

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 11, 2013

13-1540

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

PRESENT: [15] Rawlings, Atkins, Alonzo (*9:05 a.m.), Griggs, Medrano, Hill, Caraway, Callahan, Davis (*9:08 a.m.), Kadane, Allen, Kleinman, Greyson (*9:09 a.m.), Gates, Kingston

ABSENT: [0]

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

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

The invocation was given by Pastor Mark Brand of The Church of Antioch.

Councilmember Caraway 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 3:27 p.m.

Mayor

ATTEST:

Assistant City Secretary

The annotated agenda is attached to the minutes of this meeting as EXHIBIT A.

The actions taken on each matter considered by the city council are attached to the minutes of this meeting as EXHIBIT B.

Ordinances, resolutions, reports and other records pertaining to matters considered by the city council, are filed with the City Secretary as official public records and comprise EXHIBIT C to the minutes of this meeting.

* **Indicates arrival time after meeting called to order**

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 11, 2013

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 11, 2013

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1541

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: Clara McDade, 4127 Happy Canyon Dr.
SUBJECT: General

SPEAKER: Ruth Steward, 7022 Balalaika Rd.
SUBJECT: Southeast Oak Cliff Coalition

SPEAKER: Mike Smotherman, 1523 Emma Dr.
SUBJECT: Selective enforcement

SPEAKER: Subrina Brenham, 6621 La Grange Dr.
SUBJECT: Selective enforcement

SPEAKER: Sandra Crenshaw, 1431 Quartet St.
SUBJECT: Selective enforcement

By general consensus of the city council, Section 6.3 of the City Council Rules of Procedure was suspended to allow the following individual to speak:

SPEAKER: David Williams, Private
SUBJECT: Not determined

OPEN MICROPHONE – END OF MEETING:

SPEAKER: B.M. Randolph, P.O. Box 210315 (handout provided)
REPRESENTING: Making A Difference
SUBJECT: Update

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

SPEAKER: William Hokins, 2011 Leath St. (handout provided)
SUBJECT: Park and Recreation

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

SPEAKER: Richard Sheridan, 3022 Forest Ln.
REPRESENTING: Awakening citizens
SUBJECT: 9-11-13 Hiroshima event

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

SPEAKER: Kermit Mitchell, 5659 Marblehead Dr. (handout provided)
SUBJECT: Omni Dallas Convention Center

SPEAKER: Robert D. Jones, Sr., 1715 Chattanooga Pl.
SUBJECT: DISD Superintendent

SPEAKER: Deloris Phillips, P.O. Box 530236, Grand Prairie, TX
REPRESENTING: Human dignity/Humanity
SUBJECT: Corruption by racism/911

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1542

Item 1: Approval of Minutes of the August 28, 2013 City Council Meeting

The assistant city secretary read the following corrections into the record:

- Annotated agenda addendum item 5 should read:
[13-1509; Mayor to conduct investigation into the drafting of the ordinance and the placement of the item on the consent addendum;
Remand to Transportation and Trinity River Project Council Committee;
Briefing to City Council to follow];
- Agenda items 83, 84 and 85 – Correct the spelling of speaker Rita Bening to Rita Beving.

Councilmember Kadane moved to adopt the minutes of the August 28, 2013 City Council Meeting with corrections.

Motion seconded by Mayor Pro Tem Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1543

CONSENT AGENDA

The consent agenda, consisting of consent agenda items 2-47 and addendum addition consent agenda items 1-2, was presented for consideration.

The assistant city secretary announced Councilmember Griggs had deferred consideration of consent agenda item 36 in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Caraway requested consent agenda item 7 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Councilmember Kingston requested consent agenda items 7 and 29 be considered as individual items later in the meeting; there was no objection voiced to his request.

Councilmember Greyson requested consent agenda item 29 be considered as an individual item later in the meeting; there was no objection voiced to her request.

Councilmember Griggs requested consent agenda item 36 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Deputy Mayor Pro Tem Alonzo moved to adopt all items on the consent agenda and addendum addition consent agenda with the exception of consent agenda items 7, 29 and 36.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1544

Item 2: Authorize a service contract for the purchase, installation and calibration of dissolved oxygen meters for Water Utilities' Southside Wastewater Treatment Plant - CC Lynch & Associates, Inc., lowest responsible bidder of five - Not to exceed \$180,832 - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1545

- Item 3: Authorize a three-year service contract for the removal and disposal of excavated materials from City facilities and work sites - Q. Roberts Trucking, Inc., lowest responsible bidder of five - Not to exceed \$2,657,263 - Financing: Current Funds (\$455,013) and Water Utilities Current Funds (\$2,202,250) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1546

- Item 4: Authorize a three-year service contract for parts, support and upgrades for the Supervisory Control and Data Acquisition System for monitoring and control of flood incidents - HSQ Technology, A Corporation, only proposer - Not to exceed \$142,550 - Financing: Stormwater Drainage Management Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1547

- Item 5: Authorize a three-year service contract for parts, support and upgrades of the flood incident monitoring and control system - HydroLynx Systems, Inc., only proposer - Not to exceed \$88,920 - Financing: Stormwater Drainage Management Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1548

Item 6: Authorize a three-year service contract for the publishing of official notices and City advertising - The Dallas Morning News, Sole Source - Not to exceed \$1,000,000 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1549

Item 7: Authorize the purchase of four surveillance camera trailers for Police - Comprehensive Communications Services, LLC through the Department of Information Resources - Not to exceed \$154,970 - Financing: U. S. Department of Homeland Security Grant Funds

Councilmember Kingston and Councilmember Caraway requested consent agenda item 7 be considered as an individual item later in the meeting; there was no objection voiced to their request.

Later in the meeting, consent agenda item 7 was brought up for consideration.

Councilmember Kingston moved to adopt the item.

Motion seconded by Mayor Pro Tem Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1550

Item 8: Authorize the purchase of a three-year insurance policy for commercial property insurance for money and securities, boilers and machinery, property and fine arts from October 1, 2013 through September 30, 2016 - Wells Fargo Insurance Services USA, Inc., most advantageous proposer of three - Not to exceed \$5,732,618 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1551

Item 9: Authorize a two-year master agreement for the purchase of smoke detectors to be installed by Fire-Rescue - Asset Lighting & Electric, Inc., lowest responsible bidder of five - Not to exceed \$209,436 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1552

- Item 10: Authorize Supplemental Agreement No. 2 to exercise the second of two one-year renewal options of the professional services contract with Buck Consultants, LLC, for benefits consulting and actuarial services extending the term through September 30, 2014 - Not to exceed \$250,000, from \$1,250,000 to \$1,500,000 - Financing: Employee Benefits Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1553

Item 11: Authorize settlement of the lawsuit styled Ana G. Martinez v. City of Dallas, Cause No. CC-10-05930-A - Not to exceed \$125,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1554

Item 12: Authorize the annual adoption of the City's Investment Policy regarding funds under the City's control and the investment strategies for each of the funds under the City's management - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1555

Item 13: Authorize a contract renewal with The University of Texas Southwestern Medical Center at Dallas for the required medical direction services for the period October 1, 2013 through September 30, 2014 - Not to exceed \$152,472 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1556

- Item 14: Authorize **(1)** an Interlocal Agreement with Dallas County Hospital District d/b/a Parkland Health and Hospital System for a twenty-four month period for Biomedical On-Line Supervision; and **(2)** Interlocal Agreements with participating local governmental entities - Not to exceed \$1,781,336 - Financing: Current Funds (subject to annual appropriations) (\$791,997 to be received from participating cities)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1557

- Item 15: Authorize payment to the Dallas County Community College District in the amount of \$83,800 and the University of Texas Southwestern Medical Center at Dallas in the amount of \$218,719 for mandatory Emergency Medical Services training of emergency medical technicians (EMT) basic level and paramedics advanced level for the period October 1, 2013 through September 30, 2014 - Total not to exceed \$302,519 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1558

- Item 16: Authorize a twelve-month contract, with two twelve-month renewal options contingent upon available funding with Health Services of North Texas, Inc. to provide scattered site housing assistance for persons with HIV/AIDS for the period October 1, 2013 through September 30, 2014 - Not to exceed \$486,850 - Financing: 2013-14 Housing Opportunities for Persons with AIDS Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1559

Item 17: Authorize a twelve-month contract, with two twelve-month renewal options contingent upon available funding with Legacy Counseling Center, Inc. to provide facility based housing assistance for persons with HIV/AIDS for the period October 1, 2013 through September 30, 2014 - Not to exceed \$262,267 - Financing: 2013-14 Housing Opportunities for Persons with AIDS Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1560

- Item 18: Authorize a twelve-month contract, with two twelve-month renewal options contingent upon available funding with Legacy Counseling Center, Inc. to provide housing information services and resource identification housing resource center, website, and database for persons with HIV/AIDS for the period October 1, 2013 through September 30, 2014 - Not to exceed \$123,615 - Financing: 2013-14 Housing Opportunities for Persons with AIDS Grant Funds (\$108,749) and 2012-13 Housing Opportunities for Persons with AIDS Grant Funds (\$14,866)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1561

- Item 19: Authorize a twelve-month contract, with two twelve-month renewal options contingent upon available funding with Legacy Counseling Center, Inc. to provide scattered site housing assistance pursuant to a master leasing program for homeless persons with HIV/AIDS for the period October 1, 2013 through September 30, 2014 - Not to exceed \$323,500 - Financing: 2013-14 Housing Opportunities for Persons with AIDS Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1562

Item 20: Authorize a twelve-month contract, with two twelve-month renewal options contingent upon available funding with My Second Chance, Inc. to provide facility based housing assistance for persons with HIV/AIDS for the period October 1, 2013 through September 30, 2014 - Not to exceed \$164,518 - Financing: 2013-14 Housing Opportunities for Persons with AIDS Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1563

- Item 21: Authorize a twelve-month contract, with two twelve-month renewal options contingent upon available funding with PWA Coalition of Dallas, Inc. dba AIDS Services of Dallas to provide facility based housing assistance for persons with HIV/AIDS for the period October 1, 2013 through September 30, 2014 - Not to exceed \$1,070,565 - Financing: 2013-14 Housing Opportunities for Persons with AIDS Grant Funds (\$960,478) and 2012-13 Housing Opportunities for Persons with AIDS Grant Funds (\$110,087)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1564

Item 22: Authorize an Interlocal Agreement with Dallas County Health and Human Services to provide scattered site housing assistance for persons with HIV/AIDS for the period October 1, 2013 through September 30, 2014 - Not to exceed \$1,385,650 - Financing: 2013-14 Housing Opportunities for Persons with AIDS Grant Funds (\$1,085,650) and 2012-13 Housing Opportunities for Persons with AIDS Grant Funds (\$300,000)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1565

- Item 23: Authorize an amendment to the Program Statement for the Dallas Urban Land Bank Demonstration Program to align the Program Statement with 2013 state statute changes including reducing the number of housing units constructed by a qualified participating developer from three to one, expanding the definition of an eligible adjacent property owner to include any owner of adjacent property, before completion of the four-year period, permitting the transfer of property not suitable for development to the taxing entities or to be sold directly to a political subdivision or nonprofit organization and permitting grocery store development with a minimum of 6,000 square feet of enclosed space that offers for sale fresh produce and other food items for home consumption - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1566

Item 24: Authorize approval of the FY 2013-2014 Dallas/Fort Worth International Airport Board Annual Budget - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1567

Item 25: Authorize a construction contract for interior renovation (finish-out) and exterior waterproofing and facade improvements to the Anita Martinez Recreation Center located at 3212 North Winnetka Avenue - J. C. Commercial Inc., best value proposer of five - Not to exceed \$1,064,734 - Financing: 2003 Bond Funds (\$106,549), 2006 Bond Funds (\$904,969) and Recreation Center Program Funds (\$53,216)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1568

Item 26: Authorize a construction contract for the installation of a new wood floor in the gym at Bachman Therapeutic Recreation Center located at 2750 Bachman Drive - Phoenix I Restoration and Construction, Ltd., best value proposer of two - Not to exceed \$142,900 - Financing: Bachman Trust Funds (\$55,000) and Recreation Center Program Funds (\$87,900)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1569

Item 27: Authorize a decrease in the contract with RoeschCo Construction, Inc. to change originally designed boardwalks to retaining walls at Stage I of the Trinity Strand Trail from Farrington Street to Turtle Creek Plaza (near Turtle Creek Boulevard and Market Center Drive) - Not to exceed (\$195,859), from \$5,426,114 to \$5,230,255 - Financing: North Central Texas Council of Governments Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1570

Item 28: Authorize an increase in the contract with J. C. Commercial, Inc. for changes to the scope of work for the renovation of the Samuell-Grand Recreation Center located at 6200 East Grand Avenue - Not to exceed \$202,567, from \$2,380,076 to \$2,582,643 - Financing: 2006 Bond Funds (\$46,260) and Samuell Park Trust Funds (\$156,307)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1571

Item 29: Authorize a Funding Agreement between Dallas Area Rapid Transit, Downtown Dallas, Inc. and the City of Dallas for the operation of a two year demonstration project for a downtown supplemental shuttle service - Not to exceed \$800,000 - Financing: Convention and Event Services Current Funds (subject to annual appropriations)

Councilmember Kingston and Councilmember Greyson requested consent agenda item 29 be considered as an individual item later in the meeting; there was no objection voiced to their request.

Later in the meeting, consent agenda item 29 was brought up for consideration.

The following individual addressed the city council on the item:

John Crawford, 2200 Ross Ave., representing Downtown Dallas Inc.

Councilmember Kingston moved to adopt the item.

Motion seconded by Councilmember Kadane.

Councilmember Greyson moved a substitute motion to defer the item until the September 25, 2013 voting agenda meeting of the city council.

Motion seconded by Councilmember Caraway.

After discussion, Mayor Rawlings called for a vote on Councilmember Greyson's substitute motion to defer the item until the September 25, 2013 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1572

Item 30: Authorize the rejection of bids for the construction of Cadiz Street from Riverfront Boulevard to South Lamar Street; and, the re-advertisement for new bids - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1573

Item 31: Authorize acquisition from Chalk Hill Properties, L. L. C., of approximately 4,162 square feet of land located near the intersection of Chalk Hill Road and Singleton Boulevard for the Chalk Hill Improvement Project - Not to exceed \$13,955 (\$11,455, plus closing costs and title expenses not to exceed \$2,500) - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1574

Item 32: Authorize acquisition from TXI Operations, L.P., of a slope easement over six parcels of land containing a total of approximately 56,298 square feet located near Interstate Highway 30 and Chalk Hill Road for the Chalk Hill Road Improvement Project - Not to exceed \$30,649 (\$28,149, plus closing costs and title expenses not to exceed \$2,500) - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1575

Item 33: Authorize acquisition from TXI Operations, L.P., of approximately 78,418 square feet of land located near Interstate Highway 30 and Chalk Hill Road for the Chalk Hill Road Improvement Project - Not to exceed \$160,336 (\$156,836, plus closing costs and title expenses not to exceed \$3,500) - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1576

Item 34: An ordinance granting a private license to International Center Development IX, Ltd. for the installation, maintenance, and use of approximately 100 square feet of land for a grease trap under a portion of Harwood Street right-of-way located near its intersection with Olive Street - Revenue: \$1,000 annually, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29119

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1577

Item 35: An ordinance abandoning two sanitary sewer easements and a drainage and floodway easement to Bordeaux at Lake Highlands, LLC, the abutting owner, containing a total of approximately 20,041 square feet of land, located near the intersection of Skillman and Church Streets - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29120

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1578

Item 36: An ordinance abandoning portions of Colorado Boulevard, an alley, railroad right-of-way and a street easement to Southern Foods Group, LLC, the abutting owner, containing a total of approximately 32,279 square feet of land, located near the intersection of Colorado Boulevard and Lancaster Avenue, and authorizing the quitclaim - Revenue: \$48,419, plus the \$20 ordinance publication fee

The city secretary announced Councilmember Griggs deferred consideration of consent agenda item 36 in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1579

Item 37: An ordinance abandoning a portion of Munger Avenue (formerly known as Caruth Street or Calhoun Street) to Dorbet Inc., the abutting owner, containing approximately 12,753 square feet of land, located near the intersection of Record Street and Munger Avenue, and authorizing the quitclaim - Revenue: \$803,439, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29121

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1580

Item 38: An ordinance abandoning a portion of Ray Road to Ridge South Dallas I, LLC, the abutting owner, containing approximately 23,198 square feet of land, located near the intersection of Telephone and Ray Roads, and authorizing the quitclaim, and providing for the dedication of approximately 23,198 square feet of land needed for right-of-way - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29122

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1581

Item 39: Authorize an amendment to Resolution No. 13-1148 to substitute a Special Warranty Deed for the General Warranty Deed for a tract of land containing approximately 2,157 square feet from Shero Industrial Properties, LP, located near the intersection of Cadiz Street and Riverfront Boulevard for the Cadiz Street Improvements Project - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1582

Item 40: Authorize professional services contracts with nine consulting firms to provide engineering services for the replacement and rehabilitation of water mains and wastewater mains at 260 locations (lists attached) - Urban Engineers Group, Inc., in the amount of \$1,087,994, Criado & Associates, Inc., in the amount of \$968,881, Hayden Consultants, Inc., in the amount of \$955,654, Lim & Associates, Inc., in the amount of \$1,088,267, RJN Group, Inc., in the amount of \$1,478,305, Huitt-Zollars, Inc., in the amount of \$1,398,698, BDS Technologies, Inc., in the amount of \$1,482,745, Black & Veatch Corporation in the amount of \$2,339,947 and Burgess & Niple, Inc., in the amount of \$1,955,147 - Total not to exceed \$12,755,638 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1583

Item 41: Authorize a contract for the installation of a 48-inch wastewater interceptor main along the northern perimeter of Bachman Lake from Denton Drive to Lemmon Avenue - Southland Contracting, Inc., lowest responsible bidder of two - Not to exceed \$15,243,612 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1584

Item 42: Authorize a contract for the installation of wastewater interceptor mains at five locations (list attached) - S.J. Louis Construction of Texas, Ltd., lowest responsible bidder of five - Not to exceed \$8,492,899 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1585

Item 43: Authorize a contract for the installation of water and wastewater mains at 26 locations (list attached) - John Burns Construction Company of Texas, Inc., lowest responsible bidder of four - Not to exceed \$15,550,000 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1586

Item 44: Authorize a Facility Extension Agreement with Oncor Electric Delivery Company LLC for the construction of Electrical Substation No. 3 at the Eastside Water Treatment Plant - Not to exceed \$2,312,000 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1587

Item 45: Authorize **(1)** an 18-month master agreement for water and wastewater small services installations in the amount of \$3,831,640; **(2)** a contract for the installation of water and wastewater mains at 12 locations in the amount of \$2,652,120 (list attached); and **(3)** an 18-month master agreement for water and wastewater mainline extensions and emergency mainline installations and relocations at various locations in the amount of \$3,240,750 with Omega Contracting, Inc., lowest responsible bidder of two - Total not to exceed \$9,724,510 - Financing: Water Utilities Capital Improvement Funds (\$2,652,120) and Water Utilities Capital Construction Funds (\$7,072,390)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1588

Item 46: Authorize an increase in the contract with Archer Western Contractors, LLC for additional work associated with Transfer Pump Stations 1 and 2 at the Eastside Water Treatment Plant - Not to exceed \$206,741, from \$25,995,346 to \$26,202,087 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1589

- Item 47: Authorize Supplemental Agreement No. 2 to the professional services contract with Halff Associates, Inc. for additional engineering services associated with the pre-sedimentation basins at the Elm Fork Water Treatment Plant - Not to exceed \$1,779,973, from \$2,736,493 to \$4,516,466 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1590

Item 48: 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 assistant city secretary distributed a report showing all nominations and re-nominations received for city board and commission appointments for the 2013-2015 board term, with term ending September 30, 2015, updated through SEPTEMBER 11, 2013.

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

Deputy Mayor Pro Tem Alonzo moved to appoint the following:

- Daron K. Tapscott, Historic Architect, to the Landmark Commission; and
- a nominee to an "individual appointment" position.

Motion seconded by Councilmember Caraway and unanimously adopted.

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

13-6310 BOA BOARD OF ADJUSTMENT
13-6311 LMC LANDMARK COMMISSION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1591

Item 49: Authorize a construction contract with Jeske Construction Company, lowest responsible bidder of six, for the Upper McKamy Branch Bypass Swale - Not to exceed \$1,147,278 - Financing: 2012 Bond Funds

Mayor Pro Tem Atkins moved to adopt the item.

Motion seconded by Councilmember Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1592

Item 50: Authorize a development agreement with Market Center Land, L.P. related to a master plan for redevelopment of the former Dallas Apparel Mart site bordered by Stemmons Freeway, Medical District Drive, Market Center Boulevard, and Trinity Railway Express - 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."

Mayor Pro Tem Atkins moved to adopt the item.

Motion seconded by Councilmember Caraway and Councilmember Kingston.

Deputy Mayor Pro Tem Alonzo requested Mayor Pro Tem Atkins withdraw his motion to adopt the item to allow agenda item 50 to be considered collectively with agenda items 51 and 52.

Mayor Pro Tem Atkins withdrew his motion to adopt agenda item 50.

Councilmember Caraway and Councilmember Kingston, who seconded the motion, withdrew their second.

At the request of Deputy Mayor Pro Tem Alonzo, agenda items 50-52 were simultaneously read into the record by the assistant city secretary to allow consideration of the items under one motion; there was no objection voiced to her request.

Deputy Mayor Pro Tem Alonzo moved to adopt agenda items 50-52.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1593

Design District TIF

Note: Item Nos. 51 and 52
must be considered collectively.

Item 51: Authorize a development agreement with Dallas Proton Treatment Center, LLC to reimburse eligible project costs related to the Dallas Proton Treatment Center development current address of 2300 North Stemmons Freeway in an amount not to exceed \$7,025,000 from revenues accruing to Tax Increment Financing Reinvestment Zone Number Eight (Design District TIF District) - Not to exceed \$7,025,000 - 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 Deputy Mayor Pro Tem Alonzo, agenda items 50-52 were simultaneously read into the record by the assistant city secretary to allow consideration of the items under one motion; there was no objection voiced to her request.

Deputy Mayor Pro Tem Alonzo moved to adopt agenda items 50-52.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1594

Design District TIF

Note: Item Nos. 51 and 52
must be considered collectively.

Item 52: A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Eight (Design District TIF District) to reimburse Dallas Proton Treatment Center, LLC up to \$7,025,000, for TIF-eligible project costs pursuant to the development agreement with Dallas Proton Treatment Center, 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 Deputy Mayor Pro Tem Alonzo, agenda items 50-52 were simultaneously read into the record by the assistant city secretary to allow consideration of the items under one motion; there was no objection voiced to her request.

Deputy Mayor Pro Tem Alonzo moved to adopt agenda items 50-52.

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

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1595

The consent zoning docket, consisting of agenda items 53-54, was presented for consideration.

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

Agenda item 53: Zoning Case Z123-258(AB)

Agenda item 54: Zoning Case Z123-271(MW)

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

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

Councilmember Caraway 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 Hill and unanimously adopted. (*Rawlings absent on city business when vote taken; Davis absent when vote taken)

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1596

Item 53: Zoning Case Z123-258(AB)

The consent zoning docket, consisting of agenda items 53-54, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an MU-2 Mixed Use District on property zoned an IR Industrial Research District on the northeast side of Maple Avenue, southeast of Mockingbird 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. 29123

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1597

Item 54: Zoning Case Z123-271(MW)

The consent zoning docket, consisting of agenda items 53-54, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to the development plan for Tract II-C and an ordinance granting a Specific Use Permit for a vehicle auction and storage use on property zoned Planned Development District No. 37 on the east corner of Lakefield Boulevard and Sheila Lane.

Recommendation of Staff and CPC: Approval of an amendment to the development plan for Tract II-C and approval of a Specific Use Permit for a five-year period, subject to a site plan and conditions.

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NOS. 29124 AND 29125

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1598

Item 55: Zoning Case Z123-233(WE) – INDIVIDUAL

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a mini-warehouse on property zoned an MU-2 Mixed Use District with deed restrictions on the south line of Lyndon B. Johnson Freeway, east of Spurling Drive.

Recommendation of Staff: Approval for a ten-year period with eligibility for automatic renewal for additional ten-year periods, subject to a site plan and conditions.

Recommendation of CPC: Approval for a thirty-year period with eligibility for automatic renewal for additional ten-year periods, subject to a site plan and conditions.

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

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

Councilmember Gates moved to continue the public hearing and hold the item under advisement until the September 25, 2013 voting agenda meeting of the city council.

Motion seconded by Councilmember Hill and unanimously adopted. (*Rawlings absent on city business when vote taken; Davis absent when vote taken)

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1599

Item 56: Zoning Case Z123-252(MW) - INDIVIDUAL

A public hearing to receive comments regarding an application for and an ordinance granting the creation of a new subdistrict within Subdistrict 1 (Bishop Avenue) of Planned Development District No. 830, the Davis Street Special Purpose District on the northwest corner of North Bishop Avenue and West 5th Street.

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

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

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

Pam Conley, 901 N. Madison Ave.
Phil Leven, 1606 Hollywood Ave., representing Old Oak Cliff
Conservation League
Eloy Trevino, 2007 W. Colorado Blvd., representing Dallas Homeowners
League
Laura Palmer, 911 N. Madison Ave.
Keith Jasiocki, 718 Haines Ave. (handout provided)
Walter Velez, 1101 N. Bishop Ave.
Anne Campbell, 710 Haines Ave.
Josephina Cruz, 1155 N. Madison Ave.
Greg Fieser, 806 Woodlawn Ave.
Carolyn Armour, 919 Haines Ave.

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

Bob Stimson, 707 Tenna Loma, representing Oak Cliff Chamber of
Commerce

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

Scott Chase, 728 W. Colorado Blvd., representing Oak Cliff Chamber of Commerce
Augustine Jalomo, 607 W. Canty St., representing Kidd Springs Central
Craig Schenkel, 614 N. Bishop, representing Oak Cliff Chamber of Commerce
Albert Bryant, Jr., 2761 Burlington Blvd., representing Oak Cliff Chamber of Commerce/Bryant Blair Group Architects
Jim Lake, 1403 Slocum., representing Jim Lake Companies
Paul Maute, 101 N. Montclair
Wayne Smith, 927 Liberty St., representing Oak Cliff Chamber of Commerce
Ed Oakley, 5811 Lewis St.
Hector Escamilla, 8235 Douglas Ave., representing Oak Cliff Chamber of Commerce

Councilmember Griggs moved to close the public hearing, accept the city plan commission's recommendation with the following changes:

- Multifamily uses are prohibited
- Dumpsters are prohibited

and pass the ordinance.

Motion seconded by Councilmember Hill and unanimously adopted. (*Rawlings absent on city business when vote taken)

Assigned ORDINANCE NO. 29126

***Note: Approved as "Official City Business" per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1600

Item 57: Zoning Case Z123-294(MW) - INDIVIDUAL

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1914 for the sale or service of alcoholic beverages in conjunction with a commercial amusement (inside) on property zoned an RR-D-1 Regional Retail District with a D-1 Liquor Control Overlay south of East R.L. Thornton Freeway, west of South Buckner Boulevard.

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

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

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

Councilmember Davis moved to continue the public hearing and hold the item under advisement until the September 25, 2013 voting agenda meeting of the city council.

Motion seconded by Councilmember Kadane and unanimously adopted. (*Rawlings absent on city business when vote taken)

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1601

DESIGNATED ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 58: Zoning Case Z123-204(MW)

A public hearing to receive comments regarding an application for and an ordinance granting the expansion of Subdistrict 1 of Planned Development District No. 621, the Old Trinity and Design District Special Purpose District, on property zoned an IR Industrial Research District on the west side of Market Center Boulevard, north of Turtle Creek Boulevard.

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

Note: This item was considered by the City Council at public hearings on August 14, 2013 and August 28, 2013, and was taken under advisement until September 11, 2013, with the public hearing open.

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 Alonzo 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 Kadane and unanimously adopted. (*Rawlings absent on city business when taken)

Assigned ORDINANCE NO. 29127

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1602

DEVELOPMENT CODE AMENDMENTS - UNDER ADVISEMENT- INDIVIDUAL

Item 59: A public hearing to receive comments regarding consideration of amendments to the Dallas Development Code, Chapters 51 and 51A of the Dallas City Code **(1)** establishing bicycle parking standards, **(2)** amending the parking requirements for ground-floor retail and personal service uses in the CA-1(A) Central Area District, and **(3)** establishing regulations for mechanized parking systems and an ordinance granting the amendments.

Recommendation of Staff and CPC: Approval.

Note: This item was considered by the City Council at a public hearing on August 14, 2013, and was taken under advisement until September 11, 2013, with the public hearing open

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

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

Andy Hoover, 7314 Wentwood Dr., representing Robotic Parking Systems Inc.

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

Motion seconded by Councilmember Greyson and unanimously adopted. (*Rawlings absent on city business when vote taken)

Assigned ORDINANCE NO. 29128

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1603

THOROUGHFARE PLAN AMENDMENTS

Item 60: A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classification of Fort Worth Avenue between Beckley Avenue and Westmoreland Road from a six lane divided {M-6-D(A)} roadway within 100 feet of right-of-way to a special four lane divided (SPCL 4-D) roadway with a bicycle facility within 100 feet of right-of-way; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City

No one addressed the city council on the item.

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

Motion seconded by Councilmember Caraway and unanimously adopted. (*Rawlings absent on city business when vote taken)

Assigned ORDINANCE NO. 29129

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1604

THOROUGHFARE PLAN AMENDMENTS

Item 61: A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classification of Knoll Trail Road from Keller Springs Road to Arapaho Road from a four lane divided (S-4-D) roadway within 80 feet of right-of-way to a special four lane undivided (SPCL 4-U) roadway within 64 feet of right-of-way and 44 feet of pavement; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City

No one addressed the city council on the item.

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

Motion seconded by Councilmember Hill and unanimously adopted. (*Rawlings absent on city business when vote taken)

Assigned ORDINANCE NO. 29130

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1605

MISCELLANEOUS HEARINGS

Item 62: A public hearing to receive comments on the proposed \$0.7970/\$100 property tax rate for the 2013-14 fiscal year - Financing: No cost consideration to the City

The city secretary announced this was the second of two public hearings to receive citizen input on the proposed property tax rate for fiscal year 2013-2014 with the vote on the tax rate scheduled for Wednesday, September 18, 2013, after 9:00 a.m. in room 6ES of Dallas City Hall.

The following individuals addressed the city council on the item:

Richard Sheridan, 3022 Forest Ln. (handout provided)

*William Hopkins, 2011 Leath St. (handout provided)

Councilmember Hill moved to close the public hearing.

Motion seconded by Councilmember Kingston and unanimously adopted. (**Rawlings absent on city business when vote taken)

*Note: William Hopkins was asked to step down by the presiding officer as he was not speaking to the topic and refused to keep his comments to the topic.

****Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1606

MISCELLANEOUS HEARINGS

Item 63: A public hearing to receive comments on the proposed exchange of 1,767 square feet of land at the Dallas Zoo for the future Texas Department of Transportation (TxDOT) Southern Gateway Interstate Highway 35 East/US 67 Highway Improvement Project - Financing: No cost consideration to the City

No one addressed the city council on the item.

Councilmember Caraway moved to close the public hearing.

Motion seconded by Deputy Mayor Pro Tem Alonzo and unanimously adopted.
(*Rawlings absent on city business when vote taken)

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1607

MISCELLANEOUS HEARINGS - UNDER ADVISEMENT

Item 64: A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from the Iglesia Evangelica Jabes Church required by Section 6-4 of the Dallas City Code to allow a wine and beer retailer's off-premise permit for a general merchandise or food store greater than 10,000 square feet [Malone's Food Stores] on property on the southwest corner of St. Augustine Road and Seagoville Road - 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."

Prior to consideration of the item, the city secretary clarified a correction to Page 2 of the resolution to reflect September 11, 2013 not August 14, 2013 as the correct date.

No one addressed the city council on the item.

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

Motion seconded by Councilmember Medrano and Councilmember Caraway and unanimously adopted. (*Rawlings absent on city business when vote taken)

***Note: Approved as "Official City Business" per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1608

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Dallas Downtown Improvement District

Note: Item Nos. 65 and 66 must be considered collectively.

- Item 65: A public hearing concerning the proposed levy of assessment for the Dallas Downtown Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
- Item 66: *An ordinance approving and adopting the final Service Plan for 2014 and final Assessment Plan for 2013 for the Dallas Downtown Improvement District; establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; levying assessments for the cost of services and improvements to be provided in the Dallas Downtown Improvement District during 2014, fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; city participation in the District in the amount of \$562,608 and providing an effective date - Not to exceed \$562,608 - Financing: Current Funds (subject to appropriations)

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 Kingston moved to close the public hearing and pass the ordinance.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

13-1608

Page 2

Motion seconded by Councilmember Medrano and Councilmember Caraway and unanimously adopted. (**Rawlings absent on city business when vote taken)

Assigned ORDINANCE NO. 29131

*Note: Prior to the meeting, the city council was provided a correction to the ordinance reflecting the correction of a typographical error in the numbering of sections within the ordinance.

****Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1609

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Deep Ellum Public Improvement District

Note: Item Nos. 67 and 68 must be considered collectively.

- Item 67: A public hearing concerning the proposed levy of assessment for the Deep Ellum Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
- Item 68: An ordinance approving and adopting the final Service Plan for 2014 and final Assessment Plan for 2013 for the Deep Ellum Public Improvement District; establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; levying assessments for the cost of services and improvements to be provided in the Deep Ellum Public Improvement District during 2014; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

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 Medrano moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Griggs and Councilmember Caraway and unanimously adopted. (*Rawlings absent on city business when vote taken)

Assigned ORDINANCE NO. 29132

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1610

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Klyde Warren Park Public Improvement District

Note: Item Nos. 69 and 70 must be considered collectively.

Item 69: A public hearing concerning the proposed levy of assessment for the Klyde Warren Park Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City

Item 70: An ordinance approving and adopting the final Service Plan for 2014 and final Assessment Plan for 2013 for the Klyde Warren Park Public Improvement District; establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; levying assessments for the cost of services and improvements to be provided in the Klyde Warren Park Public Improvement District during 2014; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

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."

The following individuals addressed the city council on agenda item 69:

Dallas Cothrum, 900 Jackson St., representing Rosewood Court, LLC
Melody Paradise, 251 N. Harwood St., representing Harwood
International

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

13-1610

Page 2

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

Motion seconded by Councilmember Caraway and Councilmember Callahan and unanimously adopted. (*Rawlings absent on city business when vote taken)

Assigned ORDINANCE NO. 29133

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1611

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Knox Street Public Improvement District

Note: Item Nos. 71 and 72
must be considered collectively.

- Item 71: A public hearing concerning the proposed levy of assessment for the Knox Street Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
- Item 72: An ordinance approving and adopting the final Service Plan for 2014 and final Assessment Plan for 2013 for the Knox Street Public Improvement District; establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; levying assessments for the cost of services and improvements to be provided in the Knox Street Public Improvement District during 2014; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

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 Kingston moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Medrano and Councilmember Caraway and unanimously adopted. (*Rawlings absent on city business when vote taken)

Assigned ORDINANCE NO. 29134

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1612

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Lake Highlands Public Improvement District

Note: Item Nos. 73 and 74 must be considered collectively.

Item 73: A public hearing concerning the proposed levy of assessment for the Lake Highlands Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City

Item 74: An ordinance approving and adopting the final Service Plan for 2014 and final Assessment Plan for 2013 for the Lake Highlands Public Improvement District; establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; levying assessments for the cost of services and improvements to be provided in the Lake Highlands Public Improvement District during 2014; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

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 Allen moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Hill and Councilmember Caraway and unanimously adopted. (*Rawlings absent on city business when vote taken; Griggs absent when vote taken)

Assigned ORDINANCE NO. 29135

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1613

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Oak Lawn-Hi Line Public Improvement District

Note: Item Nos. 75 and 76 must be considered collectively.

- Item 75: A public hearing concerning the proposed levy of assessment for the Oak Lawn-Hi Line Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
- Item 76: An ordinance approving and adopting the final Service Plan for 2014 and final Assessment Plan for 2013 for the Oak Lawn-Hi Line Public Improvement District; establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; levying assessments for the cost of services and improvements to be provided in the Oak Lawn-Hi Line Public Improvement District during 2014; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

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.

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

Motion seconded by Councilmember Medrano and Councilmember Callahan and unanimously adopted. (*Rawlings absent on city business when vote taken; Griggs absent when vote taken)

Assigned ORDINANCE NO. 29136

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1614

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Prestonwood Public Improvement District

Note: Item Nos. 77 and 78
must be considered collectively.

- Item 77: A public hearing concerning the proposed levy of assessment for the Prestonwood Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
- Item 78: An ordinance approving and adopting the final Service Plan for 2014 and final Assessment Plan for 2013 for the Prestonwood Public Improvement District; establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; levying assessments for the cost of services and improvements to be provided in the Prestonwood Public Improvement District during 2014; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

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 Greyson moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Medrano and Councilmember Kadane and unanimously adopted. (*Rawlings absent on city business when vote taken; Griggs absent when vote taken)

Assigned ORDINANCE NO. 29137

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1615

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

South Side Public Improvement District

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

- Item 79: A public hearing concerning the proposed levy of assessment for the South Side Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
- Item 80: An ordinance approving and adopting the final Service Plan for 2014 and final Assessment Plan for 2013 for the South Side Public Improvement District establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; levying assessments for the cost of services and improvements to be provided in the South Side Public Improvement District during 2014; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

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 Medrano moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Hill and Councilmember Caraway and unanimously adopted. (*Rawlings absent on city business when vote taken; Griggs absent when vote taken)

Assigned ORDINANCE NO. 29138

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1616

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Uptown Public Improvement District

Note: Item Nos. 81 and 82
must be considered collectively.

- Item 81: A public hearing concerning the proposed levy of assessment for the Uptown Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
- Item 82: An ordinance approving and adopting the final Service Plan for 2014 and final Assessment Plan for 2013 for the Uptown Public Improvement District; establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; levying assessments for the cost of services and improvements to be provided in the Uptown Public Improvement District during 2014; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

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 Kingston moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Medrano and Councilmember Caraway and unanimously adopted. (*Rawlings absent on city business when vote taken; Griggs absent when vote taken)

Assigned ORDINANCE NO. 29139

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1617

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

University Crossing Improvement District

Note: Item Nos. 83 and 84 must be considered collectively.

- Item 83: A public hearing concerning the proposed levy of assessment for the University Crossing Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
- Item 84: An ordinance approving and adopting the final Service Plan for 2014 and final Assessment Plan for 2013 for the University Crossing Improvement District; establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; levying assessments for the cost of services and improvements to be provided in the University Crossing Improvement District during 2014; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

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 Kingston moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Medrano and Councilmember Caraway and unanimously adopted. (*Rawlings absent on city business when vote taken; Griggs absent when vote taken)

Assigned ORDINANCE NO. 29140

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1618

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Vickery Meadow Public Improvement District

Note: Item Nos. 85 and 86 must be considered collectively.

Item 85: A public hearing concerning the proposed levy of assessment for the Vickery Meadow Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City

Item 86: An ordinance approving and adopting the final Service Plan for 2014 and final Assessment Plan for 2013 for the Vickery Meadow Public Improvement District; establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; levying assessments for the cost of services and improvements to be provided in the Vickery Meadow Public Improvement District during 2014; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

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 Gates moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Hill and Councilmember Kadane and unanimously adopted. (*Rawlings absent on city business when vote taken; Griggs absent when vote taken)

Assigned ORDINANCE NO. 29141

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1619

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

City Center TIF District

Note: Item Nos. 87 and 88 must be considered collectively.

Item 87: A public hearing to receive comments on amendments to Tax Increment Financing Reinvestment Zone Number Five (City Center TIF District) and the Project and Reinvestment Zone Financing Plans for the City Center TIF District to: **(1)** amend the City Center Sub-district’s boundary to remove a portion of the property addressed as 350 North St. Paul Street, approximately 4,950 square feet; **(2)** amend the City Center Sub-district’s boundary to add the property addressed as 600 South Harwood Street, approximately 19,471 square feet; and **(3)** make corresponding modifications to the City Center TIF District boundary map, and Project and Reinvestment Zone Financing Plans and any other necessary adjustments to implement the Plan amendments - Financing: No cost consideration to the City

Item 88: An ordinance amending Ordinance No. 22802, as amended, previously approved on June 26, 1996, and an Ordinance No. 23034, as amended, previously approved February 12, 1997, to reflect these amendments - 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 Kingston moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Hill and Councilmember Caraway and unanimously adopted. (*Rawlings absent on city business when vote taken)

Assigned ORDINANCE NO. 29142

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1620

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Liberty State Bank Preservation Project

Note: Item Nos. 89 and 90
must be considered collectively.

Item 89: Authorize a development agreement with Preserve Liberty, LLC, to reimburse eligible project costs for public infrastructure improvements, demolition (including building relocation costs), environmental remediation and historic façade restoration associated with the Liberty State Bank Preservation project in an amount not to exceed \$985,000, from future revenues accruing to Tax Increment Financing Reinvestment Zone Five (City Center TIF District) - Not to exceed \$985,000 - 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."

Councilmember Medrano moved to adopt the item.

Motion seconded by Councilmember Caraway and Councilmember Callahan and unanimously adopted. (*Rawlings absent on city business when vote taken)

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1621

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Liberty State Bank Preservation Project

Note: Item Nos. 89 and 90
must be considered collectively.

Item 90: A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Five (City Center TIF District) to reimburse Preserve Liberty, LLC, up to \$985,000, for eligible project costs pursuant to the development agreement with Preserve Liberty, 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."

Councilmember Medrano moved to adopt the item.

Motion seconded by Councilmember Caraway and Councilmember Callahan and unanimously adopted. (*Rawlings absent on city business when vote taken)

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1622

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Downtown Connection TIF District

Note: Item Nos. 91 and 92 must be considered collectively.

Item 91: A public hearing to receive comments on amendments to Tax Increment Financing Reinvestment Zone Number Eleven (Downtown Connection TIF District) and the Project and Reinvestment Zone Financing Plans for the Downtown Connection TIF District to: **(1)** increase the geographic area of the district by adding approximately 4,950 square feet; **(2)** add to the District’s Project Plan the provision for a land exchange of City owned property for privately owned property within the District allowing for the land swap of City-owned property without requiring an auction and/or bidding of the property; and **(3)** make corresponding modifications to the Downtown Connection TIF District’s boundary map and Project and Reinvestment Zone Financing Plans and any other necessary adjustments to implement the plan amendments - Financing: No cost consideration to the City
the Plan amendments - Financing: No cost consideration to the City

Item 92: An ordinance amending Ordinance No. 26020, originally approved on June 8, 2005, as amended and Ordinance No. 26096, originally approved on August 25, 2009, as amended, to reflect these amendments - 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 Kingston moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Medrano and Councilmember Hill and unanimously adopted. (*Rawlings absent on city business when vote taken)

Assigned ORDINANCE NO. 29143

***Note: Approved as “Official City Business” per Resolution 13-1792 on October 8, 2013**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1623

Addendum Addition 1: Ordinances amending Ordinance No. 28789 (FY 2012-13 Operating Budget Appropriation Ordinance) and Ordinance No. 28790 (FY 2012-13 Capital Budget Appropriation Ordinance) to make certain adjustments to fund appropriations for FY 2012-13 for the capital improvement program and for maintenance and operation of various departments and activities and to authorize the City Manager to implement those adjustments - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NOS. 29144 AND 29145

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 11, 2013

13-1624

Addendum Addition 2: Authorize settlement in lieu of proceeding further with condemnation in the lawsuit styled City of Dallas v. Jeffrey S. Wooley, et al., Cause No. CC-11-05878-C, pending in the Dallas County Court at Law No. 3, for acquisition from Jeffrey Wooley, Cheryl Wooley, Michael Wiley and Vicky Wiley, jointly, of approximately 35,950 square feet of land located near the intersection of Quietwood Drive and Interstate 20 for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$59,240, increased from \$184,260 (\$180,760, plus closing costs not to exceed \$3,500) to \$243,500 (\$240,000, plus closing costs and title expenses not to exceed \$3,500) - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 11, 2013

EXHIBIT C