

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 18, 2013

13-1640

CITY COUNCIL BRIEFING
CITY HALL, ROOM 6ES
MAYOR MICHAEL RAWLINGS, PRESIDING

PRESENT: [15] Rawlings, Atkins, Alonzo, Griggs, Medrano, Hill, Caraway,
Callahan, Davis, Kadane, Allen, Kleinman, Greyson (*9:12 a.m.),
Gates, Kingston

ABSENT: [0]

The meeting was called to order at 9:09 a.m.

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

The invocation was given by Reverend Dr. C. Dennis Williams of Smith Chapel AME Church.

Councilmember Gates 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 3:09 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**

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EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
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EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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Special Presentations

At the beginning of each briefing meeting of the city council a time is set aside for the mayor and city council to recognize special individuals or groups, to read mayoral proclamations, to confer honorary citizenships, and to make special presentations.

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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: Carlos Marroquin, 5106 Cedar Springs Rd.
REPRESENTING: Dallas City Employees, SEIU Texas
SUBJECT: Cost of living pay for city employees

SPEAKER: Eddie Propes, 2639 Exeter Ave.
SUBJECT: Crime in the community

OPEN MICROPHONE – SPOKE IN THE LAST 30 DAYS:

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

SPEAKER: Albert Navifar, 10651 Steppington Dr.
SUBJECT: Noise pollution with apartment complex

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

SPEAKER: Deloris Phillips, P.O. Box 530236, Grand Prairie, TX (handout provided)
REPRESENTING: Human dignity/Humanity
SUBJECT: Ongoing corruption by racism/911

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Item 1: Approval of Minutes of the September 4, 2013 City Council Meeting and September 10, 2013 City Council Budget Workshop

Councilmember Caraway moved to adopt the minutes of the September 4, 2013 City Council Meeting and September 10, 2013 City Council Budget Workshop.

Motion seconded by Councilmember Medrano and unanimously adopted.

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Item 2: 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 18, 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.

Councilmember Hill moved to appoint the following:

- Deborah D. Hicks, General Public, to the Animal Shelter Commission; Lydia D. Simpson, 55+ years of age, to the Senior Affairs Commission; and
- a nominee to an “individual appointment” position.

Motion seconded by Councilmember Medrano and unanimously adopted.

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

13-6313	ASC	ANIMAL SHELTER COMMISSION
13-6314	MLB	MUNICIPAL LIBRARY BOARD
13-6315	SAC	SENIOR AFFAIRS COMMISSION

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Briefing A: Affordable Care Act - Enroll Dallas

The interim city manager briefed the city council on the item.

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Fiscal Year 2013-14 Budget Items

Note: Item Nos. 3, 4 and 5 must be considered in order with a record vote taken on each.

Item 3: Final reading and adoption of appropriation ordinances for the proposed FY 2013-14 City of Dallas Operating, Grants and Trusts, and Capital Budgets - Financing: No cost consideration to the City

Councilmember Hill moved to adopt the item.

Motion seconded by Mayor Pro Tem Atkins.

Councilmember Greyson provided a point of clarification as related to the Animal Services budget in that the \$200,000 being allocated was to include operational costs and Spay/Neuter; there was no objection voiced to her clarification.

After discussion, Councilmember Kadane asked Councilmember Hill if she would accept a friendly amendment to increase funding to the Bath House Cultural Center from \$15,000 to \$20,000 and take it out of the \$250,000 budgeted under the Cultural Arts operating budget category.

Councilmember Hill accepted the friendly amendment as part of her motion.

Mayor Pro Tem Atkins, who seconded the motion, also accepted the friendly amendment.

After further discussion, Councilmember Gates provided a point of clarification as related to Cultural Arts budget that the programming for small arts groups should read at "\$1 million" or less operating budget not "\$250,000"; there was no objection voiced to her clarification.

Mayor Rawlings called the vote on Councilmember Hill's motion and friendly amendment to increase funding to the Bath House Cultural Center from \$15,000 to \$20,000 and take it out of the \$250,000 budgeted under the Cultural Arts operating budget category:

Voting Yes: [15] Rawlings, Atkins, Alonzo, Griggs, Medrano, Hill, Caraway, Callahan, Davis, Kadane, Allen, Kleinman, Greyson, Gates, Kingston
Voting No: [0]

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The assistant city secretary declared the item unanimously adopted.

Assigned ORDINANCE NOS. 29146 AND 29147

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Fiscal Year 2013-14 Budget Items

Note: Item Nos. 3, 4 and 5 must be considered in order with a record vote taken on each.

Item 4: An ordinance setting the tax rate at \$0.7970 per \$100 valuation and levying ad valorem taxes for the City of Dallas, Texas for FY 2013-14 - Financing: No cost consideration to the City

Mayor Pro Tem Atkins moved the property tax rate be increased by the adoption of a tax rate of 0.7970, which is effectively a 2.60 percent increase in the tax rate.

Motion seconded by Councilmember Hill.

Mayor Rawlings called the vote on Mayor Pro Tem Atkins' motion that the property tax rate be increased by the adoption of a tax rate of 0.7970, which is effectively a 2.60 percent increase in the tax rate:

Voting Yes: [14] Rawlings, Atkins, Alonzo, Griggs, Medrano, Hill, Caraway,
Callahan, Davis, Kadane, Allen, Greyson, Gates, Kingston
Voting No: [1] Kleinman

The assistant city secretary declared the item adopted.

Assigned ORDINANCE NO. 29148

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Fiscal Year 2013-14 Budget Items

Note: Item Nos. 3, 4 and 5 must be considered in order with a record vote taken on each.

Item 5: Ratify the increase in property tax revenues, resulting from increased property valuations with the same property tax rate as in the prior fiscal year, reflected in the FY 2013-14 budget - Revenue: \$28,451,308

Mayor Pro Tem Atkins moved to adopt the item.

Motion seconded by Councilmember Hill.

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

Voting Yes: [14] Rawlings, Atkins, Alonzo, Griggs, Medrano, Hill, Caraway,
Callahan, Davis, Kadane, Allen, Greyson, Gates, Kingston
Voting No: [1] Kleinman

The assistant city secretary declared the item adopted.

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Item 6: An ordinance amending Chapters 13, 18 and 24 of the Dallas City Code to: **(1)** provide a convenience charge for payment of municipal court fines, fees, and charges through the internet by debit card; **(2)** adjust charges for residential sanitation collection service; and **(3)** adjust fees and charges for public library services - Estimated Revenue: \$1,002,884

Mayor Pro Tem Atkins moved to adopt the item.

Motion seconded by Councilmember Hill and unanimously adopted.

Assigned ORDINANCE NO. 29149

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Item 7: Authorize **(1)** approval of the proposed plan design changes effective January 1, 2014; and **(2)** approval of the proposed health coverage contribution and premium rates - Total cost based on the number of employee/retiree participants in the plan - Financing: Employee Benefits Current Funds (subject to appropriations)

Mayor Pro Tem Atkins moved to adopt the item.

Motion seconded by Councilmember Hill and unanimously adopted.

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Item 8: Authorize **(1)** position changes; **(2)** approval of revised civilian salary schedules for fiscal year 2013-14; **(3)** approval of Police and Fire uniform executive schedules; **(4)** maintain current Police and Fire pay schedules according to rates established under the 2010 Meet and Confer Agreement; and **(5)** approval of an across-the-board increase for civilian employees - Financing: This action has no cost consideration to the City

Councilmember Medrano moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Alonzo.

Mayor Pro Tem Atkins moved a substitute motion to adopt the item with a 3% average civilian merit pay increase to be effective April 1, 2014 rather than the proposed 3% across-the-board civilian pay increase.

Motion seconded by Councilmember Hill.

Mayor Rawlings requested a record vote.

After discussion, Mayor Rawlings called the vote on Mayor Pro Tem Atkins' substitute motion to adopt the item with a 3% average civilian merit pay increase to be effective April 1, 2014 rather than the proposed 3% across-the-board civilian pay increase:

Voting Yes: [9] Rawlings, Atkins, Hill, Caraway, Callahan, Allen, Kleinman,
Greyson, Gates
Voting No: [6] Alonzo, Griggs, Medrano, Davis, Kadane, Kingston

The assistant city secretary declared the item adopted as amended.

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Item 9: An ordinance amending Chapter 49 of the Dallas City Code to establish and adjust certain rates, charges and fees relating to water and wastewater services for Dallas and customer cities, effective October 1, 2013 (fee list attached) - Estimated Revenue: \$21,380,427

Councilmember Caraway moved to adopt the item.

Motion seconded by Councilmember Hill and unanimously adopted.

Assigned ORDINANCE NO. 29150

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13-1539

Closed Session

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

- Big Hart Ministries Association Inc. et al v. City of Dallas, et al.,
Cause No. 3:07-CV-00216
- City of Dallas v. Buckley Oil Company and Rosebud Holdings, LLC,
Cause No. CC-12-03665-C
- City Charter review and amendment process

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

- Discussion of the qualifications of the candidates for the position of City Attorney

At 1:09 p.m., Mayor Rawlings 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.)

- Big Hart Ministries Association Inc. et al v. City of Dallas, et al.,
Cause No. 3:07-CV-00216
- City of Dallas v. Buckley Oil Company and Rosebud Holdings, LLC,
Cause No. CC-12-03665-C

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

- Discussion of the qualifications of the candidates for the position of City Attorney

Mayor Rawlings reconvened the city council meeting after the closed session at 2:50 p.m. No other matters were discussed during the closed session.

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EXHIBIT C