

MINUTES OF THE DALLAS CITY COUNCIL
THURSDAY, APRIL 16, 2015

15-0730

SPECIAL CALLED CITY COUNCIL MEETING
CITY HALL, ROOM 6ES
MAYOR MICHAEL RAWLINGS, PRESIDING

PRESENT: [14] Rawlings, Atkins (*1:11 p.m.), Alonzo, Griggs, Medrano (*1:14 p.m.), Hill, Callahan, Davis (*1:19 p.m.), Kadane, Allen, Kleinman, Greyson, Gates, Kingston

ABSENT: [1] Caraway

The meeting was called to order at 1:08 p.m.

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

Mayor Rawlings 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, Mayor Rawlings announced the meeting adjourned at 5:28 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.**

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EXHIBIT A

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EXHIBIT B

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CITIZEN SPEAKERS

In accordance with the City Council Rules of Procedure, the city council provided "open microphone" opportunities for the following individuals to comment on matters that were scheduled on the city council voting agenda or to present concerns or address issues that were not matters for consideration listed on the posted meeting agenda:

OPEN MICROPHONE – BEGINNING OF MEETING:

SPEAKER: Marcus Wood, 5335 Ridgelawn Dr.
SUBJECT: Trinity Parkway

SPEAKER: Larry Bennett, 1212 Turtle Creek Blvd.
REPRESENTING: Stemmons Corridor Business Association
SUBJECT: Trinity River Project

SPEAKER: Matthew Houston, 1504 Boca Chica Dr.
REPRESENTING: Dallas Black Chamber of Commerce
SUBJECT: Trinity Parkway-Charrette Report

SPEAKER: Lee Jackson, 6011 Desco Dr.
SUBJECT: Trinity Parkway-Charrette Report

SPEAKER: Rob Franke, 1132 Stoney Creek Dr.
SUBJECT: Trinity Parkway

At the request of Mayor Rawlings, the following individual was allowed to address the city council at the beginning of meeting:

SPEAKER: Angela Hunt, 5306 Mercedes Ave.
SUBJECT: Trinity Toll Road

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Matt Tranchin, 6118 Ellsworth Ave.
SUBJECT: Trinity Toll Road/Parkway

SPEAKER: Paul Ridley, 5100 Victor St.
SUBJECT: Trinity Toll Road

OPEN MICROPHONE – END OF MEETING:

(Continued)

SPEAKER: Cherelle Blazer, 8510 Sikorski Ln.
SUBJECT: Trinity Toll Road

SPEAKER: Bob Bullis, 1901 Regal Row
SUBJECT: Trinity Toll Road

SPEAKER: Robert Meckfessel, 115 W. Greenbriar Ln.
SUBJECT: Trinity Toll Road

SPEAKER: Nicholas Dean, 308 S. Clinton Ave.
SUBJECT: Trinity Toll Road

SPEAKER: Daniel Caldwell, 11029 Shady Trl.
SUBJECT: Trinity Toll Road

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Briefing A: Briefing of the Trinity Design Charrette Report related to the Trinity
Parkway

Larry Beasley, Chief Advisor for the Dallas CityDesign Studio, briefed the city council on
the item.

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Item 1: Authorize a resolution instructing the City Manager to form a team, including regional and State agencies and professionals, from appropriate disciplines, to determine any actions that would be necessary to implement the findings of the Trinity Design Charrette.

Councilmember Hill moved to adopt the item as presented.

Motion seconded by Mayor Pro Tem Atkins.

At the time discussion began on Councilmember Hill's motion, Councilmember Greyson offered a resolution for council consideration as a substitute motion that read as follows:

WHEREAS, the Trinity Parkway Charrette Design Report presents a new vision for the transportation and recreation features of the Trinity River Park, and

WHEREAS, the Trinity Parkway Charrette Design Report recommends a four-lane, meandering parkway with direct park access, pedestrian amenities and connections, and limited highway interchanges; and

WHEREAS, the vision and intent of the Trinity Parkway Charrette Design Report is aligned with the core principles of the Balanced Vision Plan adopted by Council in 2003; and

WHEREAS, the Dallas City Council's Trinity River Corridor Project Committee has recommended Trinity Parkway Alternative 3C as the locally preferred alternative; and

WHEREAS, the proposed Trinity Parkway Alternative 3C is inconsistent with the Balanced Vision Plan and the Trinity Parkway Charrette Design.

NOW, THEREFORE, be it resolved by the City Council of the City of Dallas:

Section 1: The City of Dallas withdraws Alternative 3C as the locally preferred alternative for the Trinity Parkway.

Section 2: The City of Dallas adopts as the locally preferred alternative a meandering roadway consistent with the Trinity Parkway Charrette Design Report, limited to four travel lanes, built at grade or on an earthen bench, and designed for travel speeds no greater than 35 miles per hour. The City Manager is instructed to immediately seek federal regulatory approval for such road, including submitting an amendment to the U.S. Department of Transportation Federal Highway Administration's Record of Decision on the Trinity Parkway to reflect the City's new preferred alignment.

Section 3: The City Attorney is directed to provide an item for next week's agenda to terminate the "Agreement Between the City of Dallas, the North Texas Tollway Authority, and the Texas Department of Transportation Concerning Development of the Trinity Parkway," dated January 1, 1999.

Section 4: It is the intent of the City Council that the roadway approved by this resolution may not be expanded to more than four travel lanes except on the approval of a majority of the city's voters in a referendum.

Motion seconded by Councilmember Kingston.

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Councilmember Kingston requested a record vote.

Following discussion, Mayor Rawlings called the vote on Councilmember Greyson's substitute motion:

Voting Yes: [4] Griggs, Medrano, Greyson, Kingston

Voting No: [10] Rawlings, Atkins, Alonzo, Hill, Callahan, Davis, Kadane, Allen, Kleinman, Gates

Absent: [1] Caraway

The city secretary declared the motion failed.

Mayor Pro Tem Atkins called the question. Following Councilmember Kingston's request he be allowed to speak, Mayor Rawlings dismissed the call for question; there was no objection voiced by the city council.

Councilmember Kingston moved an amendment in the form of a resolution as follows:

WHEREAS, on May 19, 2009, the Trinity River Corridor Project Committee recommended Trinity Parkway Alternative 3C as the locally preferred alternative.

NOW, THEREFORE, be it resolved by the City Council of the City of Dallas:

The Dallas City Council reaffirms Alternative 3C as the city's locally preferred alternative for the Trinity Parkway.

Motion seconded by Councilmember Griggs.

At Mayor Rawlings' inquiry, Councilmember Hill stated she would not accept Councilmember Kingston's motion as a friendly amendment. Councilmember Kingston stated his motion was presented as an amendment not a friendly amendment. The city attorney further stated consideration of Councilmember Kingston's motion, whether it passes or fails, would not affect the city council's ability to consider Councilmember Hill's original motion.

At Mayor Rawlings' request for the city attorney to rule on the legality of Councilmember Kingston's motion to amend, the city attorney ruled the amending motion could not be considered. Following city council inquiry on that ruling, the city attorney clarified the amendment could be considered.

After discussion, Councilmember Hill moved a substitute motion to send Councilmember Kingston's proposal to the (1) Transportation & Trinity River Council Committee, (2) Budget, Finance and Audit Committee, and (3) Quality of Life Committee.

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Motion seconded by Councilmember Kleinman.

Councilmember Kinston called for a point of order and stated sending his proposal to committee would result in the item, in its entirety, also being remanded to committee. When asked, the city attorney confirmed sending Councilmember Kingston's proposal to committee would remand the entire item to committee; and, therefore, Councilmember Hill's motion to approve the item as presented could not be considered.

During the ensuing discussion, Councilmember Hill withdrew her substitute motion for Committee referral.

Councilmember Kleinman, who seconded the motion, accepted the withdrawal.

Councilmember Kleinman moved an amendment to Councilmember Kingston's motion to have the resolution read as follows:

NOW BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS reaffirms its commitment to the U.S. Army Corps of Engineers' Dallas Floodway Record of Decision and permitting action.

Motion seconded by Councilmember Hill.

At Councilmember Allen's request, Mayor Rawlings clarified for the record if Councilmember Kleinman's motion is adopted, the city council would then vote on Councilmember Kingston's amended motion, followed by Councilmember Hill's original motion.

Mayor Rawlings called the vote on Councilmember Kleinman's substitute motion:

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

Voting No: [1] Kingston

Absent: [1] Caraway

The city secretary declared the motion adopted.

Mayor Rawlings called the vote on Councilmember Kingston's amended motion:

Voting Yes: [0]
Voting No: [13] Rawlings, Atkins, Alonzo, Griggs, Medrano,
Hill, Callahan, Davis, Kadane, Allen,
Greyson, Gates, Kingston
Absent when vote taken: [1] Kleinman
Absent: [1] Caraway

The city secretary declared the motion failed.

Mayor Rawlings called the vote on Councilmember Hill's original motion to adopt the item as presented:

Voting Yes: [10] Rawlings, Atkins, Alonzo, Hill, Callahan, Davis, Kadane,
Allen, Kleinman, Gates
Voting No: [4] Griggs, Medrano, Greyson, Kingston
Absent: [1] Caraway

The city secretary declared the motion adopted.

In the intervening period when speakers were being heard, Councilmember Hill moved to reconsider the item to allow for approval of Councilmember Kingston's amended motion.

Motion seconded Mayor Pro Tem Atkins.

Councilmember Griggs requested a record vote.

Mayor Rawlings called the vote on Councilmember Hill's motion to reconsider the item:

Voting Yes: [11] Rawlings, Atkins, Alonzo, Hill, Callahan, Davis, Kadane,
Allen, Kleinman, Gates, Kingston
Voting No: [3] Griggs, Medrano, Greyson
Absent: [1] Caraway

The city secretary declared the motion adopted.

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Councilmember Kleinman moved a friendly amendment to Councilmember Hill's original motion to incorporate the following language to the original resolution:

That the Dallas City Council reaffirms its commitment to the U.S. Army Corps of Engineers' Dallas Floodway Record of Decision and permitting action.

Councilmember Hill accepted the friendly amendment.

Councilmember Kingston moved an amendment to Councilmember Kleinman's motion as follows:

WHEREAS, on May 19, 2009, the Trinity River Corridor Project Committee recommended Trinity Parkway Alternative 3C as the locally preferred alternative.

NOW, THEREFORE, be it resolved by the City Council of the City of Dallas:

The Dallas City Council reaffirms Alternative 3C as the city's locally preferred alternative for the Trinity Parkway.

Motion seconded by Councilmember Medrano.

Mayor Rawlings called the vote on Councilmember Kingston's motion amending Councilmember Kleinman's motion:

Voting Yes: [0]

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

Absent: [1] Caraway

The city secretary declared the motion failed.

Mayor Rawlings called the vote on Councilmember Hill's original motion as amended by Councilmember Kleinman.

Voting Yes: [10] Rawlings, Atkins, Alonzo, Hill, Callahan, Davis, Kadane, Allen, Kleinman, Gates

Voting No: [4] Griggs, Medrano, Greyson, Kingston

Absent: [1] Caraway

The city secretary declared the motion adopted.

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EXHIBIT C