containing approximately 15,298 square feet of land, located near its intersection with Taylor Street -
Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29040

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1025

Addendum addition 8: A resolution authorizing the conveyance of a right-of-way easement containing approximately 59,238 square feet of land located on the south side of IH-30 at its intersection with Hardwick Street to the Texas Department of Transportation for the Horseshoe Project - Revenue: \$19,288

Councilmember Koop requested that addendum addition consent agenda item 8 be considered as an individual item. Mayor Pro Tem Medrano stated that addendum addition consent agenda item 8 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Koop's request.

Later in the meeting, addendum addition consent agenda item 8 was brought up for consideration.

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

Councilmember Jasso moved to adopt the item.

Motion seconded by Councilmember Kadane and unanimously adopted. (Koop abstain; Rawlings, Griggs, Caraway, Hunt absent when vote taken; Hill absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1026

Addendum addition 9: A resolution designating absences by Mayor Michael S. Rawlings, Deputy Mayor Pro Tem Tennell Atkins and Councilmember Dwaine R. Caraway as being for "official city business" - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Atkins announced he had a conflict of interest and would abstain from voting or participating in any discussion. Deputy Mayor Pro Tem Atkins left the city council chamber.

Councilmember Allen moved to adopt the item.

Motion seconded by Councilmember Alonzo and unanimously adopted. (Atkins abstain; Rawlings, Griggs, Caraway, Hunt absent when vote taken; Hill absent)

Note: Mayor Rawlings and Councilmember Caraway, although originally required to file a conflict of interest form on this item, were not present at the time the item was presented for consideration and adopted.

The item provided for Mayor Rawlings' absence from this meeting to be for official city business. However, Mayor Rawlings was simply late in arriving due to flight schedule and was determined to have attended over 50% of the meeting.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JUNE 12, 2013

13-1027

DESIGNATED PUBLIC SUBSIDY MATTERS

Addendum addition 10: Authorize the sixth amendment to the Loan Documents between the City of Dallas and the Oak Cliff Foundation (OCF), a Texas non-profit corporation, to amend the Section 108 Term Loan Documents in the original amount of \$400,000 pursuant to Administrative Action No. 10-2683 to: **(1)** defer all payments, interest and principal for thirty six months from May 1, 2013 through April 1, 2016; **(2)** reduce interest rate from 4% to 0% effective May 1, 2013; and **(3)** begin \$1,500 monthly payments of principal beginning May 1, 2016 and forgiveness of 25% of the principal balance of the loan annually beginning May 1, 2017 (so long as OCF meets certain benchmark and criteria as established in the Loan Documents) until the principal balance of the loan is paid in full - Financing: This action has no cost consideration to the City

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," 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 various factors and issues involved."

No one addressed the city council on the item.

Councilmember Jasso moved to adopt the item.

Motion seconded by Councilmember Kadane and Councilmember Margolin and unanimously adopted. (Rawlings, Griggs, Caraway, Hunt absent when vote taken; Hill absent)

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JUNE 1, 2013

EXHIBIT C