

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 24, 2014

14-1580

VOTING AGENDA MEETING
CITY COUNCIL CHAMBER, CITY HALL
MAYOR PRO TEM TENNELL ATKINS, PRESIDING

PRESENT: [14] Atkins, Alonzo, Griggs (*10:04 a.m.), Medrano, Hill (*9:14 a.m.),
Caraway, Callahan (*9:17 a.m.), Davis, Kadane, Allen, Kleinman,
Greyson (*9:14 a.m.), Gates, Kingston (*9:17 a.m.)

ABSENT: [1] Rawlings**

The meeting was called to order at 9:11 a.m.

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

The invocation was given by Father Chris Canellos of The Holy Trinity Greek Orthodox Church.

Councilmember Kleinman 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 2:47 p.m.

Mayor Pro Tem

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

** Absent approved as "Official City Business" per Resolution 14-1730 on October 8, 2014.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 24, 2014

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 24, 2014

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1581

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, 11301 Dennis Rd. (handout provided)
SUBJECT: Racism/fluoride/lead poisoning

SPEAKER: William Hopkins, 2011 Leath St. (handout provided)
SUBJECT: FBI/media/RSR lead settlement

SPEAKER: Carter Jeeb, 8650 Southwestern Blvd.
SUBJECT: Uber

SPEAKER: Sandra Crenshaw, Not provided
SUBJECT: Racial discrimination/code

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Jerry Russell, 4500 S. Lancaster Rd.
SUBJECT: Plight of homeless veterans
*Note: At the request of Mayor Pro Tem Atkins, the individual was allowed to speak in the afternoon although not present when called during the Open Microphone – Beginning of Meeting portion of the meeting; there was no objection voiced to his request.

SPEAKER: Ruth Steward, 7022 Balalaika Rd.
SUBJECT: Sanitation District 1

SPEAKER: Claire Nilson, 801 S. Madison Ave.
SUBJECT: Dallas Farmers Market

SPEAKER: David Preziosi, 2922 Swiss Ave.
REPRESENTING: Preservation Dallas
SUBJECT: Demolition of downtown buildings

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1582

Item 1: Approval of Minutes of the September 10, 2014 City Council Meeting

Councilmember Kadane moved to adopt the minutes of the September 10, 2014 City Council Meeting.

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

***Note: Absent approved as “Official City Business” per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1583

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-43 and addendum addition consent agenda items 1-10.

Prior to presentation of the consent agenda, Councilmember Davis requested consent agenda item 26 be deferred until the October 22, 2014 voting meeting of the city council. Motion seconded by Deputy Mayor Pro Tem Alonzo and unanimously adopted. (Griggs absent when vote taken; Rawlings absent*)

The city secretary announced Councilmember Hill had deferred consideration of consent agenda item 16 in accordance with Subsection 7.11 of the City Council Rules of Procedure prior to the meeting.

The consent agenda, consisting of consent agenda items 2-15, 17-25, 27-43 and addendum addition consent agenda items 1-10, was presented for consideration.

Councilmember Kingston requested consent agenda items 5, 19 and addendum addition consent agenda items 2, 9 and 10 be considered as individual items later in the meeting; there was no objection voiced to his request.

Councilmember Davis moved to adopt all items on the consent agenda and addendum addition consent agenda with the exception of consent agenda items 5, 19 and addendum addition consent agenda items 2, 9 and 10.

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

***Note: Absent approved as “Official City Business” per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1584

Item 2: Authorize an acquisition contract for the purchase, installation and warranty of two x-ray inspection systems for Jack Evans Police Headquarters - Smiths Detection, Inc. through the Texas Multiple Award Schedule - Not to exceed \$80,586 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1585

Item 3: Authorize **(1)** an acquisition contract for the purchase and installation of a 911 call center reader board display system in the amount of \$100,779; and **(2)** a five-year service contract for maintenance of the 911 call center reader board display system in the amount of \$51,800 - RMG Enterprise Solutions, Inc. dba RMG Networks, most advantageous proposer of two - Total not to exceed \$152,579 - Financing: 911 System Operations Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1586

Item 4: Authorize **(1)** the rejection of bids received for heating, ventilation and air conditioning materials, equipment, parts, labor, repair and chemicals; and **(2)** the re-advertisement for new bids - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1587

Item 5: Authorize a consultant contract for an economic value of parks and benchmarking study for Park and Recreation - HR & A Advisors, Inc., most advantageous proposer of two - Not to exceed \$180,000 - Financing: Current Funds (subject to appropriations)

Councilmember Kingston requested consent agenda item 5 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 5 was brought up for consideration.

Councilmember Kleinman moved to adopt the item.

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

***Note: Absent approved as “Official City Business” per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1588

Item 6: Authorize a consultant contract to provide a comprehensive analysis of current Fire-Rescue Emergency Medical Services, development of a five-year strategic plan, development of specifications and assist with the evaluation of proposals for a Call Response Optimization Program software - Fitch & Associates, LLC, most advantageous proposer of two - Not to exceed \$274,975 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1589

Item 7: Authorize a three-year master agreement for uniform cap and coat badges for Fire-Rescue - Lawmen's & Shooters Supply, Inc., lowest responsible bidder of eight - Not to exceed \$73,278 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1590

Item 8: Authorize a three-year master agreement for janitorial supplies - Pollock Investments dba Pollock Paper Distributors in the amount of \$1,570,770, Eagle Brush & Chemical, Inc. in the amount of \$1,539,925, MANS Distributors, Inc. in the amount of \$432,100 and San Benito Textile, Inc. in the amount of \$63,050, lowest responsible bidders of ten - Total not to exceed \$3,605,845 - Financing: Current Funds (\$2,904,695), Convention and Event Services Current Funds (\$294,000), Aviation Current Funds (\$271,000), Water Utilities Current Funds (\$88,700), Stormwater Drainage Management Current Funds (\$37,500), Department of State Health Services Grant Funds (\$4,550) and 2014-15 Community Development Block Grant Funds (\$5,400)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1591

Item 9: Authorize supplemental agreement no. 3 to exercise the second renewal option to extend the term of the professional services contract with Grant Thornton LLP for audit of the City's financial operations and grant activities for fiscal year ending September 30, 2014, to be completed by September 30, 2015 - Not to exceed \$1,006,140, from \$4,031,953 to \$5,038,093 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1592

Item 10: Authorize supplemental agreement no. 4 to increase the service contract with F. Hall Mowing in the amount of \$527,033, Lindamood Demolition, Inc. in the amount of \$563,708 and RNDI Companies, Inc. in the amount of \$377,497 for asbestos abatement and demolition services for City and non-City owned structures - Total not to exceed \$1,468,238, from \$7,232,542 to \$8,700,780 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1593

Item 11: Authorize Supplemental Agreement No. 1 to the professional services contract with Fanning Harper Martinson Brandt & Kutchin, P.C. for additional services in the lawsuit styled Kelvion Walker v. Amy Wilburn, Civil Action No. 3:13-CV-04896-D - Not to exceed \$200,000, from \$50,000 to \$250,000 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1594

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

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1595

Item 13: Authorize payment to Dallas County for processing and housing prisoners at the Lew Sterrett Criminal Justice Center, pursuant to Amendment No. 4 to the Criminal Justice Center Memorandum of Agreement with Dallas County, previously approved on June 11, 1997, by Resolution No. 97-1995, for the period October 1, 2014 through September 30, 2015 - Not to exceed \$7,983,142 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1596

Item 14: Authorize contracts with child care providers pursuant to the City Child Care Services for the period October 1, 2014 through September 30, 2015 (list attached) and additional fully-licensed providers selected by eligible parents during the fiscal year - Not to exceed \$65,091 - Financing: 2014-15 Community Development Block Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1597

Item 15: An ordinance amending Chapter 34, "Personnel Rules," of the Dallas City Code by amending Sections 34-4, 34-22, 34-23, 34-24, 34-25, 34-27, 34-28, 34-35, 34-38, 34-39, 34-40, and 34-43, as amended; **(1)** providing paid leave for military service; **(2)** defining gender identity and expression; **(3)** amending the definition of sexual orientation; **(4)** reducing accrual of compensatory leave from one hour to one-half hour; **(5)** expanding city management prohibition against discrimination to include gender identity or expression, genetic characteristics, and military or veteran status; **(6)** clarifying that a hearing officer in a grievance appeal procedure shall only hear matters in the original grievance; **(7)** limiting the right to file grievances to city employees only; **(8)** increasing the number of civil service board members required to constitute a quorum to four for purposes of hearing appeals from grievance decisions and disciplinary actions against city employees; **(9)** extending the deadline to set a grievance appeal hearing; **(10)** clarifying the subpoena process for grievance appeal hearings; **(11)** extending the deadline to set a disciplinary appeal hearing; **(12)** providing additional time to set a disciplinary hearing; **(13)** clarifying the subpoena process for disciplinary appeal hearings; **(14)** assigning the authority to develop and distribute necessary administrative directives for the fair and efficient administration of the injured employees' wage supplementation plan to the director of risk management; and **(15)** making conforming, semantic, grammatical, and structural changes - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29480

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1598

Item 16: Authorize membership in Transportation Excellence for the 21st Century (TEX-21) in the amount of \$21,250 for fiscal year 2014-15 - Financing: Current Funds

The city secretary announced Councilmember Hill had deferred consideration of the item in accordance with Subsection 7.11 of the City Council Rules of Procedure prior to the meeting.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1599

Item 17: Authorize a three-year agreement with the American Red Cross (Red Cross), the Dallas Chapter, to permit the temporary use of Park and Recreation facilities, as Red Cross public shelter during a declared or undeclared natural disaster or other condition or event requiring the activation of the disaster relief functions of the Red Cross - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1600

- Item 18: Authorize **(1)** the second amendment to the Cotton Bowl Stadium Agreement with the State Fair of Texas, University of Oklahoma, The University of Texas at Austin, and the City of Dallas for the City's participation as a third party beneficiary to the State Fair/Texas OU Cotton Bowl Stadium Agreement by providing each university a game fee, subject to the annual AT&T Red River Showdown being played at the Cotton Bowl, in the amount of \$500,000 each year beginning in 2021 through 2025, in the amount of \$5,000,000; and **(2)** the City to provide the participating teams in the Southwest Airlines State Fair Classic football game being played at the Cotton Bowl in the amount of \$75,000 each year beginning in 2021 through 2025, for a total of \$750,000 - Total not to exceed \$5,750,000 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1601

Item 19: Authorize **(1)** the Dallas Police Department to receive funds in the amount of \$600,000 from various federal and state law enforcement agencies to be used for overtime for investigative services for FY 2014-15 (list attached); **(2)** a City contribution of pension and Federal Insurance Contributions Act costs in the amount of \$173,700; and **(3)** execution of the grant agreements - Total not to exceed \$773,700 - Financing: Current Funds (\$173,700) and various Federal and State Law Enforcement Agencies (\$600,000)

Councilmember Kingstone 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 Allen moved to adopt the item.

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

***Note: Absent approved as “Official City Business” per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1602

Item 20: Authorize a professional services contract with SGDesign, Inc. for the architectural and engineering design services and construction administration for site drainage improvements at the Animal Shelter located at 1818 North Westmoreland Road - Not to exceed \$75,518 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1603

Item 21: Authorize a contract with Forward Concept, LLC, lowest responsible bidder of three, for the construction of street paving, storm drainage, site furnishings, landscape, water and wastewater adjustment improvements for the Rosemont Plaza and Rosemont Safe Route to School projects - Not to exceed \$413,535 - Financing: Davis Garden TIF District Funds (\$391,529) and Water Utilities Capital Construction Funds (\$22,006)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1604

Item 22: Authorize an engineering services contract with Atkins North America, Inc. for Engineering Design Services for the Runway Signage and Marking Holding Position Relocation Project at Dallas Love Field - Not to exceed \$274,722 - Financing: Aviation Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1605

Item 23: Authorize an increase to the contract with Bartlett Cocke General Contractors, LLC for revisions to the kitchen, laundry room, patio, roof and solar panel relocation construction of the Fire Station No. 27 replacement facility, located at 8401 Douglas Avenue; and to extend the contract term by 91 days - Not to exceed \$219,688, from \$6,369,537 to \$6,589,225 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1606

Item 24: A resolution consenting to the sale of a tax foreclosed property, located at 8303 Camp Wisdom Road, acquired by the taxing authorities from a Sheriff's Sale - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1607

Item 25: A resolution consenting to the sale of a tax foreclosed property, located at 7500 South Westmoreland Road, acquired by the taxing authorities from a Sheriff's Sale - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1608

Item 26: A resolution consenting to the condemnation and acceptance of the award of the Special Commissioners of approximately 16,169 square feet of City-owned land to Union Pacific Railroad Company v. City of Dallas, et al, Cause No. CC-14-01387-D, located at 8414 Forney Road - Revenue: \$27,134

Prior to presentation of the consent agenda, Councilmember Davis moved to deferred the item until the October 22, 2014 voting agenda meeting of the city council.

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

***Note: Absent approved as “Official City Business” per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1609

Item 27: Authorize moving expense and replacement housing payments for Maria I. Martinez in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 2942 Gloyd Street for future City facilities - Not to exceed \$72,300 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1610

Item 28: Authorize a five-year extension of the lease agreement with Central Congregational Church for a total of approximately 20,000 square feet of unimproved land located adjacent to the Preston Royal Library at 5626 Royal Lane, for the Preston Royal Branch Library for the period September 25, 2014 through September 24, 2019 - Not to exceed \$10,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1611

Item 29: Authorize an amendment to Resolution No. 13-0417, previously approved on February 27, 2013, to reduce the square footage of the proposed land acquisition area to approximately 11,965 square feet from Amador Garcia, located near the intersection of Interstate Highway 20 and Tempest Drive for the Southwest 120/96-inch Water Transmission Pipeline Project - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1612

Item 30: An ordinance abandoning a portion of Cesar Chavez Boulevard to WDF-3 Wood Farmers Market Owner, LLC, the abutting owner, containing approximately 1,839 square feet of land, located near the intersection of Cesar Chavez Boulevard and Taylor Street - Revenue: \$8,473, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29481

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1613

Item 31: An ordinance granting a private license to Alta Maple Station, LP, for approximately 3,679 square feet of land to install, maintain and use landscaping and appurtenant irrigation system on a portion of Maple Avenue located near its intersection with Inwood Road - Revenue: \$1,000 one-time fee, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29482

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1614

Item 32: An ordinance granting a CR Community Retail District on property zoned an NS(A) Neighborhood Service District bounded by Illinois Avenue, Alaska Avenue, Montana Avenue, and Marsalis Avenue and a resolution accepting the deed restrictions volunteered by the applicant - Z112-294 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29483

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1615

Item 33: An ordinance granting a Specific Use Permit for a Pedestrian skybridge on property zoned an IR Industrial Research District and an MU-3 Mixed Use District, on both sides of Harry Hines Boulevard, northwest of Medical District Drive - Z134-117 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29484

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1616

Item 34: An ordinance waiving the extraterritorial jurisdiction of the City of Dallas on 3.1 acres of land located in Dallas County west of Old Hickory Trail, north of Daniieldale Road, in favor of the City of DeSoto - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29485

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1617

Item 35: Authorize settlement in lieu of proceeding further with condemnation in the lawsuit styled City of Dallas v. Fernando Martinez, et al, Cause No. CC-11-05957-B, pending in the County Court at Law No. 2, for acquisition from Fernando Martinez and Jose Jesus Martinez of an unimproved tract of land containing approximately 3.89 acres located on Canada Drive near its intersection with Winnetka Avenue for the Dallas Floodway Project - Not to exceed \$29,500 (\$27,000 plus closing costs and title expenses not to exceed \$2,500); an increase of \$14,562 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

SEPTEMBER 24, 2014

14-1618

Item 36: Authorize an increase in the construction services contract with Gibson & Associates, Inc. for installation of a drainage system that directs water from the bridge away from the levees and floodway, as well as other miscellaneous work needed for the Continental Avenue Bridge and West Dallas Gateway Improvements Project - Not to exceed \$425,327, from \$8,543,255 to \$8,968,582 - Financing: Private Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1619

Item 37: Authorize a professional services contract with Carollo Engineers, Inc. to provide engineering services for the rehabilitation of the Activated Sludge Influent Pump Station at the Central Wastewater Treatment Plant - Not to exceed \$1,700,000 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1620

Item 38: Authorize **(1)** a thirty-year contract with the City of Duncanville to continue providing treated water services, from October 1, 2014 through September 30, 2044, with estimated annual revenue in the amount of \$2,766,201; and **(2)** a Reciprocal Agreement for Water and or Wastewater Services, with an estimated annual expenditure of \$1,250 - Financing: Water Utilities Current Funds: (\$1,250, annually) (subject to annual appropriations) and Estimated Annual Revenue: \$2,766,201

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1621

Item 39: Authorize an increase in the contract with Prime Controls, L.P., for additional work associated with the purchase and installation of control and monitoring equipment, hardware and software and building modifications needed to replace the existing Supervisory Control and Data Acquisition system at the White Rock Operations Control Center - Not to exceed \$118,182, from \$6,381,079 to \$6,499,261 - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1622

Item 40: Authorize an increase in the contract with Archer Western Construction, LLC for additional work associated with the construction of chlorine scrubber, lime, ferric and laboratory improvements at the Bachman Water Treatment Plant - Not to exceed \$236,129, from \$9,574,457 to \$9,810,586 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1623

Item 41: Authorize Supplemental Agreement No. 3 to the professional services contract with Halff Associates, Inc. for additional engineering services for **(1)** independent settlement monitoring services related to the East Bank-West Bank Wastewater Interceptor Project; and **(2)** the design of a water transmission main from the Eastside Water Treatment Plant to the City of Hutchins west corporate limits - Not to exceed \$1,083,488, from \$11,025,331 to \$12,108,819 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1624

Item 42: Authorize Supplemental Agreement No. 4 to the professional services contract with AECOM Technical Services, Inc. to provide additional engineering services for (1) coordination with Interstate Highway 35 improvements and the evaluation of alternative alignments related to the 72-inch Elm Fork Water Transmission Pipeline; and (2) the design of a water transmission main from the City of Hutchins west corporate limits to the Sorcery Pump Station - Not to exceed \$1,170,391, from \$12,093,105 to \$13,263,496 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1625

Item 43: Authorize Supplemental Agreement No. 6 to the professional services contract with Jacobs Engineering Group, Inc. to provide construction management services for construction contracts related to the Eastside Water Treatment Plant - Not to exceed \$2,546,060, from \$19,963,189 to \$22,509,249 - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1626

Item 44: 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)

There were no appointments made to boards and commissions.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1627

Item 45: Authorize a two-year service contract for the rental of vehicles and equipment - Hertz Equipment Rental Corporation in the amount of \$4,032,072 or \$3,936,162 (**Tie Bid - Line 10**), EAN Holdings, LLC aka Enterprise Rent-A-Car in the amount of \$1,883,833 or \$1,787,923 (**Tie Bid - Line 10**), Landmark Equipment, Inc. in the amount of \$1,546,095, Holt Texas, LTD in the amount of \$1,465,960, Bane Machinery, Inc. in the amount of \$1,111,885, Four Seasons Equipment, Inc. in the amount of \$591,350, R.B. Everett & Company in the amount of \$249,991, United Rentals (North America), Inc. in the amount of \$245,110, Metro Golf Cars in the amount of \$141,309, Berry Companies, Inc. dba Bobcat of Dallas in the amount of \$99,000 and Kirby-Smith Machinery, Inc. in the amount of \$88,990, lowest responsible bidders of fourteen - Total not to exceed \$11,359,685 - Financing: Current Funds (subject to annual appropriations)

The city secretary was notified by the city manager there were bids that resulted in identical bid amounts. In accordance with Section 271.901 of the Texas Local Government Code, the municipality must select one of those bidders by casting lots. The casting of lots must be in a manner prescribed by the mayor of the municipality and must be conducted in the presence of the governing body of the municipality.

The city secretary announced the names of the two tying bidders for line 10 had been placed in separate plain envelopes for Mayor Pro Tem Atkins to select one sealed envelope. Mayor Pro Tem Atkins selected one sealed envelope for the line and announced the selection as follows:

- Line 10 – EAN Holdings, LLC aka Enterprise Rent-A-Car

Councilmember Davis moved to adopt the item with EAN Holdings, LLC aka Enterprise Rent-A-Car being awarded Line 10 as selected by Mayor Pro Tem Atkins.

Motion seconded by Councilmember Kadane and unanimously adopted. (Rawlings absent*)

Note: On September 22, 2014, the City Secretary, Assistant City Secretary and Carmen Esquivel (Business Development and Procurement Services) met and sealed the envelopes, all ensuring each sealed envelope for the respective line contained one name for each of the tying bidders.

***Note:** Absent approved as “Official City Business” per Resolution 14-1730 on October 8, 2014.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1628

Item 46: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Victor Hugo Gomez and Irma Leticia Rodriguez Campos, of a subsurface easement containing approximately 831 square feet located on Foreman Street near its intersection with Spring Avenue for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$3,075 (\$75 plus closing costs and title expenses not to exceed \$3,000) - Financing: 2006 Bond Funds

The city secretary read agenda items 46-47 into the record; and stated 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 46-47, no council member indicated any item(s) be pulled for individual vote.

The city secretary announced agenda item 46 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 *Victor Hugo Gomez and Irma Leticia Rodriguez Campos*, a subsurface easement containing approximately 831 square feet, located on Foreman Street near its intersection with Spring Avenue in City of Dallas Block A/2410, 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 Davis moved to adopt agenda items 46-47.

Motion seconded by Mayor Pro Tem Atkins.

Mayor Pro Tem Atkins called the vote on Councilmember Davis' motion to adopt agenda items 46-47:

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

Voting No: [0]

Absent: [1] Rawlings*

The city secretary declared the items adopted.

***Note: Absent approved as "Official City Business" per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1629

Item 47: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from HFLP, Ltd., of a subsurface easement containing approximately 59,638 square feet located on Scyene Road near its intersection with Dixon Avenue for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$29,837 (\$26,837 plus closing costs and title expenses not to exceed \$3,000) - Financing: 2006 Bond Funds

The city secretary read agenda items 46-47 into the record; and stated 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 46-47, no council member indicated any item(s) be pulled for individual vote.

The city secretary announced agenda item 47 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 *HFLP, Ltd.*, a subsurface easement containing approximately 59,638 square feet, located on Scyene Road near its intersection with Dixon Avenue in City of Dallas Block 5800, 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 Davis moved to adopt agenda items 46-47.

Motion seconded by Mayor Pro Tem Atkins.

Mayor Pro Tem Atkins called the vote on Councilmember Davis' motion to adopt agenda items 46-47:

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

Voting No: [0]

Absent: [1] Rawlings*

The city secretary declared the items adopted.

***Note: Absent approved as "Official City Business" per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1630

DESIGNATED PUBLIC SUBSIDY MATTERS

Item 48: Authorize the fourth of four twelve-month renewal options to the grant agreement with the World Affairs Council of Dallas/Fort Worth for economic development and protocol services for the period October 1, 2014 through September 30, 2015 - Not to exceed \$250,000 - Financing: Public/Private Partnership Funds (subject to appropriations) (\$200,000) and Current Funds (\$50,000) (subject to appropriations)

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

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

Councilmember Kadane moved to adopt the item.

Motion seconded by Councilmember Medrano and Councilmember Callahan and unanimously adopted. (Rawlings absent*)

***Note: Absent approved as "Official City Business" per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1631

DESIGNATED PUBLIC SUBSIDY MATTERS

Deep Ellum Crossroads Redevelopment Project

Note: Item Nos. 49 and 50 must be considered collectively.

Item 49: Authorize (1) a development agreement with 42 Deep Ellum, LP, to dedicate future TIF revenues for reimbursement of eligible project costs related to paving streetscape & lighting, open spaces & trails, and façade restoration, environmental remediation, and demolition for commercial redevelopment of 2609-2711 Main, 2646 Elm, 2653-2711 Commerce and surface parking lots at 2607, 2619, 2621, and 2623 Main located in Tax Increment Financing Reinvestment Zone Twelve (Deep Ellum TIF District); and (2) the Deep Ellum TIF District Board of Directors to dedicate in an amount not to exceed \$2,725,000 plus an Economic Development TIF Grant in an amount not to exceed \$775,000 for a total not to exceed \$3,500,000 from future Deep Ellum TIF District revenues, in accordance with the development agreement - Not to exceed \$3,500,000 - Financing: Deep Ellum TIF District Funds (subject to appropriations)

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

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

Councilmember Medrano moved to adopt agenda items 49-50.

Motion seconded by Councilmember Davis and Councilmember Kadane and unanimously adopted. (Rawlings absent*)

***Note: Absent approved as "Official City Business" per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1632

DESIGNATED PUBLIC SUBSIDY MATTERS

Deep Ellum Crossroads Redevelopment Project

Note: Item Nos. 49 and 50 must be considered collectively.

Item 50: A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Twelve (Deep Ellum TIF District) to reimburse 42 Deep Ellum, LP up to \$3,500,000, of which up to \$775,000 is in the form of an Economic Development TIF Grant, for project costs pursuant to the development agreement with 42 Deep Ellum, LP - 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."

Councilmember Medrano moved to adopt agenda items 49-50.

Motion seconded by Councilmember Davis and Councilmember Kadane and unanimously adopted. (Rawlings absent*)

***Note: Absent approved as "Official City Business" per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1633

DESIGNATED PUBLIC SUBSIDY MATTERS

Item 51: Authorize (1) an extension of the development loan agreement with Builders of Hope CDC, West Dallas Project to December 31, 2015, for acquisition and related acquisition costs of 22 unimproved properties; and (2) a development loan in the amount of \$521,400 for the construction of the final eleven homes - 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 Callahan moved to adopt the item.

Motion seconded by Councilmember Davis and Councilmember Kadane and unanimously adopted. (Rawlings absent*)

***Note: Absent approved as "Official City Business" per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1634

The consent zoning docket, consisting of agenda items 52-54 was presented for consideration.

There were no agenda items removed from the consent zoning docket to be considered as individual hearings.

Agenda item 52: Zoning Case Z134-260(OTH)

Agenda item 53: Zoning Case Z134-297(OTH)

Agenda item 54: Zoning Case Z134-298(OTH)

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.

Deputy Mayor Pro Tem Alonzo 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. (Hill, Caraway, Callahan absent when vote taken; Rawlings absent*)

***Note: Absent approved as "Official City Business" per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1635

Item 52: Zoning Case Z134-260(OTH)

The consent zoning docket, consisting of agenda items 52-54, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an alcoholic beverage establishment limited to a bar, lounge or tavern on property zoned an MU-3 Mixed Use District, on the southwest corner of Willowbrook Road and Harry Hines Boulevard.

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

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 29486

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1636

Item 53: Zoning Case Z134-297(OTH)

The consent zoning docket, consisting of agenda items 52-54, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an alcoholic beverage establishment limited to a bar, lounge or tavern on property zoned an MU-3 Mixed Use District, on the southwest corner of Willowbrook Road and Harry Hines Boulevard.

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

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

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 29487

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1637

Item 54: Zoning Case Z134-298(OTH)

The consent zoning docket, consisting of agenda items 52-54, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an alcoholic beverage establishment limited to a bar, lounge or tavern on property zoned an MU-3 Mixed Use District, on the southwest corner of Willowbrook Road and Harry Hines Boulevard.

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

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

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 29488

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1638

MISCELLANEOUS HEARINGS

Item 55: A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath property owned by NWH Land LP located at 2425 West Northwest Highway and an ordinance authorizing support of the issuance of a municipal setting designation to NWH Land LP by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City.

The city secretary read the following statement into the record:

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

The following individuals addressed the city council:

Frank Clark, 906 E. 18th St., Plano, TX, Professional Geoscientist
Susan Rainey, 2200 Ross Ave., representing NWH Land LP

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

Motion seconded by Councilmember Greyson and unanimously adopted. (Caraway, Callahan absent when vote taken; Rawlings absent*)

Assigned ORDINANCE NO. 29489

***Note: Absent approved as "Official City Business" per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1639

Closed Session

6ES

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

- Legal issues regarding the Texas Open Meetings Act

At 10:56 a.m., Mayor Pro Tem Atkins 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:

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

- Legal issues regarding the Texas Open Meetings Act

Mayor Pro Tem Atkins reconvened the city council meeting after the closed session at 1:03 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1640

Addendum Addition 1: Authorize the sale of 9 loaders through a public auction on September 5, 2014 to Carroll Equipment in the amount of \$151,350, Jim Anderson in the amount of \$27,100, James Kotara in the amount of \$26,200 and 199 Recycling, Inc. in the amount of \$23,100, highest bidders of thirty-eight - Revenue: \$227,750.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1641

Addendum Addition 2: Authorize **(1)** a five-year acquisition agreement for the purchase, maintenance and warranty of electronic control weapons, related equipment and training for Police - Taser International, Inc. in the amount of \$2,390,063, sole source; **(2)** the acquisition to be financed and paid for through a five-year equipment lease purchase agreement for the purchase of the electronic control weapons and related equipment for Police which results in a total expenditure of \$2,505,232 (for actions 1 and 2) - Municipal Asset Management, Inc.; and **(3)** a five-year master agreement for the purchase of electronic control weapons and related equipment - Taser International, Inc. in the amount of \$1,283,564, sole source - Total not to exceed \$3,788,796 - Financing: Current Funds (\$562,464), Confiscated Monies Funds (\$2,505,232) and Texas Higher Education Coordinating Board Funds (\$721,100) (subject to annual appropriations)

Councilmember Kingston requested addendum addition consent agenda item 2 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 2 was brought up for consideration.

Councilmember Kingston moved to adopt the item.

Motion seconded by Councilmember Kadane and unanimously adopted. (Rawlings absent*)

***Note: Absent pending city council approval as “Official City Business.”**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1642

Addendum Addition 3: Authorize a contract renewal with The University of Texas Southwestern Medical Center at Dallas for the required medical direction services for the period October 1, 2014 through September 30, 2015 - Not to exceed \$167,719 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1643

Addendum Addition 4: Authorize a contract renewal with The University of Texas Southwestern Medical Center at Dallas for in-service training, re-training, and evaluation of City of Dallas paramedic and emergency medical technician-basic personnel for the period October 1, 2014 through September 30, 2015 - Not to exceed \$339,840 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1644

Addendum Addition 5: Authorize payment to the Dallas County Community College District in the amount of \$126,300 and the University of Texas Southwestern Medical Center at Dallas in the amount of \$183,455 for mandatory Emergency Medical Services training of emergency medical technicians (EMT) basic level and paramedics advanced level for the period October 1, 2014 through September 30, 2015 - Total not to exceed \$309,755 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1645

TIGER Modern Streetcar System

Note: Addendum Item Nos. 6 and 7 must be considered collectively.

Addendum Addition 6: Authorize **(1)** the acceptance of a grant from the North Central Texas Council of Governments (NCTCOG), functioning as agent for the Texas Department of Transportation (TxDOT), in the amount of \$15,000,000 for the extension of the TIGER Modern Streetcar System which will operate in North Oak Cliff from Methodist Hospital to the Bishop Arts District; **(2)** the acceptance of a grant from the NCTCOG, functioning as agent for the TxDOT, in the amount of \$7,872,531 for the extension of the TIGER Modern Streetcar System which will operate in the Central Business District from Union Station to the Omni Hotel; **(3)** the acceptance of a grant from the NCTCOG, functioning as agent for the TxDOT in the amount of \$8,000,000 for the purchase of streetcar vehicles to operate on the expanded modern streetcar system; and **(4)** the establishment of appropriations in the amount of \$30,872,531 - Total not to exceed \$30,872,531 - Financing: This action has no cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1646

TIGER Modern Streetcar System

Note: Addendum Item Nos. 6 and 7 must be considered collectively.

Addendum Addition 7: Authorize an Interlocal Agreement with Dallas Area Rapid Transit to outline project roles and responsibilities related to design and design support for the northern and southern extensions and the procurement of rail for the southern extension in an amount not to exceed \$3,400,000 - Financing: North Central Texas Council of Governments Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1647

Addendum Addition 8: Authorize an amendment to Resolution No. 14-1081, previously approved on June 25, 2014, to terminate assignment of the contract to Ridge South Dallas I, LLC for construction administration during the construction of a new bridge, street paving, storm drainage, and water pipeline improvements for Telephone Road, from S. H. 342 to Bonnie View Road, Phase II project - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1648

Addendum Addition 9: Authorize acquisition from Dallas Arboretum & Botanical Society, Inc. of approximately 7,500 square feet of land improved with a vacant building located near the intersection of Garland Road and Timplemore Drive for Dallas Arboretum and Botanical Society - 8626 Garland Road Project - Not to exceed \$90,800 (\$89,100, plus closing costs and title expenses not to exceed \$1,700) - Financing: 2006 Bond Funds

Councilmember Kingston requested addendum addition consent agenda item 9 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 9 was brought up for consideration.

Councilmember Kadane requested addendum addition consent agenda items 9-10 be considered collectively; there was no objection voiced to his request.

The city secretary read addendum addition consent agenda items 9-10 into the record.

Councilmember Kadane moved to adopt addendum addition consent agenda items 9-10.

Motion seconded by Councilmember Hill

At the request of the presiding officer, the following individual addressed the city council regarding the items:

Mary Brinegar, 3131 Maple, representing Dallas Arboretum

Mayor Pro Tem Atkins called the vote on the motion and declared the items adopted on a divided vote with Councilmember Kingston voting "No." (Rawlings absent*)

***Note: Absent approved as "Official City Business" per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1649

Addendum Addition 10: Authorize acquisition from Dallas Arboretum & Botanical Society, Inc. of approximately 7,500 square feet of land improved with a vacant building located near the intersection of Garland Road and Timplemore Drive for Dallas Arboretum and Botanical Society - 8630 Garland Road Project - Not to exceed \$94,000 (\$92,300, plus closing costs and title expenses not to exceed \$1,700) - Financing: 2006 Bond Funds

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 Kadane requested addendum addition consent agenda items 9-10 be considered collectively; there was no objection voiced to his request.

The city secretary read addendum addition consent agenda items 9-10 into the record.

Councilmember Kadane moved to adopt addendum addition consent agenda items 9-10.

Motion seconded by Councilmember Hill

At the request of the presiding officer, the following individual addressed the city council regarding the items:

Mary Brinegar, 3131 Maple, representing Dallas Arboretum

Mayor Pro Tem Atkins called the vote on the motion and declared the items adopted on a divided vote with Councilmember Kingston voting "No." (Rawlings absent*)

***Note: Absent approved as "Official City Business" per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1650

Addendum Addition 11: An ordinance amending Ordinance No. 29376 to change certain election day polling and early voting locations for the Tuesday, November 4, 2014, special election, for the purpose of submitting to the qualified voters of the City, proposed amendments to the Dallas City Charter - Financing: No cost consideration to the City

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

Motion seconded by Councilmember Hill and unanimously adopted. (Rawlings absent*)

Assigned ORDINANCE NO. 29490

***Note: Absent approved as “Official City Business” per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1651

Addendum Addition 12: A resolution authorizing: **(1)** a joint election agreement and election services contract between the City of Dallas, Dallas County, and various other jurisdictions within Dallas County, for the conduct of a joint election to be held on Tuesday, November 4, 2014, in an amount not to exceed \$951,000; **(2)** legal advertising in connection with the Tuesday, November 4, 2014 City Special Election, in an amount not to exceed \$100,000; and **(3)** \$5,000 for translation services for publication and posting notices, and security services for City Hall during early voting and other miscellaneous expenditures related to the election - Total not to exceed \$1,056,000 - Financing: Current Funds

Deputy Mayor Pro Tem Alonzo requested addendum addition agenda items 12 and 15 be considered collectively; there was no objection voiced to her request.

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

The city secretary read addendum addition agenda items 12 and 15 into the record.

Councilmember Caraway moved to adopt addendum addition agenda items 12 and 15.

Motion seconded by Councilmember Kadane and unanimously adopted. (Alonzo, Medrano abstain; Callahan absent when vote taken; Rawlings absent*)

***Note: Absent approved as “Official City Business” per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1652

Addendum Addition 13: A resolution authorizing a joint election agreement and election services contract between the City of Dallas, Collin County, and various other jurisdictions within Collin County, for the conduct of a joint election to be held on Tuesday, November 4, 2014 - Not to exceed \$4,200 - Financing: Current Funds

Councilmember Hill moved to adopt the item.

Motion seconded by Councilmember Kadane and unanimously adopted. (Callahan absent when vote taken; Rawlings absent*)

***Note: Absent approved as “Official City Business” per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1653

Addendum Addition 14: A resolution authorizing a joint election agreement and election services contract between the City of Dallas, Denton County, and various other jurisdictions within Denton County, for the conduct of a joint election to be held on Tuesday, November 4, 2014 - Not to exceed \$14,000 - Financing: Current Funds

Councilmember Greyson moved to adopt the item.

Motion seconded by Councilmember Hill and unanimously adopted. (Rawlings absent*)

***Note: Absent approved as “Official City Business” per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1654

Addendum Addition 15: A resolution authorizing the appointment of citizens to serve as election judges for the City of Dallas in Dallas County for the Tuesday, November 4, 2014 special election - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Alonzo requested addendum addition agenda items 12 and 15 be considered collectively; there was no objection voiced to her request.

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

The city secretary read addendum addition agenda items 12 and 15 into the record.

Councilmember Caraway moved to adopt addendum addition agenda items 12 and 15.

Motion seconded by Councilmember Kadane and unanimously adopted. (Alonzo, Medrano abstain; Callahan absent when vote taken; Rawlings absent*)

***Note: Absent approved as “Official City Business” per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1655

Addendum Addition 16: A resolution authorizing the appointment of citizens to serve as election judges for the City of Dallas in Collin County for the Tuesday, November 4, 2014 special election - Financing: No cost consideration to the City.

Councilmember Kadane moved to adopt the item.

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

***Note: Absent approved as “Official City Business” per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1656

Addendum Addition 17: A resolution authorizing the appointment of citizens to serve as election judges for the City of Dallas in Denton County for the Tuesday, November 4, 2014 special election - Financing: No cost consideration to the City

Councilmember Greyson moved to adopt the item.

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

***Note: Absent approved as “Official City Business” per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1657

Addendum Addition 18: A resolution authorizing the Mayor to appoint an Ad Hoc City Council canvassing committee to review the returns of the November 4, 2014 special election, and submit a canvass report to the full City Council on Monday, November 17, 2014 - Financing: No cost consideration to the City

The city secretary stated Mayor Rawlings is proposing to appoint the following members to the Ad Hoc City Council canvassing Committee:

Councilmember Scott T. Griggs – Chair
Councilmember Adam Medrano
Councilmember Carolyn R. Davis
Councilmember Jennifer S. Gates
Councilmember Vonciel Jones Hill – Alternate

Councilmember Hill moved to adopt the item and appoint the members as read by the city secretary.

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

***Note: Absent approved as “Official City Business” per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1658

Addendum Addition 19: A resolution designating absences by Mayor Pro Tem Tennell Atkins and Councilmember Dwaine R. Caraway as being for "Official City Business" - Financing: No cost consideration to the City.

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

The city secretary announced Councilmember Caraway had a conflict of interest on the item and was no in the council chamber.

Councilmember Kadane moved to adopt the item.

Motion seconded by Councilmember Davis and unanimously adopted. (Atkins abstain; Caraway absent when vote taken; Rawlings absent*)

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

***Note: Absent approved as "Official City Business" per Resolution 14-1730 on October 8, 2014.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 24, 2014

14-1659

MISCELLANEOUS HEARINGS

Addendum Addition 20: A public hearing to receive comments regarding a proposal to change the name of South Lancaster Road from East Illinois Avenue to Interstate Highway 20 to “Nelson Mandela Boulevard” and an ordinance granting the name change - NC134-004 - Financing: No cost consideration to the City

Neva Dean, interim assistant director of sustainable development and construction, reminded the city council that a waiver to Sec. 9.304(a)(5) of Chapter 51A: A street name may not contain more than 14 characters and a waiver to Sec. 9.304(c)(2) of Chapter 51A: A street name commemorating a person or a historic site or area is prohibited until at least 2 years after the death of the person to be honored, council approval of the application would require a favorable vote of three-fourths of all members of the city council.

The following individuals addressed the city council on the item:

Clarence Jackson, 2815 Williams Way Ct.
Jeffrey McZeal, 2121 52nd St.
Billie Scott, 2550 Palo Alto Dr., representing Veterans Affairs
Kenneth Cordier, 727 Kessler Lake Dr.
Nancy Thomas, 620 Meadows Pkwy., DeSoto, TX
Bruce McElhaney, 2688 Fuente, Grand Praire, TX, representing Amvets Riders
William O. Dwiggins, 5614 Twin Brooks Dr., representing United States
Military Veterans
Gerald Caldwell, 710 Yale, Lancaster, TX, representing Amvets
Thelma Clemons, 7934 S. Lancaster Rd., representing Clemons Trucking
Company
Richard Sheridan, 11301 Dennis Rd., representing Dallas Veterans
Aaron Harris, 4033 S. Lancaster Rd., representing A.W. Detail Auto Services
LLC
Johnny Moss, 1543 Hortense Ave.

Councilmember Caraway moved to close the public hearing and hold the item under advisement until the November 12, 2014 voting agenda meeting of the city council.

Motion seconded by Councilmember Davis.

Councilmember Callahan stated for the record *he was not going to support this due to many reasons, with costs being one of them. Lancaster is a very long road and the change requires expenses to update driver's license, credit cards, utility addresses, stationary, check and social security. Genuinely opposed to changing names of historical roads and wants to maintain the status of historic farm market roads.*

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After discussion, Councilmember Callahan asked Councilmember Caraway if he would accept a friendly amendment to continue the public hearing.

Councilmember Caraway accepted the friendly amendment as part of his motion.

Councilmember Davis, who seconded, the original motion also accepted the friendly amendment.

Councilmember Caraway requested a record vote.

Mayor Pro Tem Atkins called the vote on Councilmember Caraway's motion with the friendly amendment to continue the public hearing and hold the item under advisement until the November 12, 2014 voting agenda meeting of the city council:

Voting Yes: [12] Atkins, Alonzo, Griggs, Medrano, Caraway,
Callahan, Davis, Kadane, Allen, Greyson,
Gates, Kingston

Voting No: [2] Kleinman, Hill

Absent: [1] Rawlings*

The city secretary declared the item adopted.

***Note: Absent approved as "Official City Business" per Resolution 14-1730 on October 8, 2014.**

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 24, 2014

EXHIBIT C