

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, APRIL 9, 2014

14-0580

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

PRESENT: [15] Rawlings, Atkins, Alonzo, Griggs, Medrano, Hill, Caraway, Callahan, Davis (\*9:05 a.m.), Kadane, Allen, Kleinman, Greyson (\*9:10 a.m.), Gates (\*9:03 a.m.), Kingston (\*9:07 a.m.)

ABSENT: [0]

The meeting was called to order at 9:02 a.m.

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

The invocation was given by Rachel Triska, Transformational Architect at Life in Deep Ellum.

Councilmember Allen 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 1:40 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, APRIL 9, 2014

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, APRIL 9, 2014

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0581

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: Richard Sheridan, 11661 Dennis Rd. (handout provided)  
REPRESENTING: Awakening Citizens  
SUBJECT: Jericho Day 6/Jesus/Caiaphas

SPEAKER: William Hopkins, 2011 Leath St. (handout provided)  
SUBJECT: FBI/DPD/Media

SPEAKER: Robert Ceccarelli, 1822 Young St.  
SUBJECT: Home Rule/Education/Discipline

SPEAKER: Henry Raynard Williams, 3807 Aransas St.  
SUBJECT: DPD complaint

SPEAKER: Juanita Wallace, 1409 S. Lamar St. (handout provided)  
SUBJECT: Home Rule School

Councilmember Griggs requested to suspend Section 6.3 of the City Council Rules of Procedure to allow the following individual to speak in the morning; there was no objection voiced to his request.

SPEAKER: LaKolya London, 1411 N. Cockrell Hill Dr.  
SUBJECT: What is really going on in Dallas

**OPEN MICROPHONE – END OF MEETING:**

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd.  
SUBJECT: Southlake

SPEAKER: Linh Quach, 1200 Main St.  
SUBJECT: Klyde Warren Park

SPEAKER: Randolph Shaheed, 1155 Greenbrook Dr., DeSoto, TX  
SUBJECT: Homeless/Recidivism

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0582

Item 1: Approval of Minutes of the March 26, 2014 City Council Meeting

Councilmember Kadane moved to adopt the minutes of the March 26, 2014 City Council Meeting.

Motion seconded by Councilmember Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0583

CONSENT AGENDA

The consent agenda, consisting of consent agenda items 2-31 and addendum addition consent agenda items 1-5, was presented for consideration.

Councilmember Kleinman requested consent agenda item 13 and addendum addition consent agenda items 3, 4 and 5 be considered as individual items later in the meeting; there was no objection voiced to his request.

Councilmember Kingston requested consent agenda items 14, 20 and 27 be considered as individual items later in the meeting; there was no objection voiced to his request.

Councilmember Greyson requested consent agenda item 23 and addendum addition consent agenda items 3, 4 and 5 be considered as individual items 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 13, 14, 20, 23, 27 and addendum addition consent agenda items 3, 4 and 5.

Motion seconded by Councilmember Kadane and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0584

Item 2: Authorize Supplemental Agreement No. 4 to the lease with the Federal Aviation Administration to relocate office space for the contract weather observer station due to the Love Field Modernization Program, reducing the terminal office space at Dallas Love Field from 450 to 150 square feet through the term of the lease, which expires September 30, 2016 - Financing: Estimated Annual Revenue: \$1,500

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0585

Item 3: Authorize a one-year service contract, with a one-year renewal option, for janitorial services at various Aviation locations - UBM Enterprise, Inc., lowest responsible bidder of eleven - Not to exceed \$862,916 - Financing: Aviation Current Funds (subject to appropriations)

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0586

Item 4: Authorize a three-year construction service contract for the purchase, installation and installation training of metal guard rails and guard rail components for Street Services - Odum Services, L.P., lowest responsible bidder of four - Not to exceed \$1,648,610 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0587

Item 5: Authorize **(1)** a software license agreement for a vendor hosted golf course pro shop point of sale software system for Park and Recreation in the amount of \$3,500; and **(2)** a five-year service contract for maintenance and support in the amount of \$112,500 - Pro-Shopkeeper Computer Software Co., Inc. dba Club Prophet Systems, most advantageous proposer of six - Total not to exceed \$116,000 - Financing: Golf Improvement Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0588

Item 6: Authorize a two-year master agreement for traffic signal poles, mast arms, bases and foundations - Union Metal Corporation in the amount of \$503,465 and Component Products, Inc. in the amount of \$141,250, lowest responsible bidders of four - Total not to exceed \$644,715 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0589

Item 7: Authorize a three-year master agreement for deicing chemicals for Aviation - Cryotech Deicing Technology in the amount of \$383,580 and Nachurs Alpine Solutions Corp. in the amount of \$765,000, lowest responsible bidders of two - Total not to exceed \$1,148,580 - Financing: Aviation Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0590

Item 8: Authorize Supplemental Agreement No. 2 to the professional services contract with Helmer Engineering, Inc., for additional engineering consulting services in the review of Dallas Water Utilities Projects - Not to exceed \$50,000, from \$75,000 to \$125,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0591

Item 9: Authorize the second amendment to the contract with the Department of State Health Services to accept additional grant funds for the continuation of the Special Supplemental Nutrition Program for the Women, Infants and Children Program for the period April 1, 2014 through September 30, 2014 - Not to exceed \$7,667,224, from \$7,213,207 to \$14,880,431 - Financing: Department of State Health Services Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0592

Item 10: Authorize a contract with the Museum of African American Life and Culture for services provided to the City through the Cultural Services Contracts Program for the period October 1, 2013 through September 30, 2014 - Not to exceed \$108,828 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0593

Item 11: Authorize a five-year maintenance agreement, with one five-year renewal option, with the DFW Cricket Club to maintain the cricket pitch at Trammell Crow Lake Park located at 3700 Sylvan Avenue - Financing: No cost consideration to the City

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0594

Item 12: Authorize **(1)** an application for and acceptance of the AFIS Technology Program Focused on Violent Crimes grant from the Office of the Governor, Criminal Justice Division, to enhance public safety for the citizens of Dallas and solve additional violent crimes by fully utilizing available AFIS technology while enhancing collaboration with local area law enforcement agencies for the period October 1, 2013 through June 30, 2014; and **(2)** execution of the grant agreement - Not to exceed \$59,443 - Financing: Office of the Governor, Criminal Justice Division Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0595

Item 13: Authorize a Memorandum of Understanding with the Financial Crimes Enforcement Network, U.S. Department of the Treasury to permit access to all private banking and financial information that is protected under the bank secrecy act to assist in financial crime investigations - Financing: No cost consideration to the City

Councilmember Kleinman requested 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, consent agenda item 13 was brought up for consideration.

Councilmember Kleinman moved to deny the item.

Motion seconded by Councilmember Griggs.

Councilmember Callahan moved a substitute motion to postpone the item to allow city council to be briefed prior to consideration.

Motion seconded by Councilmember Medrano.

After discussion, Councilmember Callahan moved to withdraw his substitute motion to postpone the item to allow city council to be briefed prior to consideration.

Councilmember Medrano, who seconded the substitute motion, also withdrew his second to the motion.

Councilmember Callahan moved a substitute motion to postpone the item to allow city council to be briefed prior to consideration if there were insufficient votes to approve the item.

Mayor Rawlings stated the motion was not allowed under Roberts Rule of Order. Therefore, the motion was not considered.

Councilmember Greyson moved a substitute motion to adopt the item.

Motion seconded by Councilmember Hill.

Mayor Pro Tem Atkins requested a record vote on the motion.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

14-0595

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Mayor Rawlings called for a vote on Councilmember Greyson's substitute motion to adopt the item:

Technical difficulties with the voting system arose which did not allow some councilmembers to cast their vote for the record. Therefore, the voting queue was cleared and the councilmembers re-cast their votes on Councilmember Greyson's substitute motion to adopt the item:

Voting Yes: [13] Rawlings, Atkins, Alonzo, Griggs, Medrano, Hill,  
Caraway, Callahan, Davis Kadane, Allen, Greyson,  
Gates

Voting No: [2] Kleinman, Kingston

The city secretary declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0596

Item 14: Authorize a professional services contract with G and S Consulting Engineers, LLC for consulting, evaluation and design services for the heating, ventilation and air conditioning system improvements for the Kalita Humphreys Theater located at 3636 Turtle Creek Boulevard - Not to exceed \$76,000 - Financing: 2006 Bond Funds

Councilmember Kingston requested consent agenda item 14 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 14 was brought up for consideration.

Councilmember Kingston moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0597

Item 15: Authorize Supplemental Agreement No. 6 to the professional services contract with TranSystems Corporation for the addition of streetscape improvements on Main Street from Good Latimer Expressway to Exposition Avenue to the Deep Ellum Streetscape Project - Not to exceed \$69,760, from \$1,334,320 to \$1,404,080 - Financing: General Obligation Commercial Paper Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0598

Item 16: Authorize acquisition from Louie Travis Dodd, of two tracts of land containing a total of approximately 5,554 square feet located near the intersection of Telephone and Ray Roads for the Telephone Road S.H. 342 to Bonnie View Project - Not to exceed \$16,984 (\$14,388, plus closing costs and title expenses not to exceed \$2,596) - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0599

Item 17: Authorize acquisition from Meadow Wood Homes, Inc., of approximately 44,178 square feet of land located in Kaufman County for the Lake Tawakoni 144-inch Pipeline Project - Not to exceed \$35,000 (\$32,550, plus closing costs and title expenses not to exceed \$2,450) - Financing: Water Utilities Capital Construction Funds (\$25,000) and Water Utilities Capital Improvement Funds (\$10,000)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0600

Item 18: Authorize acquisition from Tamale Partners, LTD., of two tracts of land containing a total of approximately 15,182 square feet located near the intersection of Garland Road and Gaston Parkway for the Dallas Arboretum - 8658 and 8702 Garland Road Project - Not to exceed \$377,200 (\$372,200, plus closing costs and title expenses not to exceed \$5,000) - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0601

- Item 19: Authorize an actual reasonable moving and related expenses-nonresidential payment for Roy L. Smith, Inc., who has been displaced as a direct result of property acquisition consisting of a tract of land containing approximately 10,260 square feet located in Block 19/3135 for public use in conjunction with the Zang-Davis Median Improvement Project - Not to exceed \$220,278 - Financing: 2010-11 Community Development Block Grant Reprogramming Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0602

Item 20: Authorize a four-year lease extension with Pan Coastal Limited Partnership for a total of approximately 33,967 square feet of office space located at 2121 Main Street for the Capital Improvements staff of the Water Utilities Department for the period April 24, 2014 through April 23, 2018 - Not to exceed \$1,970,087 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Councilmember Kingston requested consent agenda item 20 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 20 was brought up for consideration.

Councilmember Kingston moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0603

Item 21: A resolution authorizing the conveyance of a wastewater easement with a temporary construction easement containing a total of approximately seven acres of land to the Trinity River Authority for the construction and maintenance of wastewater facilities across City-owned land located near the intersection of Lake Crest Drive and Jefferson Boulevard - Revenue: \$14,360

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0604

Item 22: A resolution declaring two tracts of undevelopable City-owned land, containing a total of approximately 17,259 square feet located near the intersection of Denton Drive and Manor Way, as unwanted and unneeded, and authorizing its sale to Viceroy Delivery, L.P., the abutting owner - Revenue: \$134,000

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0605

Item 23: A resolution authorizing the acknowledgment of termination and release of the ground lease and the related City's sublease rights, to Ricchi Dallas Investments, LLC, fee simple owner, which were granted in Ordinance 21979 for the benefit of the public and providing public pedestrian access to complete the Missing Link of the Pedestrianway System under Akard Street adjacent to Blocks 60 and 75 and the west half of Block 75 pursuant to the Easement/Sublease and Operating Agreement ("Pedestrianway Agreement") and in exchange, Ricchi Dallas Investments, LLC shall dedicate to the City a perpetual access easement to provide the public continued access to adjacent portions of the Pedestrianway via a stairwell located near the intersection of Akard Street and Pacific Avenue - Revenue: \$5,400

Councilmember Greyson requested consent agenda item 23 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 23 was brought up for consideration.

Councilmember Greyson moved to adopt the item with the access point available only for Police and Fire (public safety).

Motion seconded by Councilmember Caraway.

Councilmember Kingston moved a substitute motion to remand the item to the Economic Development Council Committee.

Motion seconded by Councilmember Kadane.

After discussion, Councilmember Kingston moved to withdraw his substitute motion.

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

Councilmember Kingston moved a substitute motion to adopt the item as presented.

Motion seconded by Councilmember Hill.

At Councilmember Hill's request, the following individual addressed the city council regarding the item:

John Crawford, 901 Main St., representing the applicant

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

14-0605

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Mayor Rawlings announced after action was taken on the item, the city manager would go ahead and place the issue on the agenda for a city council briefing.

After further discussion, Councilmember Greyson moved to withdraw her original motion to adopt the item with the access point available only for Police and Fire (public safety).

Councilmember Caraway, who seconded the original motion, also withdrew his second to the motion.

Mayor Rawlings called the vote on Councilmember Kingston's substitute motion to adopt the item as presented and declared the item unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0606

Item 24: An ordinance granting a private license to Cedar Springs PT MFA, L.P. for approximately 873 square feet of land to install and maintain stairs on portions of Cedar Springs Road and Dickason Avenue located near its intersection with Sale Street - Revenue: \$7,019 annually, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29308

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0607

Item 25: An ordinance abandoning a wastewater easement to International Center Development XVIII, LLC., the abutting owner, containing approximately 2,925 square feet of land, located near the intersection of Harwood and Wolf Streets - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29309



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0608

Item 26: An ordinance abandoning portions of a flood and impoundment easement to Lincoln Royal Phase I LP and Lincoln Royal Phase II LP, the abutting owners, containing approximately 68,359 square feet of land, located near the intersection of Royal Lane and Luna Road, and authorizing the quitclaim - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29310

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0609

Item 27: An ordinance abandoning a portion of Paris Street and alley to the City of Dallas, the abutting owner, containing approximately 1,554 square feet of land, located near the intersection of R. L. Thornton Freeway and Pocahontas Street - Financing: This action has no cost consideration to the City

Councilmember Kingston requested consent agenda item 27 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 27 was brought up for consideration.

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

Motion seconded by Councilmember Caraway and unanimously adopted.

Assigned ORDINANCE NO. 29311

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0610

Item 28: An ordinance abandoning portions of Montie Street, an alley and a street easement, containing a total of approximately 27,361 square feet of land, located near the intersection of Bertrand and Scyene Streets to True Lee Missionary Baptist Church (also known as True Lee Baptist Church), Frazier Revitalization, Inc. and Frazier HS, L.P., the abutting owners, and authorizing the quitclaim - Revenue: \$25,910, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29312

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0611

Item 29: An ordinance abandoning a portion of a street easement within Northwest Highway to Bookmark, L.L.C., the abutting owner, containing approximately 2,986 square feet of land, located near the intersection of Northwest Highway and Shady Brook Lane, and authorizing the quitclaim - Revenue: \$59,720, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29313

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0612

Item 30: An ordinance abandoning an alley and portions of Brown Street, containing a total of approximately 15,812 square feet of land, located near the intersection of Sadler Circle and Inwood Road, to Corrigan Investment Partners, LP and Red Barn Holdings, LP, the abutting owners, authorizing the quitclaim - Revenue: \$381,888, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29314

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0613

Item 31: Authorize a professional services contract with MWH Americas, Inc. to provide engineering services for **(1)** the replacement and rehabilitation of water and wastewater mains at 19 locations (list attached); and **(2)** a Sanitary Sewer Alignment Study for identified capacity improvement needs within the Bachman Creek Area Sewer Shed - Not to exceed \$1,618,953 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0614

Item 32: Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)

The city secretary distributed a report showing all nominations and re-nominations received for city board and commission appointments for the 2013-2015 board term, with term ending September 30, 2015, updated through APRIL 9, 2014.

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

The city secretary noted an amended report was distributed for officer appointments as one nominee had been withdrawn; and announced ballots would be distributed later in the meeting to allow the casting of votes on the appointment of vice-chair to the city plan and zoning commission as 2 (re)nominees remained: Robert "Bobby" Abtahi and Michael W. Anglin.

Deputy Mayor Pro Tem Alonzo moved to appoint the following:

- Paul R. Fahrenbruch, Experience in Historic Preservation, to the Landmark Commission;
- Michael P. LoVuolo, Vice-Chair, to the Community Development Commission; and
- nominees to "individual appointment" positions.

Motion seconded by Mayor Pro Tem Atkins and unanimously adopted.

Ballots were distributed to the city council for the casting of votes on the 2 (re)nominees submitted for vice-chair of the city plan and zoning commission: Robert "Bobby" Abtahi and Michael W. Anglin. In order to allow the city secretary's office time to calculate the results of the balloting, the item was held for later in the meeting.

Later in the meeting and at the request of Mayor Rawlings, the city secretary announced the following individual received 9 of the 15 votes cast for the appointment of vice-chair to the city plan and zoning commission and was therefore duly appointed:

Robert "Bobby" Abtahi

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

14-0614

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

<b>14-5850</b>	<b>BOA</b>	<b>BOARD OF ADJUSTMENT</b>
<b>14-5851</b>	<b>JNC</b>	<b>JUDICIAL NOMINATING COMMISSION</b>
<b>14-5852</b>	<b>LMC</b>	<b>LANDMARK COMMISSION</b>
<b>14-5853</b>		<b>BOARD OFFICERS</b>



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0615

Item 33: Authorize on-site reconstruction of one home in accordance with the requirements of the Reconstruction Program Statement for the property located at 2507 Harlandale Avenue - Total not to exceed \$103,000 - Financing: 2009-10 HOME Investment Partnership Program Grant Funds (\$7,927); 2011-12 HOME Investment Partnership Program Grant Funds (\$99) and 2012-13 HOME Investment Partnership Program Grant Funds (\$94,974)

The city secretary announced the city attorney's office determined agenda item 33 was a designated public subsidy matter and therefore required two seconds.

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 Caraway moved to adopt the item.

Motion seconded by Mayor Pro Tem Atkins and Councilmember Hill.

Mayor Rawlings called the vote on the motion.

Mayor Rawlings declared the motion adopted on a divided vote with Councilmember Greyson voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0616

DESIGNATED PUBLIC SUBSIDY MATTERS

**Sports Arena TIF District -  
3011 Gulden Lane & 331 Singleton Boulevard**

**Note:** Item Nos. 34 and 35  
must be considered collectively.

Item 34: Authorize a development agreement with Trinity Groves, LLC to dedicate future TIF revenues, pursuant to the Sports Arena TIF District Grant Program to subsidize costs related to the development of Trinity Groves Phases I & II in the West Dallas Sub-district of Tax Increment Financing Reinvestment Zone Seven (Sports Arena TIF District), in an amount not to exceed \$3,505,000 in the form of a TIF Grant from revenues accruing to Tax Increment Financing Reinvestment Zone Seven (Sports Arena TIF District) - Not to exceed \$3,505,000 - 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 moved to adopt agenda items 34-35.

Motion seconded by Councilmember Medrano and Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0617

DESIGNATED PUBLIC SUBSIDY MATTERS

**Sports Arena TIF District -  
3011 Gulden Lane & 331 Singleton Boulevard**

**Note:** Item Nos. 34 and 35  
must be considered collectively.

Item 35: A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Seven (Sports Arena TIF District) to reimburse Trinity Groves, LLC, up to \$3,505,000, inclusive of a portion of the TIF subsidy in the form of an Economic Development TIF Grant, for TIF-eligible project costs pursuant to the development agreement with Trinity Groves, LLC - Financing: No cost consideration to the City

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

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

Deputy Mayor Pro Tem Alonzo moved to adopt agenda items 34-35.

Motion seconded by Councilmember Medrano and Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0618

The consent zoning docket, consisting of agenda items 36-39, was presented for consideration.

Agenda items 36 and 39 were removed from the consent zoning docket to be considered as individual hearings.

~~Agenda item 36: Zoning Case Z123-108(OTH)~~ [considered individually]

Agenda item 37: Zoning Case Z123-350(RB)

Agenda item 38: Zoning Case Z134-107(MW)

~~Agenda item 39: Zoning Case Z134-154(CG)~~ [considered individually]

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

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

Ofelia Ortega, 1111 S. Glasgow, opposition to agenda item 38

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

At Councilmember Medrano's request, the following individual addressed the city council:

Robert Reeves, 3807 Vinecrest Dr., representing the applicant, spoke on agenda item 38

Councilmember Medrano moved to close the public hearings, accept the recommendations of the city plan commission on the consent zoning cases and pass the ordinances.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0619

Item 36: Zoning Case Z123-108(OTH)

The consent zoning docket, consisting of agenda items 36-39, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of and an amendment to Specific Use Permit No. 370 for a child-care facility and to add a community service center use on property zoned an R-5(A) Subdistrict within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District on the north corner of Leland Avenue and Marburg Street.

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

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

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

Later in the meeting, consent zoning agenda item 36 was brought up for consideration.

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 staff's recommendation with the following change:

- no automatic renewals

and pass the ordinance.

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

Assigned ORDINANCE NO. 29315

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0620

Item 37: Zoning Case Z123-350(RB)

The consent zoning docket, consisting of agenda items 36-39, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to and expansion of Planned Development District No. 849 with the expansion area zoned Tracts 1 and 3 of Planned Development District No. 716 and an R-5(A) Single Family Subdistrict of Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District, on property generally bounded by Bertrand Avenue, Imperial Street, Montie Street, Lagow Street, Hatcher Street, and Scyene Road.

Recommendation of Staff and CPC: Approval, subject to a conceptual plan, Tract 1 development plan, Tract 1 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. 29316

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0621

Item 38: Zoning Case Z134-107(MW)

The consent zoning docket, consisting of agenda items 36-39, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an open-enrollment charter school on property zoned Subarea A in Planned Development District No. 134 on the north corner of East Grand Avenue and South Glasgow Drive.

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

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

Ofelia Ortega, 1111 S. Glasgow

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

At Councilmember Medrano's request, the following individual addressed the city council:

Robert Reeves, 3807 Vinecrest Dr., representing the applicant

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 29317

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0622

Item 39: Zoning Case Z134-154(CG)

The consent zoning docket, consisting of agenda items 36-39, 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. 1334 for a Child-care facility on property zoned an R-7.5(A) Single Family District, on the west side of North St. Augustine Drive, north of Elam Road.

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

Councilmember Callahan requested consent zoning agenda item 39 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Later in the meeting, consent zoning agenda item 39 was brought up for consideration.

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

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

- The child-care facility may only operate between 6:00 a.m. and 6:00 p.m., Monday through Friday

and pass the ordinance.

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

Assigned ORDINANCE NO. 29318



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0623

Item 40: Zoning Case Z123-298(RB) - INDIVIDUAL

A public hearing to receive comments regarding an application for and an ordinance granting a WMU-3 Walkable Mixed Urban Use District within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District, on property zoned as a CC Community Commercial Subdistrict and an RS-C Regional Service-Commercial Subdistrict within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District, on property at the east corner of Hatcher Street and Racell Street with consideration being given to the granting of a Planned Development District for Mixed Uses.

Recommendation of Staff: Approval, subject to a Shopfront (-SH) Overlay.

Recommendation of CPC: Approval for a Planned Development District for Mixed Uses, subject to a development plan and revised 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 Councilmember Hill and unanimously adopted. (Atkins, Kleinman absent when vote taken)

Assigned ORDINANCE NO. 29319

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0624

MISCELLANEOUS HEARINGS

Item 41: A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from the Sam Houston Elementary School required by Section 6-4 of the Dallas City Code to allow a restaurant with a mixed beverage permit pursuant to Chapter 28 of the Texas Alcoholic Beverage Code with a food and beverage certificate [Dallas Pub Venture, LLC, DBA Cedar Springs Tap House] on property on the south side of Cedar Springs Road, between Douglas Avenue and Knight Street - AV134-003(JH) - Financing: No cost consideration to the City

The city secretary announced the item would require two seconds as the item provides for an alcohol variance.

The following individuals addressed the city council regarding the item:

Richard Sheridan, 11301 Dennis Rd.  
Marvin Crenshaw, 5134 Malcolm X. Blvd.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0625

Addendum Addition 1: Authorize the sale of one front-end loader through a public auction on March 21, 2014 to A. Glenn Roberts, highest bidder of eight - Revenue: \$25,200

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0626

Addendum Addition 2: Authorize the **(1)** deposit of the amount awarded by the Special Commissioners in the lawsuit styled City of Dallas v. Mary Lee Frazer, et al, Cause No. CC-13-05799-A, pending in County Court at Law No. 1, for acquisition of approximately one acre of unimproved land, being that portion of Long Acre Lane extending south from Great Trinity Forest Way, for the Trinity River Corridor Project - Audubon Center; and **(2)** settlement of the lawsuit for an amount not to exceed the award of the Special Commissioners - Not to exceed \$114,200 (\$110,000 being the amount of the award, plus closing costs and title expenses not to exceed \$4,200); an increase of \$27,600 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

APRIL 9, 2014

14-0627

Addendum Addition 3: Authorize a professional services contract for engineering design services with Pacheco Koch Consulting Engineers, Inc. for improvements associated with the Elam Road and Simpkins Remediation - Not to exceed \$842,290 - Financing: Stormwater Drainage Management Capital Construction Funds (\$257,960) and Public/Private Partnership Funds (\$584,330)

Councilmember Kleinman and Councilmember Greyson requested addendum addition consent agenda item 3 be considered as an individual item later in the meeting; there was no objection voiced to their request.

Later in the meeting, addendum addition consent agenda item 3 was brought up for consideration.

The city secretary announced, at the request of Mayor Pro Tem Atkins, addendum addition consent agenda items 3-5 would be simultaneously read into the record to allow consideration of the items under one motion; there was no objection voiced to the request.

Addendum addition consent agenda items 3-5 were read into the record.

Mayor Pro Tem Atkins moved to adopt addendum addition consent agenda items 3-5.

Motion seconded by Councilmember Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0628

Addendum Addition 4: Authorize a construction contract with L. D. Kemp Excavating, Inc., lowest responsible bidder of six, for closed landfill improvements associated with the Simpkins Remediation located at 5950 Elam Road, 6300 Great Trinity Forest Way Boulevard, and 809 Pemberton Hill Road - Not to exceed \$2,530,277 - Financing: Stormwater Drainage Management Capital Construction Funds

Councilmember Kleinman and Councilmember Greyson requested addendum addition consent agenda item 4 be considered as an individual item later in the meeting; there was no objection voiced to thier request.

Later in the meeting, addendum addition consent agenda item 4 was brought up for consideration

The city secretary announced, at the request of the Mayor Pro Tem Atkins, addendum addition consent agenda items 3-5 would be simultaneously read into the record to allow consideration of the items under one motion; there was no objection voiced to the request.

Addendum addition consent agenda items 3-5 were read into the record.

Mayor Pro Tem Atkins moved to adopt addendum addition consent agenda items 3-5.

Motion seconded by Councilmember Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0629

Addendum Addition 5: Authorize Supplemental Agreement No. 1 to the engineering services contract with Terracon Consultants, Inc. for additional detailed environmental investigation, assessment, remedial designs, and coordination with Texas Commission on Environmental Quality (TCEQ) associated with Simpkins Remediation located at 5950 Elam Road and 6300 Great Trinity Forest Way Boulevard - Not to exceed \$273,720, from \$814,464 to \$1,088,184 - Financing: Stormwater Drainage Management Capital Construction Funds (\$273,720)

Councilmember Kleinman and Councilmember Greyson requested addendum addition consent agenda item 5 be considered as an individual item later in the meeting; there was no objection voiced to thier request.

Later in the meeting, addendum addition consent agenda item 5 was brought up for consideration.

The city secretary announced, at the request of the Mayor Pro Tem Atkins, addendum addition consent agenda items 3-5 would be simultaneously read into the record to allow consideration of the items under one motion; there was no objection voiced to the request.

Addendum addition consent agenda items 3-5 were read into the record.

Mayor Pro Tem Atkins moved to adopt addendum addition consent agenda items 3-5.

Motion seconded by Councilmember Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0630

DESIGNATED PUBLIC SUBSIDY MATTERS

Addendum Addition 6: Authorize a housing development loan in an amount not to exceed \$63,000 with East Dallas Community Organization (EDCO), a certified Community Housing Development Organization (CHDO) for the construction of two affordable single family homes located at 4529 and 4531 Garland Avenue - Not to exceed \$63,000 - Financing: 2012-13 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 Medrano moved to adopt the item.

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



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0631

DESIGNATED PUBLIC SUBSIDY MATTERS

Addendum Addition 7: Authorize a housing development loan in an amount not to exceed \$283,363 with South Dallas Fair Park Inncity Community Development Corporation (ICDC), a certified Community Housing Development Organization (CHDO), for construction of four (4) affordable single family homes for the Pittman development project located along the 3100 block of Lenway Street - Not to exceed \$283,363 - Financing: 2012-13 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 Mayor Pro Tem Atkins and Councilmember Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 9, 2014

14-0632

Addendum Addition 8: A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from Henry W. Longfellow Middle School required by Section 6-4 of the Dallas City Code to allow a restaurant with a mixed beverage permit pursuant to Chapter 28 of the Texas Alcoholic Beverage Code with a food and beverage certificate [Mesero Restaurants LLC (DBA Mesero Mexican Menu)] on property on the southeast corner of West Lovers Lane and Inwood Road - AV134-004(JH) - Financing: No cost consideration to the City

The city secretary announced the item would require two seconds as the item provides for an alcohol variance.

No one addressed the city council regarding the item.

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

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

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, APRIL 9, 2014

EXHIBIT C