

“CORRECTED”
MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, DECEMBER 11, 2013

13-2040

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

PRESENT: [15] Rawlings, Atkins, Alonzo, Griggs, Medrano, Hill (*7:55 a.m.),
Caraway (*7:59 a.m.), Callahan, Davis (*9:13 a.m.), Kadane, Allen
(*7:38 a.m.), Kleinman, Greyson, Gates, Kingston

ABSENT: [0]

The meeting was called to order at 7:34 a.m.

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

The invocation was given by Rector Father Rudy Garcia of Cathedral Shrine of the Virgin of Guadalupe.

Deputy Mayor Pro Tem Alonzo led the pledge of allegiance.

The meeting agenda, which was posted in accordance with Chapter 551, "OPEN MEETINGS," of the Texas Government Code, was presented.

After all business properly brought before the city council had been considered, the city council adjourned at 5:13 p.m.

Mayor

ATTEST:

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, DECEMBER 11, 2013

EXHIBIT A

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

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2041

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: David Williams, Private
SUBJECT: Special thanks to the Mayor

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Regina Imburgia, 5423 Goodwin Ave.
SUBJECT: Fluoride in drinking water

SPEAKER: Tracy Tucker, 4211 Lafayette St. (handout provided)
SUBJECT: Fluoride in drinking water

SPEAKER: John Parks, P.O. Box 795893 (handout provided)*
SUBJECT: Fluoride in drinking water

SPEAKER: Albert Navifar, 15889 Preston Rd.
SUBJECT: Fluoride in drinking water

SPEAKER: Hank Black, 8722 Diceman Dr.
SUBJECT: Fluoride in drinking water

SPEAKER: Eve Elsbury, 5015 Tracy St.
SUBJECT: Fluoride in drinking water

SPEAKER: Jessica Winters, 706 Southwest Barnard St., Glen Rose, TX
SUBJECT: Fluoride in drinking water

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

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

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd.
SUBJECT: Nelson Mandela

SPEAKER: Roy Williams, 13410 Preston Rd.
SUBJECT: Celebrate the life of Nelson Mandela

SPEAKER: Robert Ceccarelli, 1822 Young St.
SUBJECT: DISD Superintendent/Mayor

SPEAKER: LaKolya London, 1873 Mockingbird Ln.
REPRESENTING: The People
SUBJECT: DPS workers/managers

SPEAKER: Deloris Phillips, P.O. Box 530236, Grand Prairie, TX (handout provided)
SUBJECT: DPD-911/Racism

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2042

Item 1: Approval of Minutes of the November 12, 2013 City Council Meeting

Councilmember Caraway moved to adopt the minutes of the November 12, 2013 City Council Meeting.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2043

CONSENT AGENDA

The consent agenda, consisting of consent agenda items 2-48 and addendum addition consent agenda items 1-15, was presented for consideration.

Councilmember Gates requested consent agenda item 17 be considered as an individual item later in the meeting; there was no objection voiced to her request.

Councilmember Kingston requested consent agenda item 19 and addendum addition consent agenda items 10, 11, 12 and 13 be considered as individual items later in the meeting; there was no objection voiced to his request.

The city secretary announced consent agenda item 42 could not be considered due to a posting error; there was no objection voiced to her announcement.

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

Councilmember Caraway moved to adopt all items on the consent agenda and addendum addition consent agenda with the exception of consent agenda items 17, 19, 42 and addendum addition consent agenda item 7, 10, 11, 12 and 13.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2044

Item 2: Authorize a two-year service contract for railroad track inspections, maintenance and repair for Water Utilities - Railworks Track Systems in the amount of \$287,601 and Hafco Services, Inc. in the amount of \$8,000, lowest responsible bidders of four - Total not to exceed \$295,601 - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2045

Item 3: Authorize a three-year service contract for the rental and maintenance of portable toilets - MMG Building & Construction Services, LLC, lowest responsible bidder of two - Not to exceed \$774,711 - Financing: Current Funds (\$719,126), Aviation Current Funds (\$38,192), Water Utilities Current Funds (\$12,840) and Stormwater Drainage Management Current Funds (\$4,553) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2046

Item 4: Authorize a three-year service contract for automotive glass replacement - Binswanger Glass, lowest responsible bidders of four - Not to exceed \$361,950 - Financing: Current Funds (\$351,750), Aviation Current Funds (\$5,000), Stormwater Drainage Management Current Funds (\$4,200) and Water Utilities Current Funds (\$1,000) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2047

Item 5: Authorize a three-year service contract for non-emergency wrecker services - Recovery Systems, Inc. dba Pro-Tow Wrecker Service, lowest responsible bidder of four - Not to exceed \$1,698,628 - Financing: Current Funds (\$1,688,974), Water Utilities Current Funds (\$8,754) and Stormwater Drainage Management Current Funds (\$900) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2048

Item 6: Authorize a three-year service contract for analytical laboratory testing services - Technical Testing International, LLC dba TTI Environmental Laboratories in the amount of \$2,216,649, B&A Laboratories, Inc. dba Xenco Laboratories in the amount of \$948,898 and Environmental Science Corporation dba ENVISCI, Inc. in the amount of \$19,625, lowest responsible bidders of eight - Total not to exceed \$3,185,172 - Financing: Current Funds (\$996,661), Water Utilities Current Funds (\$1,806,771) and Stormwater Drainage Management Current Funds (\$381,740) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2049

Item 7: Authorize **(1)** a contract to upgrade the Websense security and threat management system in the amount of \$97,200; and **(2)** a three-year service contract for maintenance and support of the Websense security and threat management system in the amount of \$390,000 - Accudata Systems, Inc., most advantageous proposers of two - Total not to exceed \$487,200 - Financing: Current Funds (\$405,307), Municipal Lease Agreement Funds (\$81,893) - (subject to annual appropriations)s

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2050

Item 8: Authorize a five-year service contract for maintenance and support for the Lawson Human Resources Information System software - Infor (US), Inc., sole source - Not to exceed \$1,727,821 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2051

Item 9: Authorize a five-year service contract for real-time, on-demand, online tutoring, homework support and adult education for the Library - Brainfuse, Inc., most advantageous proposer of two - Not to exceed \$90,000 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2052

Item 10: Authorize a six-year service contract for accredited registrar services for International Organization for Standardization 9001:2008, International Organization for Standardization 14001:2004 and the Occupational Health and Safety Standard 18001:2007 - UL DQS, Inc., most advantageous proposer of two - Not to exceed \$1,202,364 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2053

Item 11: Authorize a ten-year service contract for maintenance, repair and support of the radio communication master switch for Communication and Information Services - Motorola Solutions, Inc. through the Houston-Galveston Area Council of Governments - Not to exceed \$2,912,740 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2054

Item 12: Authorize the purchase of seven super-duty trucks and four sport utility vehicles for Fire-Rescue - Sam Pack's Five Star Ford in the amount of \$297,818 and Randall Reed's Prestige Ford in the amount of \$130,500, lowest responsible bidders of three - Total not to exceed \$428,318 - Financing: Municipal Lease Agreement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2055

**Master Agreements for the purchase of
Fleet Vehicles and Equipment**

Note: Item Nos. 13 and 14
must be considered collectively.

Item 13: Authorize a one-year master agreement for the purchase of **(1)** two-hundred ten fleet vehicles and equipment - Metro Fire Apparatus Specialists, Inc. in the amount of \$6,072,222, Dallas Dodge Chrysler Jeep in the amount of \$4,628,922, Southwest Ambulance Sales in the amount of \$2,470,586, Kinloch Equipment & Supply, Inc. in the amount of \$473,093 and The Around the Clock Freightliner Group, LLC in the amount of \$351,162 through the Houston-Galveston Area Council of Governments; **(2)** thirty-eight fleet vehicles and equipment - RDO Equipment Company in the amount of \$2,107,702, Kirby-Smith Machinery, Inc. in the amount of \$452,915 and Holt Texas, LTD in the amount of \$1,249,431 through Texas Association of School Boards (BuyBoard); and **(3)** eighty-eight fleet vehicles and equipment - Sam Pack's Five Star Ford in the amount of \$2,780,382 through State of Texas CO-OP Program - Total not to exceed \$20,586,415 - Financing: Current Funds (\$4,628,922), Water Utilities Current Funds (\$1,476,297), Municipal Lease Agreement Funds (\$14,481,196) - (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2056

**Master Agreements for the purchase of
Fleet Vehicles and Equipment**

Note: Item Nos. 13 and 14
must be considered collectively.

Item 14: Authorize an increase to the master agreement for the purchase of twenty-five fleet vehicles and equipment - Sam Pack's Five Star Ford in the amount of \$575,637, Rush Truck Centers of Texas, LP dba Rush Crane and Refuse Systems, International in the amount of \$373,518, Caldwell Country Chevrolet in the amount of \$60,000 and Equipment Southwest, Inc. in the amount of \$39,475 - Total not to exceed \$1,048,630, from \$14,957,058 to \$16,005,688 - Financing: Municipal Lease Agreement Funds (\$988,630), Internet Crimes Against Children Grant Funds (\$60,000)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2057

Item 15: Authorize **(1)** the rejection of bids received for janitorial services at specific Water Utilities locations and the City Store; **(2)** the re-advertisement for new bids; and **(3)** Supplemental Agreement No. 1 to increase the service contract with Members Building Maintenance, LTD in the amount of \$225,759 and Andrew's Building Service, Inc. in the amount of \$114,962 for janitorial services at specific Water Utilities locations and the City Store - Total not to exceed \$340,721, from \$1,362,889 to \$1,703,610 - Financing: Current Funds (\$1,455) and Water Utilities Current Funds (\$339,266) (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2058

Item 16: Authorize a New Markets Tax Credit (NMTC) transaction, between the Dallas Development Fund and its subsidiaries, J.P. Morgan Chase and its subsidiaries, and Vogel Alcove and its affiliates for the renovation of property located at 1738 Gano Street, and additional operating expenses to support an expansion by Vogel Alcove - Financing: This action has no cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2059

Item 17: Authorize an amendment to the development loan to extend the term of the maturity date to December 21, 2014, for the Dallas Housing Authority Turner Courts Project located at 6601 Bexar Street within the Bexar Street Redevelopment Corridor in the amount of \$2,500,000 at 4% interest for infrastructure improvements for a 323-unit apartment project - Financing: No cost consideration to the City

Councilmember Gates requested consent agenda item 17 be considered as an individual item later in the meeting; there was no objection voiced to her request.

Later in the meeting, consent agenda item 17 was brought up for consideration.

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

Councilmember Davis moved to adopt the item.

Motion seconded by Councilmember Hill and unanimously adopted. (Gates abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2060

Item 18: Ratify the Meet and Confer Agreement between the City of Dallas and the Black Fire Fighters Association, Black Police Officers Association of Greater Dallas, The National Latino Peace Officers Association Greater Dallas Chapter, The Dallas Fraternal Order of Police Lodge 588, The Dallas Police Association, Dallas Hispanic Fire Fighters Association, and the Dallas Fire Fighter Association, and authorize the City Manager to enter into said Meet and Confer Agreement, effective December 11, 2013 through September 30, 2016 - Financing: This action has no cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2061

Item 19: Authorize **(1)** the acceptance of a grant in the amount of \$67,500 from the Texas Commission on the Arts to provide cultural services for the period October 1, 2013 through September 30, 2014; **(2)** a local match in the amount of \$67,500; and **(3)** execution of the grant agreement - Total not to exceed \$135,000 - Financing: Texas Commission on the Arts Grant Funds (\$67,500) and Current Funds (\$67,500)

Councilmember Kingston requested consent agenda item 19 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, consent agenda item 19 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

DECEMBER 11, 2013

13-2062

Item 20: Authorize Supplemental Agreement No. 3 to the professional services contract with Diversified Utility Consultants, Inc., for expert consulting services and testimony in matters related to Atmos Energy Mid-Tex Division's "Dallas Annual Rate Review" filing - Not to exceed \$80,000, from \$190,000 to \$270,000 - Financing: Current Funds (to be fully reimbursed by Atmos Energy)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2063

Item 21: Authorize **(1)** the acceptance of the 2013 Homeland Security Grant from the Department of Homeland Security, which includes the Urban Area Security Initiative and the State Homeland Security Grant Program to provide funding for equipment acquisition, planning and training activities to enable the City to respond to natural and man-made disasters for the period September 1, 2013 through June 30, 2015; and **(2)** execution of the grant agreement - Not to exceed \$5,496,662 - Financing: U.S. Department of Homeland Security Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2064

Item 22: Authorize a "Rescission of Notices of Restriction" on Dallas/Fort Worth International Airport Wetlands for the U.S. Army Corps of Engineers - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2065

Item 23: Authorize a twelve-month funding agreement with **(1)** Dallas Arboretum and Botanical Society, Inc. in the amount of \$269,098; and **(2)** Dallas County Audubon Society, Inc. dba Audubon Dallas for Cedar Ridge Preserve in the amount of \$33,949 to provide services and programs within the City of Dallas for the period October 1, 2013 through September 30, 2014 - Total not to exceed \$303,047 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2066

Item 24: Authorize a Memorandum of Understanding with Dallas County for continued access to Dallas County's Legacy Juvenile Information System - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2067

Item 25: Authorize **(1)** the application for and acceptance of the Southwest Border Anti-Money Laundering Alliance agreement from the Southwest Border Anti-Money Laundering Alliance Group and is passed from the Arizona Attorney General in the amount of \$548,130 for travel expenses, overtime, and consultant reimbursement for the period September 1, 2013 through June 30, 2015; **(2)** an In-Kind contribution of federal insurance cost in the amount of \$39,916; **(3)** execution of the grant agreement; and **(4)** a Memorandum of Understanding between Dallas Police Department and participating agencies - Total not to exceed \$588,046 - Financing: FY14 Southwest Border Anti-Money Laundering Alliance Grant Funds (\$548,130) and Current Funds (\$39,916)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2068

Item 26: Authorize a professional services contract with Civil Associates, Inc. for the engineering design of three target neighborhood street improvement projects on Holly Hill Drive from Phoenix Drive to Pineland Drive, Hughes Lane from Churchill Way to Lafayette Way and Phoenix Drive from Fair Oaks Avenue to Holly Hill Drive - Not to exceed \$309,053 - Financing: General Obligation Commercial Paper Funds (\$287,297) and Water Utilities Capital Improvement Funds (\$21,756)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2069

Item 27: Authorize a professional services contract with Freese and Nichols, Inc. for the engineering design of two complete street projects and one street reconstruction project (list attached) - Not to exceed \$484,950 - Financing: General Obligation Commercial Paper Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2070

Item 28: Authorize a professional services contract with Mandy Vassigh Engineering, Inc. for the engineering design of five alley reconstruction projects (list attached) - Not to exceed \$118,248 - Financing: 2012 Bond Funds (\$56,263), General Obligation Commercial Paper Funds (\$51,221) and Water Utilities Capital Improvement Funds (\$10,764)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2071

Item 29: Authorize a professional services contract with Stream Water Group, Inc. for the engineering design of six alley reconstruction projects (list attached)
- Not to exceed \$84,570 - Financing: 2012 Bond Funds (\$55,694) and General Obligation Commercial Paper Funds (\$28,876)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2072

Item 30: Authorize a professional services contract with Teague Nall and Perkins, Inc. for the engineering design of two alley petition and three street petition improvement projects (list attached) - Not to exceed \$178,094 - Financing: 2012 Bond Funds (\$35,061), General Obligation Commercial Paper Funds (\$131,989) and Water Utilities Capital Improvement Funds (\$11,044)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2073

Item 31: Authorize a professional services contract with Walter P Moore & Associates, Inc. for the engineering design of three target neighborhood street improvement projects on Gooch Street from South Lancaster Road to Tracy Road, Hendricks Avenue from Denley Drive to Moore Street and Yancy Street from Carbondale Street to Saipan Street - Not to exceed \$361,211 - Financing: General Obligation Commercial Paper Funds (\$296,036) and Water Utilities Capital Improvement Funds (\$65,175)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2074

Item 32: Authorize a contract with Jeske Construction Company, lowest responsible bidder of three, for reconstruction of street paving, storm drainage and water and wastewater main improvements for Morris Street from Sylvan Avenue to Canada Drive and for the channel lining of the Pavaho Pump Station Drainage Sump - Not to exceed \$1,787,566 - Financing: General Obligation Commercial Paper Funds (\$890,427), Stormwater Drainage Management Capital Construction Funds (\$860,664), Water Utilities Capital Construction Funds (\$4,326) and Water Utilities Capital Improvement Funds (\$32,149)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2075

Item 33: Authorize a contract with Texas Standard Construction, Ltd., lowest responsible bidder of five, for the construction of street paving, storm drainage, traffic signal, landscape, water and wastewater main improvements for Cadiz Street from Riverfront Boulevard to South Lamar Street - Not to exceed \$4,892,135 - Financing: General Obligation Commercial Paper Funds (\$3,624,034), Water Utilities Capital Improvement Funds (\$1,238,006) and Water Utilities Capital Construction Funds (\$30,095)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2076

Item 34: Authorize an increase in the contract with Munilla Construction Management, LLC to address Federal Aviation Administration requested changes to the medium intensity approach light system with runway alignment indicator lights, power connection to runway guard lights, electrical duct bank demolition, erosion control measures, revisions to pavement joint layout and modifications to taxiway shoulder rehabilitation on the Runway Safety Area Enhancement Project, Phase 2 at Dallas Love Field - Not to exceed \$264,755, from \$17,506,026 to \$17,770,781 - Financing: Federal Aviation Administration Airport Improvement Program Grant Funds (\$253,029) and Aviation Capital Construction Funds (\$11,725)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2077

Item 35: Authorize an increase in the contract with Tiseo Paving Company for the addition of exposed aggregate concrete sidewalks and driveway approaches, the addition of concrete retaining walls, an increase for temporary paving and tree removal items, and for modifications to the proposed 20-inch wastewater main for Dickerson Street from McCallum Boulevard to Frankford Road - Not to exceed \$113,459, from \$3,569,232 to \$3,682,691 - Financing: 2006 Bond Funds (\$50,643) and Water Utilities Capital Improvement Funds (\$62,816)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2078

Item 36: Authorize **(1)** the receipt and deposit of funds in the amount of \$364,034 from the University of Texas Southwestern Medical Center for construction of a new traffic signal at Southwestern Medical Drive and Record Crossing Road, improvements to the existing traffic signal at the intersection of Harry Hines Boulevard and Exchange Park, improvements to the existing traffic signal at the intersection of Harry Hines Boulevard and Record Crossing Road, and improvements to Harry Hines Boulevard at the northernmost driveway to the University of Texas Southwestern Hospital campus; and **(2)** an increase in appropriations in the amount of \$364,034 in the Capital Projects Reimbursement Fund - Not to exceed \$364,034 - Financing: Capital Projects Reimbursement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2079

Item 37: Authorize acquisition from First National Bank, of approximately 16,022 square feet of land and a temporary construction easement containing approximately 14,167 square feet located in the Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$148,177 (\$145,177, plus closing costs and title expenses not to exceed \$3,000) - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2080

Item 38: A resolution declaring two tracts of undevelopable City-owned land, unwanted and unneeded, containing a total of approximately 5,088 square feet located near the intersection of Stemmons Freeway and Inspiration Drive, and authorizing its sale to Inspiration Dallas No. 2 Joint Venture, the abutting owner - Revenue: \$80,000

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2081

Item 39: An ordinance granting a private license to The Episcopal School of Dallas, Inc., for the use of approximately 600 square feet of land to install, maintain and use a water line under a portion of Merrell Road located near its intersection with Midway Road - Revenue: \$1,000 annual fee, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29205

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2082

Item 40: An ordinance granting a revocable license to Crow Family Foundation Inc. dba The Trammel & Margaret Crow Collection of Asian Art for the use of approximately 70 square feet of land to install and maintain a sculpture on a portion of Flora Street 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. 29206

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2083

Item 41: An ordinance abandoning a portion of Camp Wisdom Road to Harmony Public Schools, the abutting owner, containing approximately 19,082 square feet of land, located near the intersection of Camp Wisdom Road and Eagle Ford Drive, authorizing the quitclaim and providing for the dedication of a total of approximately 1,522 square feet of land needed for a water easement
- Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29207

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2084

Item 42: An ordinance abandoning portions of a sanitary sewer easement, utility easement and water easement to PV Prestonwood I, Ltd., the abutting owner, containing a total of approximately 20,048 square feet of land, located near the intersection of Alpha Road and Knoll Trail Drive - Revenue: \$5,400, plus the \$20 ordinance publication fee

Earlier in the meeting, the city secretary announced consent agenda item 42 could not be considered due to a posting error; there was no objection voiced to her announcement.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2085

Item 43: An ordinance correcting Chapter 6, “Alcoholic Beverages,” of the Dallas City Code, as amended, by correcting Section 6-4(g)(1)(F) “Applications” and Chapter 51A, Dallas Development Code: Ordinance No. 19455, of the Dallas City Code, as amended, by correcting Section 51A-4.207(1)(A)(iii), “Alternative Financial Establishment”; Section 51A-4.209(b)(5.1)(E)(i) “Residential Hotel”; Section 51A-4.213(11)(E)(ix) “Recycling Buy-Back Center”; and Section 51A-7.1010(2) “Sign Permit Requirement” - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29208

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2086

Item 44: An ordinance correcting **(1)** Planned Development District No. 804; **(2)** a municipal setting designation at 5040 Lemmon Avenue; **(3)** Planned Development District No. 595; **(4)** Conservation District No. 1; and **(5)** Planned Development District No. 855 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29209

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2087

Item 45: An ordinance correcting Chapter 51P, Dallas Development Code: Planned Development District Regulations, of the Dallas City Code, as amended by correcting **(1)** Article 215; **(2)** Article 305; **(3)** Article 385; **(4)** Article 468; **(5)** Article 631; **(6)** Article 782; **(7)** Article 830; **(8)** Article 860; **(9)** Article 882; **(10)** Article 884; and **(11)** Article 891 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29210

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2088

Item 46: Authorize a contract with RKM Utility Services, Inc., lowest responsive bidder of six, for the construction of drainage, water and wastewater improvements for Mockingbird Lane from Maple Avenue to Forest Park - Not to exceed \$4,887,413 - Financing: 2006 Bond Funds (\$1,475,632), 2012 Bond Funds (\$1,279,598), General Obligation Commercial Paper Funds (\$946,275), Public Private Partnership Funds (\$1,111,781) and Water Utilities Capital Improvement Funds (\$74,127)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2089

Item 47: Authorize an increase in the contract with S.J. Louis Construction of Texas, Ltd. for the Rush Creek Diversion System and Drainage Improvements Project for additional local drainage improvements, Ridgewood Park enhancements and pedestrian safety improvements - Not to exceed \$251,684, from \$9,489,887 to \$9,741,571 - Financing: 1998 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2090

Item 48: Authorize an increase in the contract with Oscar Renda Contracting, Inc. for additional work associated with the construction of a new influent pump station at the Central Wastewater Treatment Plant - Not to exceed \$325,350, from \$49,060,000 to \$49,385,350 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2091

Item 49: Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)

The city secretary distributed a revised 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 DECEMBER 11, 2013.

The city secretary noted the revised 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:

- Bonnie L. Mathias, General Public, to the Animal Shelter Commission; Flora M. Hernandez to the Civil Service Board; Dustin R. Gadberry, Registered Voter, to the Reinvestment Zone Eight Board (Design District); Deborah Carpenter, Registered Voter, to the Reinvestment Zone Fifteen Board (Fort Worth Avenue); Vickie J. Barcomb, 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.]

13-6980	ASC	ANIMAL SHELTER COMMISSION
13-6981	CSB	CIVIL SERVICE BOARD
13-6982	PAR	PARK AND RECREATION BOARD
13-6983	RZ08	REINVESTMENT ZONE EIGHT BOARD (DESIGN DISTRICT)
13-6984	RZ15	REINVESTMENT ZONE FIFTEEN BOARD (FORT WORTH AVENUE)
13-6985	SAC	SENIOR AFFAIR COMMISSION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2092

Item 50: Authorize a one-year service contract for public awareness, advertising and marketing related to GrowSouth - with Allyn Media, most advantageous proposer of seven - Not to exceed \$250,000 - Financing: Public/Private Partnership Funds

Mayor Pro Tem Atkins moved to adopt the item.

Motion seconded by Councilmember Allen and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2093

Item 51: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Roy L. Smith, Inc., of approximately 10,260 square feet of land improved with a transmission repair facility, located near the intersection of Zang Boulevard and Davis Street for Zang-Davis Median Improvement Project - Not to exceed \$375,368 (\$370,368 plus closing cost and title expenses not to exceed \$5,000, which were previously authorized on May 22, 2013 by Resolution No. 13-0843) - Financing: 2010-11 Community Development Block Grant Reprogramming Funds.

Mayor Rawlings announced the city secretary would read agenda items 51-52 into the record; and if any councilmember wanted to consider any of these items separately, that item would be pulled and voted on separately. Following the reading of agenda items 51-52, no councilmember indicated any item(s) be pulled for individual vote.

The city secretary announced agenda item 51 requires a motion that the Council of the City of Dallas adopt the item and authorize the use of the power of eminent domain, if such becomes necessary, to acquire a tract of land containing approximately 10,260 square feet located near the intersection of Zang Boulevard and Davis Street, located in Dallas County, Dallas Block 19/3135, Dallas County, Texas, more fully described in Exhibit A of the proposed written resolution for this item, for the Zang-Davis Median Improvement Project.

Councilmember Kingston moved to adopt agenda items 51-52.

Motion seconded by Councilmember Caraway.

Mayor Rawlings called the vote on Councilmember Kingston's motion to adopt agenda items 51-52:

Voting Yes: [14] Atkins, Alonzo, Griggs, Medrano, Hill,
Caraway, Callahan, Davis, Kadane, Allen,
Kleinman, Greyson, Gates, Kingston

Voting No: [0]

Absent when vote taken: [1] Rawlings

The city secretary declared the item adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2094

Item 52: Authorize acquisition, including the exercise of the right of eminent domain if such becomes necessary, from Sienna Court Townhomes, LLC, of the owner's rights in a Shared Access Area Easement and Private Land Use Restrictions containing approximately 15,073 square feet located near the intersection of Apple Street and San Jacinto Street for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$12,814 (\$10,814 plus closing costs and title expenses not to exceed \$2,000) - Financing: 2006 Bond Funds

Mayor Rawlings announced the city secretary would read agenda items 51-52 into the record; and if any councilmember wanted to consider any of these items separately, that item would be pulled and voted on separately. Following the reading of agenda items 51-52, no councilmember indicated any item(s) be pulled for individual vote.

The city secretary announced agenda item 52 requires a motion that the Council of the City of Dallas adopt the item and authorize the use of the power of eminent domain, if necessary, to acquire, from *Sienna Court Townhomes, LLC*, of the owner's rights in a Shared Access Area Easement and Private Land Use Restrictions containing approximately 15,073 square feet located near the intersection of Apple Street and San Jacinto Street in City of Dallas Block 5/642, Dallas County, Texas, and more fully described in Exhibit A of the proposed written resolution for this item, for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project.

Councilmember Kingston moved to adopt agenda items 51-52.

Motion seconded by Councilmember Caraway.

Mayor Rawlings called the vote on Councilmember Kingston's motion to adopt agenda items 51-52:

Voting Yes: [14] Atkins, Alonzo, Griggs, Medrano, Hill,
Caraway, Callahan, Davis, Kadane, Allen,
Kleinman, Greyson, Gates, Kingston

Voting No: [0]

Absent when vote taken: [1] Rawlings

The city secretary declared the item adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2095

Item 53: An ordinance abandoning portions of Colorado Boulevard, an alley, and railroad right-of-way ~~and a street easement~~ to Southern Foods Group, LLC, the abutting owner, containing a total of approximately 29,150 ~~32,279~~ square feet of land, located near the intersection of Colorado Boulevard and Lancaster Avenue, and authorizing the quitclaim - Revenue: \$43,726 ~~\$48,419~~, plus the \$20 ordinance publication fee

Corrected on the addendum.

Councilmember Griggs moved to adopt the item.

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

Assigned ORDINANCE NO. 29211

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2096

DESIGNATED PUBLIC SUBSIDY MATTERS

**Farmers Market Redevelopment,
Phase II - Shed 1**

Note: Item Nos. 54 and 55
must be considered collectively.

Item 54: Authorize (1) a development agreement with DF Market 1, LLC, to provide funding for the renovation of the Shed 1 Project (local farmers stalls) as part of the Farmers Market Redevelopment, Phase II located in Tax Increment Financing Reinvestment Zone Number Six (Farmers Market TIF District); and (2) the Farmers Market TIF District Board of Directors to dedicate up to \$300,000 from Farmers Market TIF revenues in accordance with the development agreement - Not to exceed \$300,000 - Financing: Farmers Market 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 Councilmember Medrano, agenda items 54-63 were simultaneously read into the record by the city secretary to allow consideration of the items under one motion; there was no objection voiced to his request.

Councilmember Medrano moved to adopt agenda items 54-63.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2097

DESIGNATED PUBLIC SUBSIDY MATTERS

**Farmers Market Redevelopment,
Phase II - Shed 1**

Note: Item Nos. 54 and 55
must be considered collectively.

Item 55: A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Six (Farmers Market TIF District), to reimburse DF Market 1 LLC, in an amount not to exceed \$300,000 for certain improvements related to the Shed 1 Project of the Farmers Market Redevelopment, Phase II in the Farmers Market TIF District - Financing: No cost consideration to the City

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," City Secretary Rios read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

At the request of Councilmember Medrano, agenda items 54-63 were simultaneously read into the record by the city secretary to allow consideration of the items under one motion; there was no objection voiced to his request.

Councilmember Medrano moved to adopt agenda items 54-63.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2098

DESIGNATED PUBLIC SUBSIDY MATTERS

Farmers Market Redevelopment,
Phase II - Shed 2

Note: Item Nos. 56 and 57
must be considered collectively.

Item 56: Authorize (1) a development agreement with DF Market 2, LLC, to provide funding for the renovation of the Shed 2 Project as part of the Farmers Market Redevelopment, Phase II located in Tax Increment Financing Reinvestment Zone Number Six (Farmers Market TIF District); and (2) the Farmers Market TIF District Board of Directors to dedicate up to \$355,477 from Farmers Market TIF revenues in accordance with the development agreement - Not to exceed \$355,477 - Financing: Farmers Market 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 Councilmember Medrano, agenda items 54-63 were simultaneously read into the record by the city secretary to allow consideration of the items under one motion; there was no objection voiced to his request.

Councilmember Medrano moved to adopt agenda items 54-63.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2099

DESIGNATED PUBLIC SUBSIDY MATTERS

Farmers Market Redevelopment,
Phase II - Shed 2

Note: Item Nos. 56 and 57
must be considered collectively.

Item 57: A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Six (Farmers Market TIF District), to reimburse DF Market 2, LLC, in an amount not to exceed \$355,477 for certain improvements related to the Shed 2 Project of the Farmers Market Redevelopment, Phase II in the Farmers Market TIF District - Financing: No cost consideration to the City

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," City Secretary Rios read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

At the request of Councilmember Medrano, agenda items 54-63 were simultaneously read into the record by the city secretary to allow consideration of the items under one motion; there was no objection voiced to his request.

Councilmember Medrano moved to adopt agenda items 54-63.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2100

DESIGNATED PUBLIC SUBSIDY MATTERS

Farmers Market Redevelopment, Phase II

Note: Item Nos. 58 and 59
must be considered collectively.

Item 58: Authorize (1) a development agreement with DFM Developer, Ltd., to provide funding for the Mixed-use development/Shed 3 and Shed 4 Project as part of the Farmers Market Redevelopment, Phase II located in Tax Increment Financing Reinvestment Zone Number Six (Farmers Market TIF District); and (2) the Farmers Market TIF District Board of Directors to dedicate up to \$8,536,486 from Farmers Market TIF revenues in accordance with the development agreement - Not to exceed \$8,536,486 - Financing: Farmers Market 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 Councilmember Medrano, agenda items 54-63 were simultaneously read into the record by the city secretary to allow consideration of the items under one motion; there was no objection voiced to his request.

Councilmember Medrano moved to adopt agenda items 54-63.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2101

DESIGNATED PUBLIC SUBSIDY MATTERS

Farmers Market Redevelopment, Phase II

Note: Item Nos. 58 and 59
must be considered collectively.

Item 59: A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Six (Farmers Market TIF District), to reimburse DFM Developer, Ltd., in an amount not to exceed \$8,536,486 for certain improvements related to the Shed 3 and Shed 4 Project of the Farmers Market Redevelopment, Phase II in the Farmers Market TIF District - Financing: No cost consideration to the City

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," City Secretary Rios read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

At the request of Councilmember Medrano, agenda items 54-63 were simultaneously read into the record by the city secretary to allow consideration of the items under one motion; there was no objection voiced to his request.

Councilmember Medrano moved to adopt agenda items 54-63.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2102

DESIGNATED PUBLIC SUBSIDY MATTERS

Farmers Market Redevelopment, Phase II

Note: Item Nos. 60 and 61
must be considered collectively.

Item 60: Authorize (1) a development agreement with Taylor Street 2111, LP, to provide funding for the 2101 and 2111 Taylor Street Project as part of the Farmers Market Redevelopment, Phase II located in Tax Increment Financing Reinvestment Zone Number Six (Farmers Market TIF District); and (2) the Farmers Market TIF District Board of Directors to dedicate up to \$3,553,480 from Farmers Market TIF revenues in accordance with the development agreement - Not to exceed \$3,553,480 - Financing: Farmers Market 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 Councilmember Medrano, agenda items 54-63 were simultaneously read into the record by the city secretary to allow consideration of the items under one motion; there was no objection voiced to his request.

Councilmember Medrano moved to adopt agenda items 54-63.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2103

DESIGNATED PUBLIC SUBSIDY MATTERS

Farmers Market Redevelopment, Phase II

Note: Item Nos. 60 and 61
must be considered collectively.

Item 61: A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Six (Farmers Market TIF District), to reimburse Taylor Street 2111, LP, in an amount not to exceed \$3,553,480 for certain improvements related to the 2101 and 2111 Taylor Street Project of the Farmers Market Redevelopment, Phase II in the Farmers Market TIF District - Financing: No cost consideration to the City

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," City Secretary Rios read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

At the request of Councilmember Medrano, agenda items 54-63 were simultaneously read into the record by the city secretary to allow consideration of the items under one motion; there was no objection voiced to his request.

Councilmember Medrano moved to adopt agenda items 54-63.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2104

DESIGNATED PUBLIC SUBSIDY MATTERS

Farmers Market Redevelopment, Phase II

Note: Item Nos. 62 and 63
must be considered collectively.

Item 62: Authorize (1) a development agreement with FM Futsal, Ltd., to provide funding for the Futsal Project as part of the Farmers Market Redevelopment, Phase II located in Tax Increment Financing Reinvestment Zone Number Six (Farmers Market TIF District); and (2) the Farmers Market TIF District Board of Directors to dedicate up to \$589,888 from Farmers Market TIF revenues in accordance with the development agreement - Not to exceed \$589,888 - Financing: Farmers Market 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 Councilmember Medrano, agenda items 54-63 were simultaneously read into the record by the city secretary to allow consideration of the items under one motion; there was no objection voiced to his request.

Councilmember Medrano moved to adopt agenda items 54-63.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2105

DESIGNATED PUBLIC SUBSIDY MATTERS

Farmers Market Redevelopment, Phase II

Note: Item Nos. 62 and 63
must be considered collectively.

Item 63: A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Six (Farmers Market TIF District), to reimburse FM Futsal, Ltd., in an amount not to exceed \$589,888 for certain improvements related to the Futsal Project of the Farmers Market Redevelopment, Phase II in the Farmers Market TIF District - Financing: No cost consideration to the City

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," City Secretary Rios read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

At the request of Councilmember Medrano, agenda items 54-63 were simultaneously read into the record by the city secretary to allow consideration of the items under one motion; there was no objection voiced to his request.

Councilmember Medrano moved to adopt agenda items 54-63.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2106

DESIGNATED PUBLIC SUBSIDY MATTERS

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

Note: Item Nos. 64 and 65
must be considered collectively.

Item 64: Authorize a development agreement with SandCap 711 Elm Partners, LP, to reimburse eligible project costs related to demolition, public infrastructure improvements and façade improvements associated with the 711 Elm Street redevelopment project in an amount not to exceed \$124,000, of which \$50,000 is in the form of an Economic Development TIF Grant, from revenues accruing to Tax Increment Financing Reinvestment Zone Five (City Center TIF District) - Not to exceed \$124,000 - 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 agenda items 64-65.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2107

DESIGNATED PUBLIC SUBSIDY MATTERS

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

Note: Item Nos. 64 and 65
must be considered collectively.

Item 65: A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Five (City Center TIF District) to reimburse SandCap 711 Elm Partners, LP, up to \$124,000, for TIF-eligible project costs pursuant to the development agreement with SandCap 711 Elm Partners, LP - 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 agenda items 64-65.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2108

DESIGNATED PUBLIC SUBSIDY MATTERS

**Olive Street Public Improvements Project -
Sports Arena TIF District**

Note: Item Nos. 66 and 67
must be considered collectively.

Item 66: Authorize a development agreement with Victory Park UST Joint Venture I, LP, to reimburse project costs for public infrastructure improvements to Olive Street within the Victory Sub-district in an amount not to exceed \$825,100, from revenues accruing to Tax Increment Financing Reinvestment Zone Seven (Sports Arena TIF District) - Not to exceed \$825,100 - Financing: Sports Arena 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 agenda items 66-67.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2109

DESIGNATED PUBLIC SUBSIDY MATTERS

**Olive Street Public Improvements Project -
Sports Arena TIF District**

Note: Item Nos. 66 and 67
must be considered collectively.

Item 67: A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Seven (Sports Arena TIF District) to reimburse Victory Park UST Joint Venture I, LP, for Olive Street Infrastructure Improvement Project costs pursuant to the development agreement with Victory Park UST Joint Venture I, LP - 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 agenda items 66-67.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2110

DESIGNATED PUBLIC SUBSIDY MATTERS

Sports Arena TIF District - Victory Sub-District

Note: Item Nos. 68 and 69 must be considered collectively.

Item 68: Authorize a development agreement with Victory Park UST Joint Venture I, LP, to reimburse project costs for public infrastructure improvements to Victory Park Lane within the Victory Sub-district in an amount not to exceed \$1,226,500, from revenues accruing to Tax Increment Financing Reinvestment Zone Seven (Sports Arena TIF District) - Not to exceed \$1,226,500 - Financing: Sports Arena 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."

Deputy Mayor Pro Tem Alonzo announced for the record the items pertained to District 2 and District 6.

Deputy Mayor Pro Tem Alonzo moved to adopt agenda items 68-69.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2111

DESIGNATED PUBLIC SUBSIDY MATTERS

Sports Arena TIF District - Victory Sub-District

Note: Item Nos. 68 and 69
must be considered collectively.

Item 69: A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Seven (Sports Arena TIF District) to reimburse Victory Park UST Joint Venture I, LP, for Victory Park Lane Public Improvement Project costs pursuant to the development agreement with Victory Park UST Joint Venture I, LP - 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."

Deputy Mayor Pro Tem Alonzo announced for the record the items pertained to District 2 and District 6.

Deputy Mayor Pro Tem Alonzo moved to adopt agenda items 68-69.

Motion seconded by Councilmember Griggs and Councilmember Medrano and unanimously adopted. (Atkins when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2112

DESIGNATED PUBLIC SUBSIDY MATTERS

Downtown Connection TIF District

Note: Item Nos. 70 and 71
must be considered collectively.

Item 70: Authorize an amendment to Resolution No. 13-0895, previously approved on May 22, 2013, authorizing an amendment to the development agreement with Ricchi Dallas Investments, LLC, for the renovation of 1600 Pacific Avenue to extend the effective date of the project's eligibility for reimbursement from December 31, 2013 to June 30, 2014 - 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 Mayor Rawlings' request, the city secretary announced agenda items 70-71 would be held until later in the meeting; there was no objection voiced to her announcement.

Later in the meeting, agenda items 70-71 were brought up for consideration.

Councilmember Kingston moved to adopt agenda items 70-71.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2113

DESIGNATED PUBLIC SUBSIDY MATTERS

Downtown Connection TIF District

Note: Item Nos. 70 and 71
must be considered collectively.

Item 71: Authorize an amendment to Resolution No. 13-0896, previously approved on May 22, 2013, authorizing an Economic Development Grant Agreement with First National Bank for TIF incentives associated with redevelopment of LTV Tower (1600 Pacific Avenue) and a Development Agreement with 1600 Pacific Landlord, LLC, for redevelopment of the LTV Tower to: **(1)** extend the effective date of the project's eligibility for reimbursement from December 31, 2013 to June 30, 2014; **(2)** extend the building acquisition and project construction financing closing date from December 31, 2013 to June 30, 2014; **(3)** extend the project's building/demolition permit and start of construction date from December 31, 2013 to June 30, 2014; **(4)** extend the final acceptance date of public infrastructure improvements from December 31, 2015, to June 30, 2016; and **(5)** extend the Operation and Maintenance agreement for public infrastructure improvements execution date from December 31, 2015 to June 30, 2016 - 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 Mayor Rawlings' request, the city secretary announced agenda items 70-71 would be held until later in the meeting; there was no objection voiced to her announcement.

Later in the meeting, agenda items 70-71 were brought up for consideration.

Councilmember Kingston moved to adopt agenda items 70-71.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2114

DESIGNATED PUBLIC SUBSIDY MATTERS

Item 72: Authorize Supplemental Agreement No. 2 to the development agreement with SANTA FE IV HOTEL, L.P., for the redevelopment of 1033 Young Street (Aloft Hotel) to revise the TIF award for the project to a fixed amount not to exceed \$3,734,419 - Not to exceed \$3,734,419 - Financing: Downtown Connection 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 Griggs and Councilmember Kingston and unanimously adopted. (Alonzo absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2115

DESIGNATED PUBLIC SUBSIDY MATTERS

Item 73: Authorize an affordable housing development conditional grant in the amount of \$180,000 to Builders of Hope CDC, a City of Dallas Community Housing Development Organization (CHDO), for the construction of six single family homes in West Dallas with HOME Investment Partnership funds - Not to exceed \$180,000 - Financing: 2013-14 HOME Investment Partnership Program Grant 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 Davis moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2116

DESIGNATED PUBLIC SUBSIDY MATTERS

Item 74: Authorize an amendment to Resolution No. 12-0167, previously approved on January 11, 2012, to **(1)** increase housing development funding for Urban Mixed Use, LLC, by \$650,000, from \$500,000 to \$1,150,000; **(2)** extend the construction start date from June 2012 to June 2014; and **(3)** require the additional \$650,000 as a conditional 10 year forgivable loan - Not to exceed \$650,000 - Financing: General Obligation Commercial Paper Funds.

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," City Secretary Rios read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

Councilmember Davis moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2117

The consent zoning docket, consisting of agenda items 75-83 and addendum addition item 18, was presented for consideration.

Agenda items 77, 78, 80 and 82 were removed from the consent zoning docket to be considered as individual hearings.

Agenda item 75: Zoning Case Z123-225(MW)
Agenda item 76: Zoning Case Z123-270(RB)
~~Agenda item 77: Zoning Case Z123-273(WE)~~ [considered individually]
~~Agenda item 78: Zoning Case Z123-303(MW)~~ [considered individually]
Agenda item 79: Zoning Case Z123-310(MW)
~~Agenda item 80: Zoning Case Z123-334(RB)~~ [considered individually]
Agenda item 81: Zoning Case Z123-337(CG)
~~Agenda item 82: Zoning Case Z123-347(JH)~~ [considered individually]
Agenda item 83: Zoning Case Z123-362(RB)
~~Addendum item 18: Zoning Case Z134-115(MW)~~ [considered individually]

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 Kadane 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 Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2118

Item 75: Zoning Case Z123-225(MW)

The consent zoning docket, consisting of agenda items 75-83 and addendum addition item 18, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a CS Commercial Service District and a resolution accepting deed restrictions volunteered by the applicant on property zoned a CR Community Retail District on the northwest corner of Barnes Bridge Road and El Capitan Drive.

Recommendation of Staff and CPC: Approval, subject to deed restrictions volunteered by the applicant.

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. 29212

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2119

Item 76: Zoning Case Z123-270(RB)

The consent zoning docket, consisting of agenda items 75-83 and addendum addition item 18, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a Vehicle display, sales, and service use on property within the Subdistrict 5 portion of Planned Development District No. 533, the C. F. Hawn Special Purpose District, on the northwest corner of C.F. Hawn Freeway and Hillburn Drive.

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

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 29213

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2120

Item 77: Zoning Case Z123-273(WE)

The consent zoning docket, consisting of agenda items 75-83 and addendum addition item 18, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an RR Regional Retail District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an LO-3 Limited Office District on the west line of North Walton Walker Freeway, north of Twenty Grand Drive.

Recommendation of Staff and CPC: Approval, subject to deed restrictions volunteered by the applicant.

Deputy Mayor Pro Tem Alonzo requested consent zoning item 77 be considered as an individual item later in the meeting; there was no objection voiced to her request.

Later in the meeting, consent zoning item 77 was brought up for consideration.

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

Deputy Mayor Pro Tem Alonzo moved to continue the public hearing and hold the item under advisement until the January 8, 2014 voting agenda meeting of the city council.

Motion seconded by Councilmember Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2121

Item 78: Zoning Case Z123-303(MW)

The consent zoning docket, consisting of agenda items 75-83 and addendum addition item 18, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1924 for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on the northwest corner of Morrell Avenue and South Corinth Street.

Recommendation of Staff and CPC: Approval for a two-year period with eligibility for automatic renewal for additional five-year periods, subject to conditions.

Councilmember Caraway requested consent zoning agenda item 78 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, consent zoning item 78 was brought up for consideration.

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

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

Motion seconded by Mayor Pro Tem Atkins and unanimously adopted.

Assigned ORDINANCE NO. 29214

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2122

Item 79: Zoning Case Z123-310(MW)

The consent zoning docket, consisting of agenda items 75-83 and addendum addition item 18, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a tower/antenna for cellular communication on property zoned Subdistrict 3 of Planned Development District No. 317, the Cedars Area Special Purpose District on the west corner of South Akard Street and Griffin Street.

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

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 29215

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2123

Item 80: Zoning Case Z123-334(RB)

The consent zoning docket, consisting of agenda items 75-83 and addendum addition item 18, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a Convalescent and nursing home, hospice care, and related institutions use and a resolution terminating the deed restrictions on property within Subdistrict 4A of Planned Development District No. 714, the West Commerce Street/Fort Worth Avenue Special Purpose District, on the northeast line of Bahama Drive, south of Ft. Worth Avenue.

Recommendation of Staff and CPC: Approval for a ten-year period with eligibility for automatic renewal for additional fifteen-year periods, subject to a site plan and conditions, and approval of the termination of existing deed restrictions.

Councilmember Griggs requested consent zoning item 80 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, consent zoning item 80 was brought up for consideration.

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

Councilmember Griggs moved to continue the public hearing and hold the item under advisement until the January 22, 2014 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2124

Item 81: Zoning Case Z123-337(CG)

The consent zoning docket, consisting of agenda items 75-85 and addendum addition item 18, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store greater than 3,500 square feet on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on the north line of Great Trinity Forest Way (Loop 12), east line of Jim Miller Road.

Recommendation of Staff and CPC: Approval for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions.

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 29216

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2125

Item 82: Zoning Case Z123-347(JH)

The consent zoning docket, consisting of agenda items 75-85 and addendum addition item 18, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1982 for a bar, lounge, or tavern and commercial amusement (inside) for a dance hall on property zoned Tract A within Planned Development District No. 269 on the southwest corner of Elm Street and North Crowdus Street.

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

Councilmember Medrano requested consent zoning item 82 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, consent zoning item 82 was brought up for consideration.

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:

Audra Buckley, 416 S. Ervay St., representing the applicant

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

- Specific use permit expires on December 11, 2014

and pass the ordinance.

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

Assigned ORDINANCE NO. 29217

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2126

Item 83: Zoning Case Z123-362(RB)

The consent zoning docket, consisting of agenda items 75-85 and addendum addition item 18, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1905 for a Late-hours establishment limited to a Restaurant without drive-in or drive-through service on property zoned Planned Development District No. 842, Greenville Avenue for CR Community Retail District Uses with an MD-1 Modified Delta Overlay on the west line of Greenville Avenue, south of Sears Street.

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

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 29218

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2127

Item 84: Zoning Case Z123-238(WE) - INDIVIDUAL

A public hearing to receive comments regarding an application for a Planned Development District for MU-2 Mixed Use District uses and a Specific Use Permit for outside sales on property zoned an IR Industrial Research District and Planned Development District No. 498 on a portion, the Harry Hines Corridor Special Purpose District on the northeast corner of Royal Lane and Grissom Lane and an ordinance granting the Planned Development District.

Recommendation of Staff and CPC: Approval of a Planned Development District, subject to a conceptual plan and conditions and denial of a Specific Use Permit.

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.

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 Davis and unanimously adopted. (Caraway absent when vote taken)

Assigned ORDINANCE NO. 29219

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2128

Item 85: Zoning Case Z123-302(MW) - INDIVIDUAL

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1907 for the sale of alcoholic beverages in conjunction with a general merchandise or food store use greater than 3,500 square feet on property zoned an RR-D-1 Regional Retail District with a D-1 Liquor Control Overlay on the southeast corner of Samuell Boulevard and North Jim Miller Road.

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

Recommendation of CPC: Approval for a one-year period, subject to a site/landscape plan and conditions.

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

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

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

Assigned ORDINANCE NO. 29220

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2129

Item 86: Zoning Case Z123-329(WE) - INDIVIDUAL

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on the northwest corner of Bruton Road and North Prairie Creek Road.

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

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

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

Yolanda Williams, Private

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

Parvez Malik, 1901 Central Dr., Bedford, TX, representing the applicant

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

- no automatic renewals

and pass the ordinance.

Motion seconded by Councilmember Kadane.

After discussion, Councilmember Callahan withdrew his motion to close the public hearing, accept the recommendation of the city plan commission with the change of no automatic renewals and pass the ordinance.

Councilmember Kadane, who seconded the motion, also withdrew his second.

After further discussion, Councilmember Callahan moved to close the public hearing and hold the item under advisement until the January 22, 2014 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2130

Item 87: Zoning Case Z123-331(WE) - INDIVIDUAL

A public hearing to receive comments regarding an application for a CS Commercial Service District with retention of the existing D Liquor Control Overlay on property zoned an LO-3-D Limited Office District 3 with a D Liquor Control Overlay, north of West Ledbetter Drive, west of South Hampton Road and an ordinance granting an RR Regional Retail District with retention of the D Liquor Control Overlay.

Recommendation of Staff and CPC: Approval of an RR Regional Retail District with retention of the D Liquor Control Overlay in lieu of a CS Commercial Service District.

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:

Jin Kim, 13140 Coit Rd., representing the applicant

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

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

Assigned ORDINANCE NO. 29221

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2131

Item 88: Zoning Case Z123-354(WE) - INDIVIDUAL

A public hearing to receive comments regarding an application for and an ordinance granting a D-1 Liquor Control Overlay and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned a CR-D Community Retail District with a D Liquor Control Overlay on the east side of North Saint Augustine Road, south of Lake June Road.

Recommendation of Staff: Approval of a D-1 Liquor Control Overlay and approval of a Specific Use Permit for a two-year period with eligibility for automatic renewal for additional five-year periods, subject to a site plan and conditions

Recommendation of CPC: Approval of a D-1 Liquor Control Overlay and approval of a Specific Use Permit for a two-year period, 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 the city plan commission's recommendation.

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

Hisham Awadelkariem, 2820 Ave K, Plano, TX

Councilmember Callahan moved to close the public hearing, accept the recommendation of the city plan commission with no automatic renewals and pass the ordinances.

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

Assigned ORDINANCE NOS. 29222 AND 29223

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2132

Item 89: Zoning Case Z123-268(MW) - UNDER ADVISEMENT - INDIVIDUAL

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned an LI-D-1 Light Industrial District with a D-1 Liquor Control Overlay on the northeast corner of South Buckner Boulevard and Forney Road.

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

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

Note: This item was considered by the City Council at a public hearing on November 12, 2013, and was taken under advisement until December 11, 2013, with the public hearing open.

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 Davis moved to close the public hearing, accept the recommendation of the city plan commission with no automatic renewals and pass the ordinance.

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

Assigned ORDINANCE NO. 29224

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2133

DESIGNATED ZONING CASES - INDIVIDUAL

Item 90: Zoning Case Z123-312(MW)

A public hearing to receive comments regarding an application for and an ordinance granting a WMU-8 Walkable Mixed Use District with a Shopfront Overlay on property zoned an IR Industrial Research District at the north of Inwood Road and west of Brown Street.

Recommendation of Staff and CPC: Approval.

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.

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

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

Assigned ORDINANCE NO. 29225

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2134

DESIGNATED ZONING CASES - INDIVIDUAL

Item 91: Zoning Case Z123-321(JH)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Subarea B of Planned Development Subdistrict No. 66 within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the southwest side of Harwood Street, southeast of McKinney Avenue.

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

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," City Secretary Rios read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

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

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

Dick Brink, 1999 McKinney Ave.
Frank Schubert, 1999 McKinney Ave.

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

Karl Crawley, 900 Jackson St., representing the applicant
Jim Harris, 1722 Routh St.
Jeff Innmon, 7026 South Ridge Dr.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

13-2134

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Councilmember Davis returned to the city chamber. The city secretary noted for the record Councilmember Davis had consulted with the city attorney regarding a possible conflict on consent zoning item 91, determined no conflict existed, and could therefore vote on the item.

Thereafter and following further consultation with the city attorney, the city secretary noted Councilmember Davis did have a conflict of interest and would abstain from voting or participating in any further discussion on the item. Councilmember Davis left the city council chamber.

Councilmember Kingston moved to continue the public and hold this item under advisement until the January 8, 2014 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2135

DESIGNATED ZONING CASES - INDIVIDUAL

Item 92: Zoning Case Z123-323(MW)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a restaurant with drive-in or drive-through service on property zoned a GR General Retail Subdistrict in Planned Development District No. 193, the Oak Lawn Special Purpose District on the east corner of Maple Avenue and Clara Street.

Recommendation of Staff: Denial

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

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," City Secretary Rios read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

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

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

Dallas Cothrum, 900 Jackson St., representing the applicant

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

- This specific use permit is approved for a 15-year period and is eligible for automatic renewal for additional five year periods

and pass the ordinance.

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

Assigned ORDINANCE NO. 29226

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2136

DESIGNATED ZONING CASES - INDIVIDUAL

Item 93: Zoning Case Z123-344(CG)

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of a Specific Use Permit for a late-hours establishment limited to a restaurant on property zoned Planned Development District No. 842, for CR Community Retail District uses within the MD-1 Greenville Avenue Modified Delta Overlay on the northeast corner of Greenville Avenue and Prospect Avenue.

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

Recommendation of CPC: Denial.

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.

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.

Councilmember Kingston moved to close the public hearing and accept the city plan commission's recommendation to deny the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2137

DESIGNATED ZONING CASES - INDIVIDUAL

Item 94: Zoning Case Z123-361(CG)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a detached non-premise sign (billboard) use on property zoned a GO(A) General Office District on the southwest corner of LBJ Freeway and Bank Way Lane (formerly Nelda Lane).

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

Recommendation of CPC: Denial without prejudice.

Prior to the item being read into the record, Deputy Mayor Pro Tem Alonzo moved to continue the public hearing and defer the item until the January 22, 2014 voting agenda meeting of the city council. Therefore, no speakers were called to speak on the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2138

SPECIAL PROVISION SIGN DISTRICT DESIGNATED ZONING CASES - INDIVIDUAL

Item 95: A public hearing to receive comments regarding an application for and an ordinance granting the creation of a new subdistrict within the Downtown Special Purpose Sign District (SPSD) to increase signage and effective area in an area generally bounded by Main Street, Elm Street, North Lamar Street, and North Griffin Street.

Recommendation of Staff: Denial

Recommendation of CPC: Approval, subject to conditions

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," City Secretary Rios read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

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

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

Motion seconded by Councilmember Griggs and Councilmember Medrano.

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

Assigned ORDINANCE NO. 29227

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2139

DEVELOPMENT CODE AMENDMENTS - INDIVIDUAL

Item 96: A public hearing to receive comments regarding consideration of amending the gas drilling and production regulations in Chapter 51A, "Dallas Development Code," of the Dallas City Code and an ordinance granting the amendments.

Recommendation of CPC: Approval, subject to revised minimum spacing standards and additional provisions.

The following individuals addressed the city council regarding the item:

Claudia Meyer, 6015 Fox Point Trl.
Ed Meyer, 6015 Fox Point Trl.
William Crowder, 9014 Bryson Dr. (handout provided)
Richard Guldi, 7228 La Sobrina Dr.
David Martineau, 4600 Greenville Ave. (handout provided)
Eddie Morgan, 2343 Vagas St.
Cynthia Durbin, 8436 Birchcroft Dr. (handout provided)
Michael Tunstall, 5601 Bent Creek Trl.
Mary Warren, 4312 McKinney Ave.
Sharon Wilson, 1121 Belvedere Dr., Allen, TX
Marjorie Steakley, 1500 Garrett Ave.
Mark McCord, 616 S. Colorado St.
Molly Rooke, 5825 Palm Ln.
Erica Cole, 9246 Forest Hills Blvd.
Maralyn Hamaker, 1125 Haines Ave.
Ed Ireland, 7613 Bridge St., Fort Worth, TX
Rachel Baker-Ford, 3317 Knights Haven, Garland, TX
Sherry Johnson, 4153 Herschel Ave.
Esther McElfish, 3511 High Bluff (handout provided)

Councilmember Griggs moved to close the public hearing and accept the city plan commission recommendation and, in lieu of the amendments offered, make the following change:

- City Council may reduce the minimum spacing by a favorable vote of two-thirds of all members of the City Council.

Motion seconded by Councilmember Caraway.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

13-2139

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Councilmember Kadane moved a substitute motion to close the public hearing and accept the city plan commission recommendation with the following changes:

- A gas drilling and production use must be spaced at least 1,000 feet from a protected use;
- City Council may reduce the minimum spacing down to 500 feet; and
- City Council may reduce the minimum spacing by a favorable vote of a majority of City Council.

Motion seconded by Mayor Pro Tem Atkins.

Councilmember Hill requested a record vote.

Mayor Rawlings called for a vote on Councilmember Kadane's substitute motion:

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

The city secretary declared the substitute motion failed.

Councilmember Griggs restated his motion to close the public hearing and accept the city plan commission recommendation and, in lieu of the amendments offered, make the following change:

- City Council may reduce the minimum spacing by a favorable vote of two-thirds of all members of the City Council.

Councilmember Griggs and Councilmember Hill requested a record vote.

Mayor Rawlings called for a vote on Councilmember Griggs' original motion:

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

The city secretary declared the motion adopted.

Assigned ORDINANCE NO. 29228

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2140

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Item 97: A public hearing to receive comments concerning the application with The Texas Department of Housing and Community Development (TDHCA) for 4% tax credits in the approximate amount of \$13,360,843 with tax-exempt bonds in the approximate amount of \$23 Million to be issued by The City of Dallas Housing Finance Corporation (DHFC) with a total project cost of approximately \$35,393,837 for the proposed Bruton Apartment Development, consisting of approximately 266 new multi-family units to be located at 9415 Bruton Road, including the acquisition of approximately 9.2 acres and at the close of the public hearing, authorize: **(1)** DHFC to issue the tax exempt bonds in an amount not to exceed \$23 Million to Bruton Apartments, Ltd., an entity created by the NRP Group, LLC, in tax-exempt Multi-family Housing Mortgage Revenue Bonds Series, to finance the land acquisition and new construction of approximately 266 units for families; **(2)** a resolution to support the TDHCA's award of the 4% tax credits for the new construction of the Bruton Apartments located at 9415 Bruton Road, Dallas, Texas by conducting a Public Hearing pursuant to Texas Government Code, §2306.67071(a) and 10 TAC §10.204(4)(A), Texas Government Code, §2306.67071(b) and 10 TAC§10.204(4)(B) and pursuant to §11.3 (2)(A-G) of the 2013 Qualified Allocation Plan (QAP) regarding Housing Deconcentration Factors; and **(3)** the DHFC to be the General Partner to share in the cash flow to be used for mixed income developments, own the ground/dirt and for the project to be exempt from ad valorem taxes - Financing: This action has no cost consideration to the City.

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," City Secretary Rios read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

The following individual addressed the city council regarding the item:

Michael Davis, 2807 Allen St., representing the applicant

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

13-2140

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2141

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Item 98: A public hearing to receive comments concerning the application with The Texas Department of Housing and Community Development (TDHCA) for 4% tax credits in the approximate amount of \$7,009,620 with tax-exempt bonds in the approximate amount of \$13.5 Million to be issued by the City of Dallas Housing Finance Corporation (DHFC) with a total project cost of approximately \$22.5 Million to rehabilitate The Park at Cliff Creek Apartments, an existing 280 unit rental development, including the acquisition of approximately 11.7 acres located at 7300 Marvin D. Love Freeway, and at the close of the public hearing, authorize; **(1)** the City of Dallas Housing Finance Corporation to issue the tax-exempt bonds in an amount not to exceed \$13.5 Million to Riverside CCF/CB Partners, LP, an entity created by the Cesar Chavez Foundation (CCF), in tax-exempt Multi-family Housing Mortgage Revenue Bonds Series, to finance the acquisition and rehabilitation of 280 units of multi-family rental housing for families; **(2)** by this resolution its support of the TDHCA's award of 4% Housing Tax Credits for the rehabilitation of The Park at Cliff Creek Apartments located at 7300 Marvin D. Love Freeway, Dallas, Texas by conducting a Public Hearing pursuant to Texas Government Code, §2306.67071(a) and 10 TAC §10.204(4)(A), Texas Government Code, §2306.67071(b) and 10 TAC§10.204(4)(B) and pursuant to §11.3 (A-G) of the 2013 Qualified Allocation Plan regarding the Housing Deconcentration Factors; and **(3)** the DHFC to be the General Partner to share in the cash flow to be used for mixed income developments, own the ground/dirt and for the project to be exempt from ad valorem taxes - Financing: This action has no cost consideration to the City.

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," City Secretary Rios read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

The following individual addressed the city council regarding the item:

William Encinos, 1010 Second Ave., representing the Cesar Chavez Foundation

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

13-2141

Page 2

Deputy Mayor Pro Tem Atkins moved to close the public hearing and adopt the item.

Motion seconded by Deputy Mayor Pro Tem Alonzo and Councilmember Davis and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2142

Closed Session

6ES

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

- Lockey and MacKenzie v. City of Dallas, et al., Appeal No. 13-10884; 1600 Pacific LP v. City of Dallas, HUD Case File Nos. 06-10-0449-9, 06-10-0449-4, and 06-10-0499-6

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

- Discuss the qualifications of candidates for the position of City Manager.
(NOTE: This Personnel matter will begin at 7:30 a.m.)

At 7:34 a.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 matter:

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

- Discuss the qualifications of candidates for the position of City Manager.
(NOTE: This Personnel matter will begin at 7:30 a.m.)

Mayor Rawlings reconvened the city council meeting after the closed session at 9:05 a.m. No other matters were discussed during the closed session.

At 10:28 a.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.)

- Lockey and MacKenzie v. City of Dallas, et al., Appeal No. 13-10884; 1600 Pacific LP v. City of Dallas, HUD Case File Nos. 06-10-0449-9, 06-10-0449-4, and 06-10-0499-6

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

- Discuss the qualifications of candidates for the position of City Manager.
(NOTE: This Personnel matter will begin at 7:30 a.m.)

Mayor Rawlings reconvened the city council meeting after the closed session at 1:16 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2143

Addendum Addition 1: Authorize a one-year service contract, with a one-year renewal option, to administer a Volunteer Income Tax Assistance Program for low to moderate income families or individuals citywide - United Way of Metropolitan Dallas, most advantageous proposer of two - Not to exceed \$100,000 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2144

Addendum Addition 2: Authorize a three-year consignment service contract, with two one-year renewal options, for the sale of confiscated eight-liner gambling machines - M&K Recovery Group, Inc. with retention rate of 60% net revenue, most advantageous proposer of two - Estimated Annual Net Revenue: \$200,460

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2145

Addendum Addition 3: Authorize a three-year service contract, with two one-year renewal options, for software licenses, maintenance and support for all SAS software - SAS Institute, Inc., only proposer - Not to exceed \$107,861 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2146

Addendum Addition 4: Authorize settlement of a claim for attorney's fees by Defendants' attorneys in the lawsuit styled Leanne Siri v. The City of Dallas et al., Civil Action No. 3:10-CV-0036-M - Not to exceed \$237,500 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2147

Addendum Addition 5: Authorize Supplemental Agreement No. 7 to the professional services contract with Hankinson, L.L.P. for additional legal services necessary in the lawsuit styled City of Dallas v. Kenneth E. Albert, et al., Cause No. 199-697-94, and any other proceedings relating to the subject matter of this litigation - Not to exceed \$185,000, from \$270,000 to \$455,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2148

Addendum Addition 6: Authorize **(1)** the reappointment of two Administrative Law Judges (ALJ), Willie Crowder and Douglas J. Lapidus; **(2)** the appointment of Kelsie McQuieter, Lakisha M. Thigpen and James E. Urmin Sr., as Administrative Law Judges for the period January 1, 2014 through December 31, 2015, to hear employee appeals of terminations and demotions; and **(3)** contracts with each ALJ in the amount of \$4,000 each - Total not to exceed \$20,000 (\$4,000 to be reimbursed by the appealing employees) - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2149

Addendum Addition 7: Authorize a contract for expansion of the vestibule located at the north entrance of Dallas City Hall - Big Sky Construction Co., Inc., only proposer - Not to exceed \$345,000 - Financing: Capital Construction Funds

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

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

Councilmember Caraway moved to adopt the item.

Motion seconded by Councilmember Kadane and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2150

Addendum Addition 8: Authorize **(1)** a Master Plan Document that includes all of the separate health benefit plans for City employees and their families including the cafeteria plan, health plans, dental and vision plans; and **(2)** a Master Plan Document that includes all of the separate health benefit plans for retirees and their families including the self-insured health plans, insured Medicare Supplement Plans, Medicare Advantage Plans, Prescription Drug Plans, dental and vision - Total cost is based on the number of employees/retiree participants in the plan - Financing: Employee Benefits Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2151

Addendum Addition 9: Authorize **(1)** the application for and acceptance of the Impaired Driving Mobilization Selective Traffic Enforcement Program, Overtime Enforcement grant in the amount of \$74,966 from the Texas Department of Transportation for a statewide Driving While Intoxicated enforcement campaign to operate during various holiday periods for the period December 13, 2013 through September 2, 2014; **(2)** a City contribution of pension costs in the amount of \$20,616; and **(3)** execution of the grant agreement - Total not to exceed \$95,582 - Financing: Current Funds (\$20,616) and Texas Department of Transportation Grant Funds (\$74,966)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2152

Addendum Addition 10: Authorize a professional services contract with Freese and Nichols, Inc. for the engineering design of the Traffic Control and Safety Treatments for the Trail-Road Crossing Project of the Statewide Transportation Enhancement Program - Not to exceed \$105,375 - Financing: Texas Department of Transportation Grant Funds (\$34,957); Dallas County (\$4,020); and 2006 Bond Funds (\$66,398)

Councilmember Kingston requested addendum addition consent agenda item 10 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, addendum addition consent agenda item 10 was brought up for consideration.

Councilmember Kingston moved to adopt the item.

Motion seconded by Councilmember Kadane and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2153

Addendum Addition 11: Authorize **(1)** the acceptance of a loan from the State of Texas Energy Conservation Office LoanSTAR Funds in the amount of \$2,147,152 to be repaid from electric and natural gas energy savings, plus interest, beginning in FY 2014-15 for a period of ten years; **(2)** the establishment of appropriations in an amount not to exceed \$2,147,152 in the Energy Conservation Office LoanSTAR Fund; **(3)** Supplemental Agreement No. 2 to the contract with Schneider Electric Buildings Americas Inc. for construction of energy conservation related projects at various City safety facilities in the amount of \$2,147,152 (list attached); **(4)** measurement and verification of energy savings for a period not to exceed ten years, in the amount of \$570,870 to be paid from electric and natural gas savings; **(5)** the receipt and deposit of funds from Oncor Electric Delivery in the Oncor Rebate Fund; and **(6)** the City Manager to repay the State of Texas Energy Conservation Office LoanSTAR Fund loan over a ten-year period, plus interest, using savings in the City's annual electricity and natural gas budgets - Total not to exceed \$2,718,022, plus interest - Financing: State of Texas Energy Conservation Office LoanSTAR Funds (\$2,147,152) and Current Funds (\$570,870) (subject to annual appropriations)

Councilmember Kingston requested addendum addition consent agenda item 11 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, addendum addition consent agenda item 11 was brought up for consideration.

Mayor Rawlings requested addendum addition consent agenda items 11-13 be simultaneously read into the record by the city secretary to allow consideration of the items under one motion; there was no objection voiced to his request.

Councilmember Kingston moved to adopt addendum addition consent agenda items 11-13.

Motion seconded by Mayor Pro Tem Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2154

Addendum Addition 12: Authorize **(1)** the acceptance of a loan from the State of Texas Energy Conservation Office LoanSTAR Funds in the amount of \$2,741,374 to be repaid from electric savings, plus interest, beginning in FY 2014-15 for a period of ten years; **(2)** the establishment of appropriations in an amount not to exceed \$2,741,374 in the State of Texas Energy Conservation Office LoanSTAR Fund; **(3)** the acceptance of energy efficiency rebates from Oncor in the amount of \$1,861,650; **(4)** the establishment of appropriations in an amount not to exceed \$1,861,650 in the Oncor Rebate Fund; and **(5)** Supplemental Agreement No. 2 to the contract with Baker Roofing Company dba Baker Renewable Energy for construction of Photovoltaic Solar arrays at the Dallas Convention Center, City Hall, and Jack Evans Police Headquarters in an amount not to exceed \$4,603,024 - Total amount not to exceed \$4,603,024 - Financing: State of Texas Energy Conservation Office LoanSTAR Funds (\$2,741,374) and Oncor Rebate Funds (\$1,861,650)

Councilmember Kingston requested addendum addition consent agenda item 12 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, addendum addition consent agenda item 12 was brought up for consideration.

Mayor Rawlings requested addendum addition consent agenda items 11-13 be simultaneously read into the record by the city secretary to allow consideration of the items under one motion; there was no objection voiced to his request.

Councilmember Kingston moved to adopt addendum addition consent agenda items 11-13.

Motion seconded by Mayor Pro Tem Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2155

Addendum Addition 13: Authorize **(1)** the acceptance of a loan from the State of Texas Energy Conservation Office LoanSTAR Funds in the amount of \$4,706,995 to be repaid plus interest beginning in FY 2014-15 for a period of ten years from electric and natural gas energy savings; **(2)** the establishment of appropriations in an amount not to exceed \$4,706,995 in the State Energy Conservation Office LoanSTAR Fund; **(3)** Supplemental Agreement No. 2 to the original contract with Pepco Energy Services for construction of energy conservation related projects at 28 City facilities in an amount not to exceed \$4,706,995 (list attached) and **(4)** for measurement and verification for a period not to exceed ten years, in a total amount not to exceed \$593,137 to be paid from electric and natural gas savings; **(5)** the acceptance, deposit, and establishment of appropriations of rebates from Oncor Electric Delivery in the Oncor Rebate Funds; and **(6)** the City Manager to repay the State Energy Conservation Office loan over a ten year period, plus interest, from State of Texas Energy Conservation Office Loan Repayment Fund using savings in the City's annual electricity and natural gas budgets - Total not to exceed \$5,300,132, plus interest - Financing: State of Texas Energy Conservation Office LoanSTAR Funds (\$4,706,995) and Current Funds (\$593,137) (subject to annual appropriations)

Councilmember Kingston requested addendum addition consent agenda item 13 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, addendum addition consent agenda item 13 was brought up for consideration.

Mayor Rawlings requested addendum addition consent agenda items 11-13 be simultaneously read into the record by the city secretary to allow consideration of the items under one motion; there was no objection voiced to his request.

Councilmember Kingston moved to adopt addendum addition consent agenda items 11-13.

Motion seconded by Mayor Pro Tem Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2156

Addendum Addition 14: Authorize the **(1)** deposit of the amount awarded by the Special Commissioners in the lawsuit styled City of Dallas v. Dallas Demolition Excavating Company, Inc., et al, Cause No. CC-13-02732-A, pending in County Court at Law No. 1, for acquisition from Dallas Demolition Excavating Company, Inc., et al, of approximately 67,795 square feet of land located near the intersection of Stokes Street and Hull Avenue for the South Central/Joppa Gateway Project; and **(2)** settlement of the lawsuit for an amount not to exceed the amount of the Special Commissioners award - Not to exceed \$11,000 (\$9,000 being the amount of the award, plus closing costs and title expenses not to exceed \$2,000); an increase of \$2,600 from the amount Council originally authorized for this acquisition - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2157

Addendum Addition 15: Authorize the **(1)** deposit of the amount awarded by the Special Commissioners in the lawsuit styled City of Dallas v. Dolores Burdine, et al, Cause No. CC-13-02714-E, pending in County Court at Law No. 5, for acquisition from Dolores Burdine, et al, of 680 square feet of land and 351 square feet for a temporary construction easement located near the intersection of North Beckley Avenue and West Commerce Street for the Beckley Avenue Improvement Project; and **(2)** settlement of the lawsuit for an amount not to exceed the amount of the Special Commissioners award - Not to exceed \$39,960 (\$36,960 being the amount of the award, plus closing costs and title expenses not to exceed \$3,000); an increase of \$33,296 from the amount Council originally authorized for this acquisition - Financing: 1998 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2158

Addendum Addition 16: An ordinance abandoning a portion of an alley to QuikTrip Corporation, the abutting owner, containing approximately 4,000 square feet of land, located near the intersection of Zang Boulevard and 12th Street, authorizing the quitclaim, and providing for the dedication of approximately 3,348 square feet of land needed for right-of-way - Revenue: \$80,000, plus the \$20 ordinance publication fee

Councilmember Griggs moved to adopt the item and pass the ordinance.

Motion seconded by Councilmember Greyson and unanimously adopted.

Assigned ORDINANCE NO. 29229

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2159

DESIGNATED PUBLIC SUBSIDY MATTERS

Addendum Addition 17: Authorize a seventh amendment to the Management Services Contract, Phase II, with Bridge Steps to increase the FY 2013-14 budget agreement to \$6,305,252 - Not to exceed \$748,434, from \$5,556,818 to \$6,305,252 - Financing: 2012-13 Emergency Solutions Grant Funds (\$370,155); and 2013-14 Emergency Solutions Grant Funds (\$378,279)

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 Mayor Pro Tem Atkins and Councilmember Davis and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2160

Addendum addition 18: Zoning Case Z134-115(MW)

The consent zoning docket, consisting of agenda items 75-83 and addendum addition item 18, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Subarea A of Planned Development District No. 765 on the east side of Preston Road, south of Mapleshade Lane.

Recommendation of Staff and CPC: Approval, subject to an attached signage plan and conditions.

Later in the meeting, the city secretary, having not read addendum addition item 18 as part of the consent zoning docket, requested the item be considered as an individual item; there was no objection voiced to her request.

Addendum addition item 18 was read into the record.

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

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

Motion seconded by Mayor Pro Tem Atkins and unanimously adopted.

Assigned ORDINANCE NO. 29230

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2161

Addendum addition 19: Zoning Case Z123-149(MW) - INDIVIDUAL

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for GR General Retail Subdistrict uses, removal of the D Liquor Control Overlay, and an ordinance granting the termination of the deed restrictions on property zoned GR General Retail and P Parking Subdistricts in Planned Development District No. 193, the Oak Lawn Special Purpose District with an H/22 Historic Overlay No. 22 on the west corner of Cedar Springs Road and Oak Lawn Avenue.

Recommendation of Staff: Approval of a Planned Development Subdistrict, subject to a development/landscape plan and conditions; approval of a D-1 Liquor Control Overlay in lieu of removal of the D Liquor Control Overlay; and approval of the termination of deed restrictions

Recommendation of CPC: Approval of a Planned Development Subdistrict, subject to a development/landscape plan and conditions; approval of the removal of the D Liquor Control Overlay; and approval of the termination of deed restrictions.

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:

Karl Crawley, 900 Jackson St., representing the applicant

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

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

Assigned ORDINANCE NO. 29231

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2162

DESIGNATED ZONING CASES - INDIVIDUAL

Addendum addition 20: Zoning Case Z123-285(RB)

A public hearing to receive comments regarding a City Plan Commission authorized hearing to determine the proper zoning on property zoned Planned Development District No. 619 with consideration given to appropriate use regulations and development standards within Planned Development District No. 619 in an area bounded by the centerlines of Pacific Avenue, Harwood Street, Jackson Street and Griffin Street and an ordinance granting the amendment.

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

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," City Secretary Rios read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

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

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

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

Assigned ORDINANCE NO. 29232

“CORRECTED”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

DECEMBER 11, 2013

13-2163

SPECIAL PROVISION SIGN DISTRICT DESIGNATED ZONING CASES - INDIVIDUAL

Addendum addition 21: A public hearing to receive comments regarding an application for and an ordinance granting the creation of a new subdistrict within the Farmers Market Special Provision Sign District Section 51A-7.1600, of the Dallas City Code, to increase signage and allow attached premise signs in an area generally bounded by Marilla Street, South Cesar Chavez Boulevard, East R.L. Thornton Freeway and South Harwood Street.

Recommendation of Staff and CPC: Approval, subject to amended ordinance language for icon and rooftop signage.

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 the city plan commission’s recommendation.

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

Kirk Williams, 2728 N. Harwood St., representing the applicant

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

Motion seconded by Councilmember Griggs and Councilmember Kadane.

The following individual addressed the city council regarding the item:

Brian Bergersen, 4308 Beechwood Ln., developer

After discussion, Councilmember Medrano moved to amend his motion to adopt the item and hold the 2,500 square feet detached non-premise sign to come back at a later date.

Councilmember Griggs and Councilmember Kadane, who seconded the original motion, also accepted the amendment.

Mayor Rawlings declared the motion adopted.

Assigned ORDINANCE NO. 29233

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

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

EXHIBIT C