

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 28, 2015

15-1930

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

PRESENT: [15] Rawlings, Alonzo, Wilson [\*9:11 a.m.], Griggs [\*9:15 a.m.], Medrano, Thomas, Arnold [\*9:20 a.m.], Callahan, Young, Clayton, McGough, Kleinman, Greyson, Gates, Kingston [\*9:21 a.m.]

ABSENT: [0]

The meeting was called to order at 9:10 a.m.

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

The invocation was given by Dr. Jeff Donnell, Pastor at Lakeside Baptist Church.

Councilmember Young led the pledge of allegiance.

The meeting recessed at 12:11 p.m. and reconvened for the afternoon session at 1:21 p.m. (Wilson [\*1:22 p.m.], Griggs [\*1:22 p.m.], Arnold [\*1:25 p.m.], Callahan [\*1:22 p.m.]).

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 2:30 p.m.

ATTEST: \_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Secretary

\_\_\_\_\_  
Date Approved

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/reconvened**

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 28, 2015

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 28, 2015

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1931

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: Basheer Ghorayeb, 8626 Chadbourne Rd.  
REPRESENTING: Friends of Dallas Public Library  
SUBJECT: Dallas Public Library

SPEAKER: Erica Cole, 9246 Forest Hills Blvd.  
SUBJECT: Toll Road

SPEAKER: Tara Fuller, 1808 Athena Dr. (handout provided)  
REPRESENTING: Every Head Counts  
SUBJECT: Services for at-risk youth

SPEAKER: Carol Goodman, Not Provided  
SUBJECT: Housing questions

**ADDITIONAL – OPEN MICROPHONE:**

There were no speakers under this category.

**OPEN MICROPHONE – END OF MEETING:**

There were no speakers under this category.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1932

Item 1: Approval of Minutes of the October 14, 2015 City Council Meeting

Councilmember Greyson moved to adopt the minutes as presented.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1933

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-49 and addendum addition consent agenda items 1-4. Consent agenda item 31 was deleted on the addendum to the agenda. Consent agenda item 36 was corrected on the addendum to the agenda.

Councilmember Kingston requested consent agenda items 4, 9, 22 and 23 be considered as individual items later in meeting; there was no objection voiced to his request.

Councilmember Griggs requested consent agenda items 4, 6, and 23 be considered as individual items later in meeting; there was no objection voiced to his request.

Councilmember Greyson requested consent agenda items 4, 6, 29 and addendum addition consent agenda item 3 be considered as individual items later in meeting; there was no objection voiced to her request.

Councilmember Kleinman requested consent agenda item 8 be considered as an individual item later in meeting; there was no objection voiced to his request.

Councilmember Clayton requested consent agenda item 45 be considered as an individual item later in meeting; there was no objection voiced to his request.

Therefore, the consent agenda, consisting of consent agenda items 2, 3, 5, 7, 10-21, 24-28, 30, 32-44, 46-49 and addendum addition consent agenda items 1, 2 and 4 was presented for consideration.

Councilmember Medrano moved to adopt all items on the consent agenda with the exception of consent agenda items 4, 6, 8, 9, 22, 23, 29, 45 and addendum addition consent agenda item 3.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1934

Item 2: Authorize (1) the acceptance of a grant from the Federal Aviation Administration for the federal share of the eligible capital improvement project costs at Dallas Love Field through the Airport Improvement Program Grant for Hold Position Relocation (Grant No. 3-48-0062-49-2015, CFDA No. 20.106) in the amount of \$863,445; (2) acceptance of a grant from the Federal Aviation Administration through the Airport Improvement Program Grant for Airfield Pavement Analysis (Grant No. 3-47-0062-047-2014, CFDA No. 20.106) in the amount of \$833,157; and (3) execution of the grant agreements - Total not to exceed \$1,696,602 - Financing: Federal Aviation Administration Airport Improvement Program Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1935

Item 3: Authorize a three-year service contract to provide pressure washing, scraping, and sweeping of City owned parking lots, sidewalks, vertical surfaces, service vehicles and equipment - H and W Cleaning Systems, Inc. in the amount of \$1,399,917 and Fleet Clean Systems, Inc. in the amount of \$21,942, lowest responsible bidders of four - Total not to exceed \$1,421,859 - Financing: Current Funds (\$1,319,675), Aviation Current Funds (\$51,379), Convention and Event Services Current Funds (\$25,438) and Water Utilities Current Funds (\$25,367) (subject to annual appropriations)

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1936

Item 4: Authorize a five-year service contract for janitorial services at the Kay Bailey Hutchison Convention Center Dallas - Member's Building Maintenance, LLC, most advantageous proposer of four - Not to exceed \$22,497,861 - Financing: Convention and Event Services Current Funds (subject to annual appropriations)

Councilmember Kingston, Councilmember Griggs, and Councilmember Greyson requested the item be considered as an individual item later in the meeting; there was no objection voiced to their request.

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

Councilmember Gates moved to adopt the item.

Motion seconded by Mayor Pro Tem Alonzo.

Mayor Rawlings declared the item adopted on a divided vote with Councilmember Griggs, Councilmember Medrano, Councilmember Clayton, and Councilmember Kingston voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1937

Item 5: Authorize the purchase of a 48-inch check valve - Hugh M. Cunningham, Inc., lowest responsible bidder of four - Not to exceed \$122,500 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1938

Item 6: Authorize (1) the rejection of the only responsive bid received for event set-up at the Kay Bailey Hutchison Convention Center Dallas; and (2) the re-advertisement for new solicitation - Financing: No cost consideration to the City

Councilmember Griggs and Councilmember Greyson requested the item be considered as an individual item later in the meeting; there was no objection voiced to their request.

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

Councilmember Gates moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1939

Item 7: Authorize a three-year master agreement for replacement belts for specialized Water Utilities' machinery - National Filter Media dba Filter Belts, lowest responsible bidder of three - Not to exceed \$326,580 - Financing: Water Utilities Current Funds.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1940

Item 8: An ordinance authorizing: (1) the issuance and sale of City of Dallas, Texas, General Obligation Refunding and Improvement Bonds, Series 2015, in an aggregate principal amount not to exceed \$227,000,000; (2) the establishment of parameters regarding the sale of the Bonds; (3) approval of a Deposit Agreement; and (4) approval of a Bond Purchase Agreement and all other matters related thereto - Not to exceed \$825,737 - Financing: 2015 General Obligation Refunding and Improvement Bond Funds.

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

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

Councilmember Gates moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted.

Assigned ORDINANCE NO. 29905

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1941

Item 9: Authorize Supplemental Agreement No. 2 to the contract with Public Consulting Group, Inc. to extend the contract for an additional two years for the period October 9, 2015 through October 9, 2017 to continue operation of the Ambulance Supplemental Payment Program for emergency ambulance services - Estimated Annual Net Revenue: \$7,500,000.

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

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

Councilmember Gates moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

Mayor Rawlings declared the item adopted on a divided vote with Councilmember Griggs, Councilmember Arnold and Councilmember Kingston voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1942

**Trinity River Corridor Project Legislative Services**

**Note:** Item Nos. 10 and 11  
must be considered collectively.

Item 10: Authorize a personal services contract with Hector Alcalde for state legislative information and related services regarding the Trinity River Corridor Project and other water resources for the period October 1, 2015 through September 30, 2016  
- Not to exceed \$73,800 - Financing: Current Funds.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1943

**Trinity River Corridor Project Legislative Services**

**Note:** Item Nos. 10 and 11  
must be considered collectively.

Item 11: Authorize a personal services contract with Paul Schlesinger for state legislative information and related services regarding the Trinity River Corridor Project and other water resources for the period October 1, 2015 through September 30, 2016  
- Not to exceed \$43,650 - Financing: Current Funds.

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1944

Item 12: Authorize a personal services contract with Jesse Romero for state legislative information and related services for the period October 1, 2015 through September 30, 2016 - Not to exceed \$30,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1945

Item 13: Authorize a personal services contract with Kwame Walker for state legislative information and related services for the period October 1, 2015 through September 30, 2016 - Not to exceed \$45,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1946

Item 14: Authorize a personal services contract with Randy C. Cain for state legislative information and related services for the period October 1, 2015 through September 30, 2016 - Not to exceed \$83,100 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1947

Item 15: Authorize a professional services contract with CapitalEdge Strategies, LLC to provide federal legislative services to the City for the period October 1, 2015 through September 30, 2016 - Not to exceed \$160,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1948

Item 16: Authorize a professional services contract with HillCo Partners, LLC for state legislative information and related services for the period October 1, 2015 through September 30, 2016 - Not to exceed \$86,250 - Financing: Water Utilities Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1949

Item 17: Authorize contracts with cultural organizations for the provision of services to the City through the Cultural Services Contracts Program (list attached) - Not to exceed \$5,294,109 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1950

Item 18: Authorize **(1)** a contract with the Fort Worth Avenue Development Group for participation in the development of the scope of work and artist selection process for a public art project to be located in Triangle Park, a street median, at the intersection of Sylvan Avenue, Seale Street and Evanston Avenue; **(2)** the receipt and deposit of funds from the Fort Worth Avenue Development Group in the amount of \$5,000, for maintenance costs associated with a public art project; and **(3)** an increase in appropriations in the amount of \$5,000 in the Office of Cultural Affairs Gifts and Donations Fund - Not to exceed \$5,000 - Financing: Office of Cultural Affairs Gifts and Donations Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1951

Item 19: Authorize a development agreement with Bluffview Park Improvement Project for the renovation of Bluff View Park located at 4524 Pomona Road - Financing: No cost consideration to the City

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1952

Item 20: Authorize a contract for stormwater culvert repairs at Kidd Springs Park located at 700 West Canty Street - A S Con, Inc., lowest responsible bidder of two - Not to exceed \$208,670 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1953

Item 21: Authorize an increase in the site package contract with J.C. Commercial, Inc. for revisions requested by the Park and Recreation Department, Dallas Water Utilities and Oncor Electric Delivery Company, LLC and a construction schedule extension due to significant weather delays in the first months of 2015 at Singing Hills Recreation Center located between Crouch Road and Patrol Way - Not to exceed \$137,651, from \$1,080,077 to \$1,217,728 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1954

Item 22: Authorize a personal service contract with Brent Brown of buildingcommunity Workshop to serve as Consulting Design Director for the Planning and Design Studio for the period November 1, 2015 through September 30, 2016 - Not to exceed \$77,917 - Financing: Current Funds

Councilmember Kingston and Councilmember Griggs requested the item be considered as an individual item later in the meeting; there was no objection voiced to their request.

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

Deputy Mayor Pro Tem Wilson moved to adopt the item.

Motion seconded by Mayor Pro Tem Alonzo.

After discussion, Mayor Rawlings called a record vote on Deputy Mayor Pro Tem Wilson's motion to adopt the item.

Voting Yes: [8] Rawlings, Alonzo, Wilson, Thomas, McGough, Kleinman, Greyson, Gates

Voting No: [7] Griggs, Medrano, Arnold, Callahan, Young, Clayton, Kingston

The city secretary declared the item adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1955

Item 23: Authorize a Funding Agreement between Dallas Area Rapid Transit, Downtown Dallas, Inc. and the City of Dallas for a one year extension of the downtown shuttle service operation - Not to exceed \$400,000 - Financing: Convention and Event Services Current Funds (subject to annual appropriations)

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

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

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1956

**Internet Crimes Against Children Continuation Grant**

**Note:** Item Nos. 24 and 25  
must be considered collectively.

Item 24: Authorize **(1)** an application for and acceptance of a supplemental award to the 2013 Internet Crimes Against Children Continuation Grant, new funding period from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention for response to the sexual abuse and exploitation of children facilitated by the use of computer technology related to the investigation of Internet-facilitated child exploitation for the period July 1, 2013 through June 30, 2016; and **(2)** execution of the grant agreement - Not to exceed \$487,985, from \$957,570 to \$1,445,555 - Financing: U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1957

**Internet Crimes Against Children Continuation Grant**

**Note:** Item Nos. 24 and 25  
must be considered collectively.

Item 25: Authorize a continuation of cooperative working agreements with the Dallas County District Attorney's Office in the amount of \$9,000, Tarrant County District Attorney's Office in the amount of \$7,500, Potter County District Attorney's Office in the amount of \$4,300, Collin County Sheriff's Office in the amount of \$18,000, Taylor County Sheriff's Office in the amount of \$10,000, Wichita County Sheriff's Office in the amount of \$7,500, Lubbock Police Department in the amount of \$23,000, Arlington Police Department in the amount of \$13,000, Garland Police Department in the amount of \$13,000, Longview Police Department in the amount of \$22,000, and the Dallas Children's Advocacy Center in the amount of \$37,000, for the period July 1, 2013 through June 30, 2016 through the 2013 Internet Crimes Against Children Continuation Grant supplement from July 1, 2015 through June 30, 2016 - Total not to exceed \$164,300 - Financing: U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1958

Item 26: Authorize **(1)** an application for and acceptance of the City of Dallas - State of Texas Internet Crimes Against Children Grant from the Office of the Governor, Criminal Justice Division, to provide one year funding for the salaries, pension, and FICA of two Detectives and one Police Research Specialist as well as to fund training, purchase of equipment and use of overtime to address the growing problem of technology facilitated child abuse and exploitation for the period October 1, 2015 through September 30, 2016; and **(2)** execution of the grant agreement - Not to exceed \$324,139 - Financing: Office of the Governor, Criminal Justice Division Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1959

Item 27: Authorize **(1)** an application for and acceptance of a grant in the amount of \$80,000 from the Office of the Governor, Criminal Justice Division to aid in finding crime linkages and provide additional resources to the National Integrated Ballistic Information Network Program for the period October 1, 2015 through September 30, 2016; **(2)** an In-kind contribution in the amount of \$64,267; and **(3)** execution of the grant agreement - Total not to exceed \$144,267 - Financing: Office of the Governor, Criminal Justice Division Grant Funds (\$80,000) and In-Kind Contribution (\$64,267)

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1960

Item 28: Authorize **(1)** application for and acceptance of the Dallas Police Department Victim Services/15 grant from the U.S. Department of Justice through the Office of the Governor, Criminal Justice Division in the amount of \$62,359 to adequately respond to victims of violent crime with needed aid for the period September 1, 2015 through September 30, 2016; **(2)** a local cash match in the amount of \$15,589; and **(3)** execution of the grant agreement - Total not to exceed \$77,948 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$62,359) and Current Funds (\$15,589)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1961

Item 29: Authorize **(1)** acceptance of a donation from the Dallas Police Youth Foundation in the form of a 25 passenger bus valued at \$62,347 to be used in youth community engagement activities; and **(2)** execution of the grant agreement - Financing: No cost consideration to the City

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

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

Councilmember Greyson moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1962

Item 30: Authorize renewal of the Interlocal Agreement with Dallas County, through Southwestern Institute of Forensic Sciences at Dallas, for the provision of forensic, drug, toxicological, environmental, and physical evidence analysis, and other similar medical/forensic analytical services for the period October 1, 2015 through September 30, 2016 - Not to exceed \$3,800,000 - Financing: Confiscated Monies Funds (\$1,000,000) and Current Funds (\$2,800,000)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1963

Item 31: Authorize public hearings to be held on November 10, 2015 and December 9, 2015 to receive comments on the renewal of the Dallas juvenile curfew ordinance; and, at the close of the public hearing on December 9, 2015, consideration of an ordinance amending Chapter 31 of the Dallas City Code to reinstate and continue in effect the Dallas juvenile curfew ordinance to provide daytime and nighttime curfew hours for minors - Financing: No cost consideration to the City

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1964

Item 32: Authorize a contract with Camino Construction, L.P., lowest responsible bidder of four, for the reconstruction of street paving, drainage, pavement marking, landscape, water and wastewater main and adjustment improvements for Street Reconstruction Group 12-627 (list attached) - Not to exceed \$4,504,687 - Financing: General Obligation Commercial Paper Funds (\$3,584,983), Water Utilities Capital Improvement Funds (\$880,904) and Water Utilities Capital Construction Funds (\$38,800)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1965

Item 33: Authorize a contract with Jeske Construction Company, lowest responsible bidder of four, for the reconstruction of alley paving, storm drainage, drive approaches, sidewalks and wastewater main and adjustment improvements for Alley Reconstruction Group 12-2036 and street reconstruction improvements for Langdon Avenue from Thurston Drive to Denton Drive (list attached) - Not to exceed \$1,898,225 - Financing: General Obligation Commercial Paper Funds (\$1,496,513), 2012 Bond Funds (\$103,052), Water Utilities Capital Improvement Funds (\$277,400) and Water Utilities Capital Construction Funds (\$21,260)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1966

**North Beckley at Commerce Street**

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

Item 34: Authorize an increase in the contract with Texas Standard Construction, Ltd. for drainage system upgrades along North Beckley Avenue and West Commerce Street and additional work associated with the reconstruction of the North Beckley at West Commerce Street intersection, including changes to the roadway profile to accommodate the drainage upgrades - Not to exceed \$1,298,542, from \$5,749,249 to \$7,047,791 - Financing: 2012 Bond Funds (\$1,250,779), and 1998 Bond Funds (\$47,763)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1967

**North Beckley at Commerce Street**

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

Item 35: Authorize a professional services contract with Alliance Geotechnical Group, Inc. to provide construction material testing for the North Beckley Avenue at West Commerce Street intersection - Not to exceed \$75,150 - Financing: 1998 Bond Funds

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1968

**Note:** Item Nos. 36 and 37 must be considered collectively.

Item 36: Authorize a contract with EAS Contracting, L.P. ~~by EAS Contracting GP, LLC,~~ the only bidder, for the construction of the Love Field Hold Sign Relocation Project - Not to exceed \$1,306,252 - Financing: Aviation Capital Construction Funds

Corrected on the addendum.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1969

**Note:** Item Nos. 36 and 37 must be considered collectively.

Item 37: Authorize Supplemental Agreement No. 1 to the engineering services contract with Atkins North America, Inc. to provide full time on-site construction administration and construction observation services for the Love Field Hold Sign Relocation Project - Not to exceed \$415,700, from \$274,722 to \$690,422 - Financing: Aviation Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1970

Item 38: Authorize Supplemental Agreement No. 5 to the professional services contract with Pacheco Koch Consulting Engineers for additional engineering services for drainage improvements to the existing downstream stormwater system for the streetscape and urban design improvements on Bishop Avenue from Eighth Street to Jefferson Boulevard - Not to exceed \$208,460, from \$1,003,295 to \$1,211,755 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1971

Item 39: Authorize the third twelve-month renewal option to the service contract for the processing and sale of recycled materials for the period January 1, 2016 through December 31, 2016 - Greenstar Mid-America, LLC - Estimated Revenue: \$1,880,075

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1972

Item 40: Authorize **(1)** a contract for the construction of two 15-acre waste cells for a total of 30 acres, cells 6B1 and 6D2, with composite liner and leachate collection system, at the McCommas Bluff Landfill; and site improvements that include pavement of a perimeter road, main entrance road improvements, a new waste cell access road, entrance signage improvements, environmental enhancements including a wheel/undercarriage washing system and mud tracking reduction controls; and **(2)** an increase in appropriations in the Sanitation Capital Improvement Fund in the amount of \$4,804,946 from \$9,010,338 to \$13,815,284 - Hammett Excavation, Inc., lowest responsible bidder of four - Total not to exceed \$4,804,946 - Financing: Sanitation Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1973

Item 41: Authorize **(1)** the receipt and deposit of funds in the amount of \$18,786 from SLF III - The Canyon TIF, L.P., for material, equipment and labor provided by the City related to the construction of a new traffic signal at Canyon Boulevard and Westmoreland Road; and **(2)** an increase in appropriations in the amount of \$18,786 in the Capital Projects Reimbursement Fund - Not to exceed \$18,786 - Financing: Capital Projects Reimbursement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1974

Item 42: Authorize **(1)** the receipt and deposit of funds in the amount of \$200,181 from Victory Park UST Joint Venture I, LP for City-provided materials, equipment and labor related to the construction of nine traffic signals at the intersections of Continental Avenue and Houston Street/Victory Avenue, Lamar Street and Victory Avenue, Houston Street and Lamar Street, Houston Street and Olive Street, Olive Street and Victory Avenue, Houston Street and Payne Street, All Star Way and Houston Street, All Star Way and Victory Avenue, Hi Line Drive and Houston Street/Victory Avenue as part of the larger "Victory Park Two Way Conversion" project; and **(2)** an increase in appropriations in the amount of \$200,181 in the Capital Projects Reimbursement Fund - Not to exceed \$200,181-  
Financing: Capital Projects Reimbursement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1975

Item 43: Authorize **(1)** the receipt and deposit of funds in the amount of \$15,141 from Wal-Mart Real Estate Business Trust for certain material, equipment and labor provided by the City related to the reconstruction of the existing traffic signal at the intersection of Harvest Hill Road and Midway Road; and **(2)** an increase in appropriations in the amount of \$15,141 in the Capital Projects Reimbursement Fund - Not to exceed \$15,141 - Financing: Capital Projects Reimbursement Funds

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1976

Item 44: Authorize the (1) deposit of the amount awarded by the Special Commissioners in the condemnation proceeding styled City of Dallas v. The Hale Living Trust, Connie E. Hale, et al., Cause No. CC-15-01531-B, pending in County Court At Law No. 2, for acquisition from The Hale Living Trust, of approximately 7,044 square feet of land located near its intersection of Royal and Goodnight Lanes for the Goodnight Lane Street Improvements project; and (2) settlement of the condemnation proceeding for an amount not to exceed the amount of the award - Not to exceed \$21,153, increased from \$47,579 (\$44,279, plus closing costs and title expenses not to exceed \$3,300) to \$68,732 (\$65,432 being the award, plus closing costs and title expenses not to exceed \$3,300) - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1977

Item 45: An ordinance amending Chapter 43, of the Dallas City Code to define sidewalk cafes, establish annual and one-time fees for licenses and license renewals and reduce application fees for certain uses of the public right-of-way - Financing: No cost consideration to the City.

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

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

Councilmember Clayton moved to adopt the item.

Motion seconded by Councilmember Kingston and unanimously adopted.

Assigned ORDINANCE NO. 29906

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1978

Item 46: Authorize **(1)** acceptance of an annual grant from the Federal Emergency Management Agency (FEMA) for the Cooperating Technical Partners (CTP) program; **(2)** execution of a CTP Agreement with FEMA for FY 2015-2016 to provide a 75% cost share for updating certain flood studies in the City of Dallas; **(3)** the receipt and deposit of funds in an amount not to exceed \$788,250 from FEMA; **(4)** an increase in appropriations in the amount of \$788,250 in the FEMA Cooperating Technical Partnership Fund; **(5)** a local cash match of \$262,750 for the FY 2015-2016 plan; and **(6)** Supplemental Agreement No. 1 to the contract with Halff Associates, Inc., in the amount of \$1,051,000, from \$741,667 to \$1,792,667, for updating certain flood studies in accordance with the CTP Agreement with FEMA for Fiscal Year 2015-16 - Total not to exceed \$1,051,000 - Financing: Stormwater Drainage Management Current Funds (\$262,750) and FEMA Cooperating Technical Partnership Funds (\$788,250)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1979

Item 47: Authorize Supplemental Agreement No. 1 to the professional services contract with Pacheco Koch Consulting Engineers, Inc. to provide additional engineering design services for improvements associated with the Elam Road and Simpkins Remediation - Not to exceed \$288,900, from \$842,290 to \$1,131,190 - Financing: Capital Construction Funds (\$186,400), Water Utilities Capital Improvement Funds (\$12,500) and Public/Private Partnership Funds (\$90,000)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1980

Item 48: Authorize a professional services contract with Parsons Environment & Infrastructure Group Inc. to provide engineering services for the rehabilitation of the Jamison Meter Vault and the Irving North Meter Vault, and the design of a new interconnection facility between the Dallas and Irving water systems - Not to exceed \$803,500 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1981

Item 49: Authorize a contract for the construction of rehabilitation improvements to the peak flow basins at the Central Wastewater Treatment Plant - Oscar Renda Contracting, Inc., lowest responsible bidder of three - Not to exceed \$8,675,000 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

## OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1982

Item 50: 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 (re)nominations received for city board and commission appointments for the 2015-2017 board term, with term ending September 30, 2017, updated through OCTOBER 28, 2015, and noted the report indicated all (re)nominees met qualifications for service.

Councilmember Griggs moved to appoint the following:

- Kristine Schwope, Chair, to the Community Development Commission;
- John L. Johnson, Vice Chair, to the Senior Affairs Commission;
- Gary W. Sibley to the Board of Adjustment (Alternate Members);
- Phillip E. Collins, Architecture/Design Planning, to the Cultural Affairs Commission (Adjunct Members);
- Flora M. Hernandez and David E. Wilkins to the Civil Service Board;
- Linda R. Camin, Brent P. McDougal, and Pam Gerber to the Ethics Advisory Commission;
- Cristine Baril and Don J. Raines, Dallas County Residents, to the Reinvestment Zone Three Board (Oak Cliff Gateway);
- Larry M. James, Dallas County Resident, to the Reinvestment Zone Five Board (City Center);
- Larry R. Bennett, Dallas County Resident, to the Reinvestment Zone Eight Board (Design District);
- Larry M. James, Dallas County Resident, to the Reinvestment Zone Eleven Board (Downtown Connection);
- JB Jones, Jennifer Gadd Snow, and Dustin P. Thibodeaux, Dallas County Residents, to the Reinvestment Zone Fifteen Board (Fort Worth Avenue);
- Jonathan R. Braddick, Dallas County Resident, to the Reinvestment Zone Sixteen Board (Davis Garden);
- Priscylla Bento, Rockwall County Resident, to the Reinvestment Zone Eighteen Board (Maple/Mockingbird);
- Shkelqim Kelmendi to the Automated Red Light Enforcement Commission;
- Marla Beikman to the Board of Adjustment;
- Albert Gonzalez, Volunteer Experience in the Arts, and Lori Stahl, Literary Arts, to the Cultural Affairs Commission;
- Jared Davis and Corwin Haney to the City Plan and Zoning Commission;
- Christopher M. Albert and Diren W. Singhe to the Judicial Nominating Commission;

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

15-1982

Page 2

- Daron K. Tapscott, Historic Architect to the Landmark Commission;
- Lucy J. Livingston and Jeremiah M. Streetman to the Municipal Library Board;
- Nathan J. Rogers to the Martin Luther King Jr. Community Center Board;
- Marlon Rollins, Lawrence P. Hochberg and Raquel A. Rollins to the Park and Recreation Board;
- Michael C. Smotherman to the Permit and License Appeal Board;
- Barbara Record, 55+ Years of Age, to the Senior Affairs Commission; and
- Jason Bradberry, Representative of a Cultural Institute in South Dallas/Fair Park Area, to the South Dallas/Fair Park Trust Fund Board.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted.

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

15-7001	ARC	AUTOMATED RED LIGHT ENFORCEMENT COMMISSION
15-7002	BOA	BOARD OF ADJUSTMENT
15-7003	BOX	BOARD OF ADJUSTMENT ALTERNATE MEMBERS
15-7004	CAC	CULTURAL AFFAIRS COMMISSION
15-7005	CAX	CULTURAL AFFAIRS COMMISSION (ADJUNCT MEMBERS)
15-7006	CPC	CITY PLAN AND ZONING COMMISSION
15-7007	CSB	CIVIL SERVICE BOARD
15-7008	EAC	ETHICS ADVISORY COMMISSION
15-7009	JNC	JUDICIAL NOMINATING COMMISSION
15-7010	LMC	LANDMARK COMMISSION
15-7011	MLB	MUNICIPAL LIBRARY BOARD
15-7012	MLK	MARTIN LUTHER KING JR COMMUNITY CENTER BOARD
15-7013	PAR	PARK AND RECREATION BOARD
15-7014	PLA	PERMIT AND LICENSE APPEAL BOARD
15-7015	RZ03	REINVESTMENT ZONE THREE BOARD (OAK CLIFF GATEWAY)
15-7016	RZ05	REINVESTMENT ZONE FIVE BOARD (CITY CENTER)
15-7017	RZ08	REINVESTMENT ZONE EIGHT BOARD (DESIGN DISTRICT)
15-7018	RZ11	REINVESTMENT ZONE ELEVEEN BOARD (DOWNTOWN CONNECTION)
15-7019	RZ15	REINVESTMENT ZONE FIFTEEN BOARD (FORT WORTH AVENUE)
15-7020	RZ16	REINVESTMENT ZONE SIXTEEN BOARD (DAVIS GARDEN)
15-7021	RZ18	REINVESTMENT ZONE EIGHTEEN BOARD (MAPLE/MOCKINGBIRD)
15-7022	SAC	SENIOR AFFAIRS COMMISSION
15-7023	SDF	SOUTH DALLAS/FAIR PARK TRUST FUND BOARD
15-7024		BOARD OFFICERS



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1983

Item 51: Authorize a three-year master agreement for saw blades - Simba Industries in the amount of \$209,437, Desert Diamond Industries in the amount of \$194,796, Dunard Government Services, LLC in the amount of \$11,468, HD Supply Construction & Industrial White Cap in the amount of \$12,658 or \$11,896 (Tie Bid - Line 8), Simba Industries (Alternate) in the amount of \$3,984 or \$3,222 (Tie Bid - Line 8) and Root Brothers Manufacturing & Supply in the amount of \$2,773, lowest responsible bidders of seven - Total not to exceed \$434,354 - Financing: Current Funds (\$368,957), Aviation Current Funds (\$29,943), Water Utilities Current Funds (\$29,786) and Stormwater Drainage Management Current Funds (\$5,668)

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 tying bidders for Line 8 had been placed in separate plain envelopes for Mayor Rawlings to select one sealed envelope for each line. Mayor Rawlings selected one sealed envelope for the line and announced the selection as follows:

- Line 8 – HD Supply Construction & Industrial White Cap

Mayor Pro Tem Alonzo moved to adopt the item with Line 8 awarded as selected by Mayor Rawlings.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted.

**Note:** On October 27, 2015, the City Secretary, Assistant City Secretary, Lisa Brough and Carmen Esquivel with Business Development and Procurement Services, met and sealed the envelopes, all ensuring each sealed envelope contained one name for each of the tying bidders.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1984

Item 52: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Dennis Ray Hightower, of a tract of land containing approximately 133,347 square feet located in Kaufman County for the Lake Tawakoni 144-inch Pipeline Project - Not to exceed \$61,476 (\$57,976, plus closing costs and title expenses not to exceed \$3,500) - Financing: Water Utilities Capital Construction Funds

The city secretary announced agenda item 52 requires a motion that the Council of the City of Dallas adopt the item and authorize the use of the power of eminent domain, if such becomes necessary from *Dennis Ray Hightower*, to acquire a tract of land containing approximately 133,347 square feet located in Kaufman County, and more fully described in Exhibit A of the proposed written resolution for this item, for the Lake Tawakoni 144-inch Pipeline Project.

Deputy Mayor Pro Tem Wilson moved to adopt agenda item 52.

Motion seconded by Councilmember Kleinman.

Mayor Rawlings called the record vote on Deputy Mayor Pro Tem Wilson's motion to adopt the item:

Voting Yes: [14] Rawlings, Alonzo, Wilson, Medrano, Thomas, Arnold, Callahan, Young, Clayton, McGough, Kleinman, Greyson, Gates, Kingston

Voting No: [1] Griggs

The city secretary declared the item adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1985

Item 53: Authorize a grant agreement with Blocks GKM, LP for retail incentives and dedication of TIF funding in an amount not to exceed \$5,000,000 for the Victory Park Cinema Project, which is the construction of a theatre in the Victory Sub-district from revenues accruing to Tax Increment Financing Reinvestment Zone Seven (Sports Arena TIF District) - Not to exceed \$5,000,000 - Financing: Sports Arena TIF District Funds (subject to appropriations)

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1986

**West Dallas Sub District**

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

Item 54: Authorize a Chapter 380 economic development grant agreement with Argos Ready Mix (South Central) Corp. and West Dallas Investments, L.P., in an amount not to exceed \$2,500,000 for the relocation of Argos Ready Mix (South Central) Corporation's Corp. existing operations in the West Dallas/Trinity Groves area to a more compatible location and construction of new facilities at the new site - Not to exceed \$2,500,000 - Financing: 2012 Bond Funds (\$1,100,000) and General Obligation Commercial Paper Funds (\$1,400,000)

Corrected on the addendum.

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," the city secretary 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."

Prior to the items being read into the record, Councilmember Gates announced she had a conflict of interest on agenda items 54 and 55 and would abstain from voting or participating in any discussion. Councilmember Gates left the council chamber.

The city secretary read agenda items 54 and 55 into the record.

The following individuals addressed the city council on the items:

Debbie Solis, 2322 Kenesaw Dr.  
Randy Skinner, 2114 Iroquois Dr.  
Laura Cadena, 6815 American Way  
Ronnie Mestas, 3215 Rutz St.  
Jo-Ann Brown, 4149 Norco St.  
Jearldine McDaniel, Not Provided

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

15-1986

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During discussion, Mayor Rawlings requested the following individual speak on behalf of Argos Ready Mix South Central Corp. and West Dallas Investments, LP; there was no objection voiced by the city council.

Josh Butler, 9220 Los Cabos Trl., Fort Worth, TX

During discussion, Councilmember Callahan requested the following individual speak on behalf of Argos Ready Mix South Central Corp. and West Dallas Investments, LP; there was no objection voiced by the city council.

David Davis, 16746 FM 2612, Hemp, TX

Mayor Pro Tem Alonzo moved to adopt the items.

Motion seconded by Deputy Mayor Pro Tem Wilson and Councilmember Kleinman.

Mayor Pro Tem Alonzo requested a record vote.

Mayor Rawlings called the record vote on Mayor Pro Tem Alonzo's motion to adopt the items.

Voting Yes: [8] Rawlings, Alonzo, Wilson, Thomas, Callahan, McGough,  
Kleinman, Greyson

Voting No: [6] Griggs, Medrano, Arnold, Young, Clayton, Kingston

Abstain: [1] Gates

The city secretary declared the item adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1987

**West Dallas Sub District**

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

Item 55: Authorize an agreement with West Dallas Investments, LP that details general redevelopment commitments by West Dallas Investment LP and future City commitment of public funds and incentives that will benefit property owned or to be purchased by West Dallas Investment LP in the West Dallas area - Financing: No cost consideration to the City

Corrected on the addendum.

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," the city secretary 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."

Prior to the items being read into the record, Councilmember Gates announced she had a conflict of interest on agenda items 54 and 55 and would abstain from voting or participating in any discussion. Councilmember Gates left the council chamber.

The city secretary read agenda items 54 and 55 into the record.

The following individuals addressed the city council on the items:

Debbie Solis, 2322 Kenesaw Dr.  
Randy Skinner, 2114 Iroquois Dr.  
Laura Cadena, 6815 American Way  
Ronnie Mestas, 3215 Rutz St.  
Jo-Ann Brown, 4149 Norco St.  
Jearldine McDaniel, Not Provided

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL  
15-1987  
Page 2

During discussion, Mayor Rawlings requested the following individual speak on behalf of Argos Ready Mix South Central Corp. and West Dallas Investments, LP; there was no objection voiced by the city council.

Josh Butler, 9220 Los Cabos Trl., Fort Worth, TX

During discussion, Councilmember Callahan requested the following individual speak on behalf of Argos Ready Mix South Central Corp. and West Dallas Investments, LP; there was no objection voiced by the city council.

David Davis, 16746 FM 2612, Hemp, TX

Mayor Pro Tem Alonzo moved to adopt the items.

Motion seconded by Deputy Mayor Pro Tem Wilson and Councilmember Kleinman.

Mayor Pro Tem Alonzo requested a record vote.

Mayor Rawlings called the record vote on Mayor Pro Tem Alonzo's motion to adopt the items.

Voting Yes: [8] Rawlings, Alonzo, Wilson, Thomas, Callahan, McGough,  
Kleinman, Greyson

Voting No: [6] Griggs, Medrano, Arnold, Young, Clayton, Kingston

Abstain: [1] Gates

The city secretary declared the item adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1988

Item 56: Authorize a housing development grant in an amount not to exceed \$1,500,000 to the Dallas Housing Acquisition and Development Corporation for construction of ten single family homes on land bank properties - Not to exceed \$1,500,000 - Financing: FY 2014-15 HOME Program Income #1

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," the city secretary 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 Arnold moved to adopt the item.

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



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1989

The consent zoning docket consisted of agenda items 57-64.

Agenda item 57: Zoning Case Z145-106(RB)  
Agenda item 58: Zoning Case Z145-172(AF)  
Agenda item 59: Zoning Case Z145-270(OTH)  
Agenda item 60: Zoning Case Z145-288(RB)  
Agenda item 61: Zoning Case Z145-304(AF)  
Agenda item 62: Zoning Case Z145-317(AF)  
Agenda item 63: Zoning Case Z145-318(AF)  
Agenda item 64: Zoning Case Z145-319(OTH)

Prior to the consent zoning docket being read into the record, Councilmember Callahan moved to continue the public hearing and defer consent zoning agenda item 61 until the December 9, 2015 voting agenda meeting of the city council. Therefore, no speakers were called on the item. Motion seconded by Councilmember Kleinman and unanimously adopted. (Arnold absent when vote taken)

Consent zoning agenda items 59 and 64 were removed from the consent zoning docket to be considered as individual hearings.

Therefore, the consent zoning docket, consisting of the agenda items noted below, was presented for consideration:

Agenda item 57: Zoning Case Z145-106(RB)  
Agenda item 58: Zoning Case Z145-172(AF)  
Agenda item 60: Zoning Case Z145-288(RB)  
Agenda item 62: Zoning Case Z145-317(AF)  
Agenda item 63: Zoning Case Z145-318(AF)

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

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

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1990

Item 57: Zoning Case 145-106(RB)

The consent zoning docket, consisting of consent zoning agenda items 57, 58, 60, 62 and 63, 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 an R-7.5(A) Single Family District at the southeast corner of Ludlow Drive and South Vernon Avenue.

Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan, traffic management 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. 29907

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1991

Item 58: Zoning Case 145-172(AF)

The consent zoning docket, consisting of consent zoning agenda items 57, 58, 60, 62 and 63, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an MF-2(A) Multifamily District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an IR Industrial Research District, on the southeast line of Kimsey Drive, northeast of Maple Avenue.

Recommendation of Staff and CPC: Approval with deed restrictions volunteered by the applicant.

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 29908

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1992

Item 59: Zoning Case 145-270(OTH)

The consent zoning docket, consisting of consent zoning agenda items 57, 58, 60, 62 and 63, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an expansion of Specific Use Permit No. 1896 for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned an RR Regional Retail District with a D-1 Liquor Control Overlay south of Lake June Road, east of Templecliff Drive.

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

Prior to the consent zoning docket being read into the record, the city secretary announced the item needed to be considered as an individual item; there was no objection voiced by the city council.

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

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

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

Parnez Malik, P.O. Box 54803, Hunt, TX

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

- Approve for two years with automatic renewals for additional two-year periods

and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted. (Kingston absent when vote taken)

Assigned ORDINANCE NO. 29909

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1993

Item 60: Zoning Case 145-288(RB)

The consent zoning docket, consisting of consent zoning agenda items 57, 58, 60, 62 and 63, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 847, in the southeast quadrant of SMU Boulevard and North Central Expressway.

Recommendation of Staff and CPC: Approval, subject to a revised Subarea 1 development plan, revised Subarea 2 development 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. 29910

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1994

Item 61: Zoning Case 145-304(AF)

The consent zoning docket, consisting of consent zoning agenda items 57, 58, 60, 62 and 63, 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. 1771 for a vehicle display, sales and service use on property within Subdistrict 3 of Planned Development District No. 533, the C.F. Hawn Special Purpose District No. 1, on the northeast side of C.F. Hawn Freeway, west of North Jim Miller Road.

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

Prior to approval of the consent zoning docket and the item being read into the record, Councilmember Callahan moved to continue the public hearing and defer the item until the December 9, 2015 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1995

Item 62: Zoning Case 145-317(AF)

The consent zoning docket, consisting of consent zoning agenda items 57, 58, 60, 62 and 63, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an R-5(A) Single Family District on property zoned a CR Community Retail District on the northeast, southeast, and southwest corners of McBroom Street and Vilbig Road.

Recommendation of Staff and CPC: Approval.

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. 29911

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1996

Item 63: Zoning Case 145-318(AF)

The consent zoning docket, consisting of consent zoning agenda items 57, 58, 60, 62 and 63, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an R-5(A) Single Family District on property zoned a CR Community Retail District on the northeast corner of Morris Street and Vilbig Road.

Recommendation of Staff and CPC: Approval.

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. 29912



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1997

Item 64: Zoning Case 145-319(OTH)

The consent zoning docket, consisting of consent zoning agenda items 57, 58, 60, 62 and 63, 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. 2065 for the sale of alcoholic beverages in conjunction with a general merchandise or food store greater than 3,500 square feet on property zoned a CR Community Retail District with a D-1 Liquor Control Overlay on the southwest corner of Old Seagoville Road and South St. Augustine Drive.

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

Prior to the consent zoning docket being read into the record, the city secretary announced the item needed to be considered as an individual item; there was no objection voiced by the city council.

Later in the meeting, the item 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 time period is for five years with five-year automatic renewals

and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted. (Kingston absent when vote taken)

Assigned ORDINANCE NO. 29913

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1998

ZONING CASES - INDIVIDUAL

Item 65: Zoning Case 145-294(SM)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Subdistrict 4 of Planned Development District No. 714, the West Commerce Street/Fort Worth Avenue Special Purpose District and an ordinance granting a Specific Use Permit for a tower/antenna for cellular communication limited to a mounted cellular antenna on property zoned Subdistrict 4 of Planned Development District No. 714, on the north line of Fort Worth Avenue, west of Walter Drive.

Recommendation of Staff and CPC: Approval of the amendment to Subdistrict 4, subject to conditions; and approval of a Specific Use Permit for a two-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.

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

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

Assigned ORDINANCE NOS. 29914 AND 29915

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-1999

ZONING CASES - INDIVIDUAL

Item 66: Zoning Case 145-303(AF)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a Lodging or boarding house on property zoned a CR Community Retail District on the east corner of Belmont Avenue and North Carroll Avenue.

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

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

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

Carl Smith, 4517 Weldon St.  
Alex Ramos, 4616 Weldon St.  
Adele Acrey, 4543 Rusk Ave.  
Mary Warren, 4312 McKinney Ave.  
Steven Ray, 4518 Capitol Ave.  
Andrew Astmann, 4523 Belmont Ave.  
Christina Casas, 4419 Rusk Ave.  
Jonas Park, 2319 Rusk Ct.

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

Mark Housewright, 900 Jackson St.  
Javier Burko, Not Provided  
Veronica Boy, 6156 Canvas Back Dr.  
Vicente Bustamante, 4345 Skillman St.  
Angeles Bustamante, 4345 Skillman St.  
Mathalicia Burko, 5061 Bridge Creek Dr.  
Sarah Gutierrez, Not Provided  
Lilie Salazar, 6640 Canyon Oaks Ave., Plano, TX  
Luis Voy, 6156 Canvas Back Dr.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL  
15-1999  
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Councilmember Medrano moved to close the public hearing and deny the item.

Motion seconded by Councilmember McGough and unanimously denied.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-2000

DESIGNATED ZONING CASES - INDIVIDUAL

Item 67: Zoning Case 145-279(RB)

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for MF-2 Multiple-family Subdistrict Uses on property zoned an MF-2 Multiple-family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the southwest line of Cedar Springs Road, between Lucas Drive and Hawthorne Avenue.

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

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

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

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

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

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

Assigned ORDINANCE NO. 29916

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-2001

DESIGNATED ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 68: Zoning Case 134-319(RB)

An ordinance granting a Planned Development District for certain CS Commercial Service District Uses and a Mini-warehouse use and a resolution granting the termination of deed restrictions on property zoned a CS Commercial Service District on the north line of East University Boulevard, east of North Central Expressway.

Recommendation of Staff: Denial.

Recommendation of CPC: Approval, subject to a development plan and conditions; and approval of the termination of deed restrictions.

Note: This item was considered by City Council at a public hearing on June 10, 2015, and was denied without prejudice, with the public hearing closed. This item was reconsidered on June 17, 2015, to be heard on August 12, 2015, with the public hearing closed. This item was considered by the City Council on August 12, 2015, September 9, 2015, and September 22, 2015, and was held under advisement until October 28, 2015, with the public hearing closed.

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

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

The city secretary announced the item was not a public hearing as it was previously closed.

Councilmember Kingston moved to remand the item to the City Plan and Zoning Commission.

Motion seconded by Councilmember Griggs and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-2002

DEVELOPMENT CODE AMENDMENTS UNDER ADVISEMENT- INDIVIDUAL

Item 69: Zoning Case DCA078-016(DL)

A public hearing to receive comments regarding consideration of and an ordinance granting amendments to Chapters 51 and 51A of the Dallas Development Code to: (1) require a landscape buffer and establish maximum stacking heights for open storage and outside storage uses; (2) require screening for open storage and outside storage uses in the I-2, I-3, and IM Industrial Manufacturing districts; (3) provide new screening regulations for the organic compost recycling facility use, petroleum product storage and wholesale use, and sand, gravel or earth sales and storage use in IM Industrial Manufacturing districts; and (4) require a Specific Use Permit for outside storage as a main use in the CA-1 and CA-2 districts.

Recommendation of Staff: Approval of Staff recommendation.

Recommendation of CPC: Approval.

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

Councilmember Greyson moved to close the public hearing, accept the recommendation made by the Quality of Life and Environment Council Committee with the following change:

- Weathering steel is not an approved screening material

and pass the ordinance.

Motion seconded by Councilmember Callahan.

After discussion, Councilmember Kingston moved a substitute motion to close the public hearing, accept the recommendation made by the Quality of Life and Environment Council Committee and pass the ordinance.

Motion seconded by Councilmember Griggs.

After further discussion, Mayor Rawlings called a record vote on Councilmember Kingston's substitute motion to close the public hearing, accept the recommendation made by the Quality of Life and Environment Council Committee and pass the ordinance:

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15-2002

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Voting Yes: [6] Griggs, Medrano, Arnold, Young, McGough, Kingston

Voting No: [9] Rawlings, Alonzo, Wilson, Thomas, Callahan, Clayton,  
Kleinman, Greyson, Gates

The city secretary declared the motion failed.

Mayor Rawlings called a voice vote on Councilmember Greyson's motion to close the public hearing, accept the recommendation made by the Quality of Life and Environment Council Committee with the following change:

- Weathering steel is not an approved screening material

and pass the ordinance:

Voting Yes: [14] Rawlings, Alonzo, Wilson, Griggs, Medrano, Thomas,  
Callahan, Young, Clayton, McGough, Kleinman, Greyson,  
Gates, Kingston

Voting No: [1] Arnold

The city secretary declared the item adopted.

Assigned ORDINANCE NO. 29917



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-2003

MISCELLANEOUS HEARINGS

Item 70: A public hearing to receive comments to amend the City of Dallas Central Business District Streets and Vehicular Circulation Plan to delete Hawkins Street from Canton Street to Commerce Street; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City.

No one addressed the city council on the item.

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

Motion seconded by Councilmember Kingston and unanimously adopted.

Assigned ORDINANCE NO. 29918

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-2004

MISCELLANEOUS HEARINGS - UNDER ADVISEMENT

Item 71: A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from a public school, Henry W. Longfellow Career Exploration Academy as required by Section 6-4 of the Dallas City Code to allow a wine and beer retailer's off-premise permit pursuant to Chapter 26 of the Texas Alcoholic Beverage Code for a general merchandise or food store with 10,000 square feet or more floor area [L&B Depp Inwood Village, dba CVS Pharmacy #7412] on the southeast corner of West Lovers Lane and Inwood Road, north of Boaz Street - AV145-004 - Financing: No cost consideration to the City

No one addressed the city council on the item.

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

Motion seconded by Deputy Mayor Pro Tem Wilson and Councilmember Greyson.

Mayor Rawlings declared the item adopted on a divided vote with Councilmember Arnold voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-2005

Closed Session

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

- Kelvion Walker v. Amy Wilburn, Civil Action No. 3:13-CV-04896-D

At 12:11 p.m., Mayor Rawings 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.)

- Kelvion Walker v. Amy Wilburn, Civil Action No. 3:13-CV-04896-D

Mayor Rawlings reconvened to open session after the closed session at 1:21 p.m. No other matters were discussed during the closed session.

\***Note:** Following discussion of this item in closed session, city council considered the following addendum addition consent agenda item:

Addendum Addition 3: Authorize Supplemental Agreement No. 2 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 \$175,000, from \$250,000 to \$425,000 - Financing: Current Funds (subject to appropriations)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-2006

Addendum Addition 1: Authorize a five-year service contract to establish a master agreement for merchant credit card processing services - Bank of America Merchant Services, LLC, most advantageous proposer of five - Fees not to exceed the attached fee schedule - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-2007

Addendum Addition 2:        Authorize the settlement of the condemnation lawsuit styled City of Dallas v. Matthew Millard, et al., Cause No. CC-14-01188-B - Not to exceed \$135,556, increased from \$164,444 (\$162,167 plus closing costs and title expenses not to exceed \$2,277) to \$300,000 (total settlement amount) - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-2008

Addendum Addition 3: Authorize Supplemental Agreement No. 2 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 \$175,000, from \$250,000 to \$425,000 - Financing: Current Funds (subject to appropriations)

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 her request.

Mayor Rawlings announced the item would be held to the afternoon to allow discussion of the item in closed session.

At 12:11 p.m., Mayor Rawlings announced the item would be discussed in closed session under Attorney Briefings (Sec. 551.071 T.O.M.A.). Mayor Rawlings reconvened to open session at 1:21 p.m. No other matters were discussed in closed session.

The item was read into the record by the city secretary.

Councilmember Greyson moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 28, 2015

15-2009

Addendum Addition 4:           An ordinance abandoning portions of a utility easement, a sanitary sewer easement, a water easement and a fire apparatus access road to Magnolia Station, LLC, the abutting owner, containing a total of approximately 46,248 square feet of land, located near Lyte Street and its intersection with Magnolia Hill Court and North Houston Street - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 29919