

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 23, 2016

16-0410

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

PRESENT: [15] Rawlings, Alonzo, Wilson, Griggs (*9:27 a.m.), Medrano (*9:19 a.m.), Thomas (*9:24 a.m.), Arnold, Callahan, Young, Clayton, McGough, Kleinman, Greyson (*9:15 a.m.), Gates, Kingston (*9:23 a.m.)

ABSENT: [0]

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 Deon Nathan, Community Outreach Rabbi at Dallas Area Torah Association (DATA).

Councilmember Arnold led the pledge of allegiance.

The meeting recessed to executive session at 12:04 p.m. and reconvened to open session at 1:31 p.m. (Wilson [*1:33 p.m.], Thomas [*1:37 p.m.], Kingston [*1:39 p.m.]).

The meeting agenda, 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 2:27 p.m.

Mayor

ATTEST:

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, MARCH 23, 2016

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 23, 2016

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0411

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: Freddie Baker, 3808 Mural Ln.
SUBJECT: Not selling property

SPEAKER: Sharon Titus, 9306 Renova Dr.
SUBJECT: TrinityWatershed

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd.
SUBJECT: March 1st

SPEAKER: Robert Ceccarelli, 1822 Young St.
SUBJECT: ACE schools/DISD

SPEAKER: Deloris Phillips, address not provided (handout provided)
SUBJECT: Black male cover up/gang rape

ADDITIONAL – OPEN MICROPHONE:

There were no speakers under this category.

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Jeff Berns, 2415 Dorrington Dr.
SUBJECT: Animal Issues

SPEAKER: Sherri Lowe, 330 E. Camp Wisdom Rd.
SUBJECT: Police Department

SPEAKER: Nathan Goldsmith, 2707 Cole Ave. (handout provided)
SUBJECT: Infringement on liberty

SPEAKER: Vee Haywood, P. O. Box 763293
SUBJECT: MLK Center/Events

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0412

Item 1: Approval of Minutes of the February 24, 2016 City Council Meeting

Councilmember Griggs moved to adopt the minutes as presented.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0413

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-46 and addendum addition consent agenda items 1-3. Consent agenda item 12 was corrected on the addendum to the agenda. Consent agenda items 18 and 42-46 were deleted on the addendum to the agenda.

Councilmember Gates requested consent agenda items 14 and 15 be considered as individual items later in the meeting; there was no objection voiced to her request.

The city manager requested consent agenda items 31 and 32 be considered as individual items later in the meeting; there was no objection voiced to his request.

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.

Therefore, the consent agenda, consisting of consent agenda items 2-13, 16, 17, 19-30, 33-41 and addendum addition consent agenda items 1 and 2, was presented for consideration.

Councilmember Kleinman moved to adopt all items on the consent agenda.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0414

Item 2: Authorize **(1)** the first three-year renewal option to the contract for dock master services at Dallas Love Field in the amount of \$2,084,874; and **(2)** an increase in the contract for additional services related to the x-ray inspection system in the amount of \$191,728 - Bradford Airport Logistics, LTD - Total not to exceed \$2,276,602 - Financing: Aviation Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0415

Item 3: Authorize a one-year service contract for light pole maintenance and repair services for Trinity Watershed Management - Environmental Lighting Services, LLC, lowest responsible bidder of two - Not to exceed \$84,640 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0416

Item 4: Authorize a three-year service contract for installation, monitoring and maintenance of alarm systems and annual fire alarm inspections - Communicon, LTD dba Communication Concepts in the amount of \$3,186,905 and International Systems of America, LLC dba ISA Fire & Security in the amount of \$245,464, most advantageous proposers of three - Total not to exceed \$3,432,369 - Financing: Current Funds (\$1,622,786), Aviation Current Funds (\$1,417,745), Water Utilities Current Funds (\$297,132), Stormwater Drainage Management Current Funds (\$40,432), Sanitation Current Funds (\$29,274), Department of State Health Services Grant Funds (\$15,000) and Community Development Block Grant Funds (\$10,000) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0417

Item 5: Authorize a five-year service contract for maintenance, support and upgrades of the City's existing Record Management and Field Base Reporting System - Intergraph Corporation, only proposer - Not to exceed \$3,301,195 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0418

Item 6: Authorize a six-year service contract for elevator, escalator and moving sidewalk maintenance and repair for various City locations - Southwest Elevator Company dba Oracle Elevator Company of Texas through an intergovernmental agreement with Dallas Area Rapid Transit in the amount of \$4,177,152 and Otis Elevator Company through BuyBoard in the amount of \$1,412,606 - Total not to exceed \$5,589,758 - Financing: Current Funds (\$314,090), Aviation Current Funds (\$4,335,636) and Water Utilities Current Funds (\$940,032) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0419

CNG Fuel & Fuel Station Maintenance

Note: Item Nos. 7 and 8
must be considered collectively.

Item 7: Authorize a three-year acquisition contract, which will result in a master agreement, for compressed natural gas for equipped fleet vehicles - Clean Energy dba California Clean Energy, Inc., only bidder - Not to exceed \$2,493,964 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0420

CNG Fuel & Fuel Station Maintenance

Note: Item Nos. 7 and 8
must be considered collectively.

Item 8: Authorize a three-year service contract for compressed natural gas fuel station parts and maintenance for equipped fleet vehicles - Clean Energy dba California Clean Energy, Inc., only bidder - Not to exceed \$456,720 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0421

Item 9: Authorize **(1)** an acquisition contract for the purchase of software licenses in the amount of \$755,280; and **(2)** a three-year service contract for maintenance and support of the backup and security system for the City's existing database network in the amount of \$599,958 - Symantec distributed by Carahsoft Technology Corp. and sold through PetroSys Solutions, Inc. dba psitechnology, through the Department of Information Resources, State of Texas Cooperative contract - Total not to exceed \$1,355,238 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0422

Item 10: Authorize **(1)** the purchase of five police motorcycles - Denton Harley-Davidson, LP dba American Eagle Harley-Davidson in the amount of \$120,356, lowest responsible bidder of three; and **(2)** the purchase of seven compact sedans and one aerial bucket truck - Sam Pack's Five Star Ford in the amount of \$209,407 through the Texas SmartBuy (TXMAS) - Total not to exceed \$329,763 - Financing: 2007 Equipment Acquisition Contractual Obligation Notes (\$186,947), Confiscated Monies Funds (\$92,872) and Urban Area Security Grant Funds (\$49,944)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0423

Item 11: Authorize a three-year master agreement for various types of pressure reducing valves, parts and accessories - Hugh M. Cunningham, Inc. in the amount of \$215,000 and Municipal Valve & Equipment in the amount of \$155,000, lowest responsible bidders of two - Total not to exceed \$370,000 - Financing: Water Utilities Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0424

Item 12: Authorize **(1)** supplemental agreement no. 1 to increase the acquisition contract for the purchase and implementation of software and hardware for a hosted cloud storage for the body worn camera system for Police in the amount of \$119,788, from \$825,034 to \$944,822; and **(2)** supplemental agreement no. 1 to increase the service contract for maintenance, support and cloud storage for the body worn camera system for Police in the amount of \$783,216, from \$2,912,536 to \$3,695,752 - Taser International - Total not to exceed \$903,004, from \$3,737,570 to \$4,640,574 - Financing: ~~2013~~ Urban Area Security Initiative Grant Funds (\$872,729) and Office of the Governor, Criminal Justice Division State Grant Funds (\$30,275)

Corrected on the addendum.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0425

Item 13: Authorize settlement of the lawsuit styled Benjamin Bracken v. City of Dallas, Cause No. DC-15-05342-C - Not to exceed \$35,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0426

Item 14: Authorize a one-year service contract, with two one-year renewal options, for integrated mosquito management services for Zika and Chikungunya viruses - PRP Services, LLC dba Municipal Mosquito through an Interlocal Agreement for a Cooperative Purchasing Program with the City of Grand Prairie, Texas - Not to exceed \$150,000 - Financing: Current Funds (subject to appropriations)

Councilmember Gates 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 Mayor Pro Tem Alonzo and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0427

Item 15: Authorize a one-year service contract, with two one-year renewal options, for adult mosquito control services - PRP Services, LLC dba Municipal Mosquito through an Interlocal Agreement for a Cooperative Purchasing Program with Dallas County, Texas - Not to exceed \$50,000 - Financing: Current Funds (subject to appropriations)

Councilmember Gates 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 Gates moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0428

Item 16: Authorize a twelve-month service agreement for renewal of software use and support of the Socrata Open Data Portal - Carahsoft Technology Corporation, through the U.S. General Service Administration procurement price list - Not to exceed \$348,004 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0429

Item 17: Authorize the nomination of Comerica Bank, located at 5201 East R L Thornton Freeway, Dallas, Texas 75223 and 1717 Main Street, Dallas Texas, 75201 to receive designation as an Enterprise Zone Project under the Texas Enterprise Zone Act, as amended, (Government Code, Chapter 2303) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0430

Item 18: Authorize **(1)** an Interlocal Agreement with the City of Irving for critical aid response in the Cypress Waters area provided on behalf of City of Dallas and its citizens for one year from October 1, 2015 through September 30, 2016, with four, one-year automatic renewals; and **(2)** a payment of fee per response to the City of Irving - Not to exceed \$300,000 annually - Financing: Current Funds (subject to annual appropriations)

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0431

Item 19: Authorize Supplemental Agreement No. 1 with Digital Sandbox (a wholly owned subsidiary of Haystax Technology, Inc.) through the U. S. General Services Administration to increase the acquisition contract for the purchase and installation of additional modules and components to enhance the pre-incident planning database - Not to exceed \$306,575, from \$374,650 to \$681,225 - Financing: U. S. Department of Homeland Security Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0432

Item 20: Authorize a ten-year service contract for the development of a ten-year comprehensive master plan for community/multipurpose centers in the Housing/Community Services department - drw planning studio, llc, most advantageous proposer of two - Not to exceed \$89,341 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0433

Item 21: A resolution declaring one unimproved property located at 3709 Spring Avenue unwanted and unneeded and authorizing its conveyance to Dallas Neighborhood Alliance for Habitat, a qualified non-profit organization, through the Land Transfer Program (list attached) - Revenue: \$5,296

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0434

Item 22: Authorize an amendment to Resolution No. 14-1223, previously approved on August 13, 2014, for two loan agreements for two separate phases of the Thornton Heights Project with East Dallas Community Organization to extend the completion date of both loan agreements from December 31, 2015 to August 31, 2016 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0435

Item 23: Authorize an amendment to Resolution No. 16-0271, previously approved on February 10, 2016, to correct the name of the purchaser of 5444 Gaston Avenue from Azur Commercial Capital, LLC to Gaston Commons, LLC - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0436

Item 24: Authorize **(1)** the acceptance of a grant in the amount of \$10,000 from the National Endowment for the Arts to provide cultural services for the period January 1, 2016 through December 31, 2017; **(2)** a local match in the amount of \$10,000; and **(3)** execution of the grant agreement - Total not to exceed \$20,000 - Financing: National Endowment for the Arts Grant Funds (\$10,000) and Current Funds (\$10,000)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0437

Item 25: Authorize **(1)** the acceptance of grants in the amount of \$57,500 from the Texas Commission on the Arts to provide cultural services for the period September 1, 2015 through August 31, 2016; **(2)** a local match in the amount of \$57,500; and **(3)** execution of the grant agreements - Total not to exceed \$115,000 - Financing: Texas Commission on the Arts Grant Funds (\$57,500) and Current Funds (\$57,500)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0438

Item 26: Authorize an application for a Recreational Trail Grant in the amount of \$200,000 from the Texas Parks and Wildlife Department for development of the Runyon Creek Trail project located at 1900 East Camp Wisdom Road - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0439

Item 27: Authorize **(1)** the receipt and deposit of funds in the amount \$692,744 in the Capital Gifts, Donation and Development Fund; **(2)** an increase in appropriations in the Capital Gifts, Donation and Development Fund in the amount of \$692,744; and **(3)** a contract for improvements at Buckner Park located at 4550 Worth Street - MART, Inc., lowest responsible bidder of seven - Not to exceed \$1,935,507 - Financing: Buckner Park Funds (\$381,348), Capital Gifts, Donation and Development Funds (\$692,744), 2006 Bond Funds (\$268,607) and General Obligation Commercial Paper Funds (\$592,808)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0440

Item 28: Authorize a public hearing to be held on April 27, 2016 to receive comments on the proposed use of a portion of the Dallas Zoo located at 550 East Clarendon Drive for two drainage easements and one floodway easement for the Wilds of Africa plat, totaling approximately 116,015 square feet of land, as required by plat - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0441

Item 29: Authorize a professional services contract with Kimley-Horn and Associates, Inc. for design of paving, drainage and wastewater improvements for the Colorado Boulevard Extension, Phase II Project to extend the roadway from previously constructed in Phase I to tie into Westmoreland Road at West Colorado Boulevard - Not to exceed \$196,256 - Financing: 2012 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0442

Item 30: Authorize Supplemental Agreement No. 1 to the professional services contract with EJES, Inc., to provide design services, construction management services, and environmental services for the removal and replacement of two underground fuel storage tanks and one underground oil tank at the North Central Patrol Division, located at 6969 McCallum Boulevard, and for the removal and replacement of two underground fuel storage tanks at the Southeast Patrol Division, located at 725 North Jim Miller Road - Not to exceed \$225,183, from \$14,402 to \$239,585 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0443

Item 31: Authorize **(1)** an Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for material and labor related to the reconstruction of the existing traffic signal at the intersection of Interstate 20 and Wheatland Road; and **(2)** the establishment of appropriations in the amount of \$20,218 in the Texas Department of Transportation Grant Fund - Not to exceed \$20,218 - Financing: Texas Department of Transportation Grant Funds

The city manager 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.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0444

Item 32: Authorize **(1)** an Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for material and labor costs incurred in an amount not to exceed \$167,391 for traffic signal improvements at seven locations, specifically at Loop 12 (Buckner Boulevard) and John West Road, Abrams Road and Forest Lane, Bruton Road and St. Augustine Drive, Dilido Road and John West Road, Bruton Road and Prairie Creek, Bruton Road and Masters Drive and Commerce Street and Good Latimer Expressway; and **(2)** the establishment of appropriations in the amount of \$167,391 in the Texas Department of Transportation Grant Fund - Not to exceed \$167,391 - Financing: Texas Department of Transportation Grant Funds

The city manager 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.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0445

Item 33: Authorize settlement in lieu of proceeding with condemnation of a tract of land containing approximately 1,640 square feet from Brigida Flores located near the intersection of Gaston Avenue and Peak Street for the Peak Street and Gaston Avenue Project - Not to exceed \$6,000, increased from \$32,500 (\$30,000, plus closing costs and title expenses not to exceed \$2,500) to \$38,500 (\$35,420, plus closing costs and title expenses not to exceed \$3,080) - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0446

Item 34: Authorize settlement in lieu of proceeding with condemnation of a tract of land containing approximately 2,000 square feet from Charles Krovetz Real Estate Company located near the intersection of Swiss Avenue and Peak Street for the Peak Street and Gaston Avenue Project - Not to exceed \$8,000, increased from \$38,500 (\$36,000, plus closing costs and title expenses not to exceed \$2,500) to \$46,500 (\$43,200, plus closing costs and title expenses not to exceed \$3,300) - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0447

Item 35: Authorize acquisition from County of Dallas, of approximately 15,337 square feet of land located in the City of Hutchins for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$33,674 (\$30,674 plus closing costs and title expenses not to exceed \$3,000) - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0448

Item 36: A resolution authorizing acceptance of the only bid received from SLF III - The Canyon in Oak Cliff, L.P. for approximately 12.993 acres of land located near the intersection of Pinnacle Park Boulevard and Falls Bluff Drive in exchange for approximately 23.78 acres of unwanted and unneeded City-owned land located near the intersection of Pinnacle Park Boulevard and Pinnacle Point Drive - Revenue: \$7,500

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0449

Item 37: A resolution authorizing the sale of approximately 5,062 square feet of City-owned land located near the intersection of US 175 and Harding Street to the Texas Department of Transportation - Revenue: \$6,074

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0450

Item 38: Authorize professional services contracts with four consulting firms for the engineering design of eighteen erosion control improvement projects (list attached) - Not to exceed \$659,570 - Financing: General Obligation Commercial Paper Funds (\$113,794), 2012 Bond Funds (\$447,273) and Water Utilities Capital Improvement Funds (\$98,503)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0451

Item 39: Authorize a contract with Ark Contracting Services, LLC, lowest responsive bidder of two, for the construction of storm drainage improvements in the alley between Gaston Avenue and Swiss Avenue from Grigsby Avenue to Annex Avenue and Weisenberger Drive from undeveloped road to the dead-end - Not to exceed \$1,534,465 - Financing: Stormwater Drainage Management Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0452

Item 40: Authorize a contract with Omega Contracting, Inc., lowest responsive bidder of two, for the construction of storm drainage improvements along Knights Branch channel between the DART and the Fort Worth Transportation Authority rail line and IH 35 Frontage Road and extension of the existing culvert located at Inwood Road and Lupo Drive at the Hampton Gate House - Not to exceed \$921,980 - Financing: Stormwater Drainage Management Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0453

Item 41: Authorize a contract with Rebcon, Inc., lowest responsive bidder of four, for the construction of paving, drainage, water and wastewater improvements for Elam Road and a shared-use path west of Pemberton Hill Road - Not to exceed \$2,870,719 - Financing: Capital Construction Funds (\$2,056,944), Public/Private Partnership Funds (\$275,750), Water Utilities Capital Construction Funds (\$78,280) and Water Utilities Capital Improvements Funds (\$459,745)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0454

**Cypress Waters and West Cell
Developments**

Note: Item Nos. 42, 43, 44, 45 and 46
must be considered collectively.

Item 42: Authorize an amendment to Resolution No. 15-1192, previously approved on June 17, 2015, to increase financial participation with the City of Irving within the Dallas-Irving Interlocal Agreement for water supply and infrastructure projects - Not to exceed \$1,598,229, from \$5,748,518 to \$7,346,747 - Financing: Water Utilities Capital Construction Funds

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0455

**Cypress Waters and West Cell
Developments**

Note: Item Nos. 42, 43, 44, 45 and 46
must be considered collectively.

Item 43: Authorize an amendment to Resolution No. 15-1193, previously approved on June 17, 2015, to increase receipt and deposit of funds from Billingsley LD, Ltd., for the Phase III Development Agreement for Irving-led construction projects from \$4,023,963 to \$5,142,723 - Revenue: \$1,118,760

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0456

**Cypress Waters and West Cell
Developments**

Note: Item Nos. 42, 43, 44, 45 and 46
must be considered collectively.

Item 44: Authorize the City Manager to enter into a Reciprocal Treated Water Service Contract, approved as to form by the City Attorney, with the City of Irving for reciprocal treated water service for the Cypress Waters Development - Not to exceed \$1,944,801 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0457

**Cypress Waters and West Cell
Developments**

Note: Item Nos. 42, 43, 44, 45 and 46
must be considered collectively.

Item 45: Authorize the City Manager to enter into a Reciprocal Wastewater Service Contract, approved as to form by the City Attorney, with the City of Irving for reciprocal wastewater service for the Cypress Waters Development - Not to exceed \$71,058 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0458

**Cypress Waters and West Cell
Developments**

Note: Item Nos. 42, 43, 44, 45 and 46
must be considered collectively.

Item 46: An ordinance adopting a boundary adjustment agreement with the City of Irving on property located south of the terminus of South Northlake Road and northwest of the intersection of Valley Vista Drive and Lakebreeze Road (within the West Cell area of the Cypress Waters Development) - Financing: No cost consideration to the City

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0459

Item 47: 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 nominations received for the 2015-2017 board term, ending September 30, 2017 and noted the report indicated all nominees met qualifications for service.

Mayor Pro Tem Alonzo moved to appoint the following:

- Nathaniel A. Barrett Jr., Chair, and Mu Naw Di, Vice Chair, to the Youth Commission;
- Clint V. Nolen, Vice Chair, to the Board of Adjustment Panel A;
- Scott Hounsel, Vice Chair, to the Board of Adjustment Panel B;
- Matthew C. Vermillion, Dallas County Resident, to the Reinvestment Zone Six Board (Farmers Market);
- Noel J. Aveton, Dallas County Resident, to the Reinvestment Zone Seven Board (Sports Arena);
- Tayo A. Ayanlola, Rockwall County Resident, and Ed P. Oakley, Dallas County Resident, to the Reinvestment Zone Eight Board (Design District);
- Michon Fulgham, Dallas County Resident, to the Reinvestment Zone Nine Board (Vickery Meadow);
- Cash Harbaugh and Joseph T. O'Brien, both Dallas County Residents, to the Reinvestment Zone Twelve Board (Deep Ellum);
- Chris Wright and John P. Dean, both Dallas County Residents, to the Reinvestment Zone Fourteen Board (Skillman Corridor);
- Anga L. Sanders, Dallas County Resident, to the Reinvestment Zone Sixteen Board (Davis Garden);
- Kiyundra K. Gulley, Dallas County Resident, to the Reinvestment Zone Twenty Board (Mall Area Redevelopment);
- Yolanda T. Jimenez to the Community Development Commission; and
- William R. Weinberg to the Judicial Nominating Commission.

Motion seconded by Councilmember Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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

16-5551	CDC	COMMUNITY DEVELOPMENT COMMISSION
16-5552	JNC	JUDICIAL NOMINATING COMMISSION
16-5553	RZ06	REINVESTMENT ZONE SIX BOARD (FARMERS MARKET)
16-5554	RZ07	REINVESTMENT ZONE SEVEN BOARD (SPORTS ARENA)
16-5555	RZ08	REINVESTMENT ZONE EIGHT BOARD (DESIGN DISTRICT)
16-5556	RZ09	REINVESTMENT ZONE NINE BOARD (VICKERY MEADOW)
16-5557	RZ12	REINVESTMENT ZONE TWELVE BOARD (DEEP ELLUM)
16-5558	RZ14	REINVESTMENT ZONE FOURTEEN BOARD (SKILLMAN CORRIDOR)
16-5559	RZ16	REINVESTMENT ZONE SIXTEEN BOARD (DAVIS GARDEN)
16-5560	RZ20	REINVESTMENT ZONE TWENTY BOARD (MALL AREA REDEVELOPMENT)
16-5561		BOARD OFFICERS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0460

Item 48: Execute the casting of lots to identify the recommended vendor resulting from tie bids on lines 74, 83, 86, 92 and 97 for bid BA1601 for a three-year master agreement for the purchase of herbicides and pesticides - Winfield Solutions LLC, BWI Dallas/Ft. Worth, N-Gulf, LLC dba Ameriturf, Helena Chemical Company and Rentokil North America, Inc. dba Target Specialty Products - Financing: This action has no cost consideration to the City

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 Lines 74, 83, 86, 92 and 97 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 lines noted below and announced the selection as follows:

- Line 74 – Winfield Solutions LLC
- Line 83 – Helena Chemical Company
- Line 86 – Winfield Solutions LLC
- Line 92 – Rentokil North America, Inc. dba Target Specialty Products
- Line 97 – Helena Chemical Company

Councilmember Medrano moved to adopt the item with all lines awarded as selected by Mayor Rawlings.

Motion seconded by Councilmember Kleinman and unanimously adopted.

Note: On March 22, 2016, the city secretary, assistant city secretary, Michelle Charnoski 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

MARCH 23, 2016

16-0461

Item 49: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Floyd E. Garner, of an improved tract of land containing approximately 35,920 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$34,000 (\$31,000 plus closing costs and title expenses not to exceed \$3,000) - Financing: 2006 Bond Funds

The city secretary announced agenda item 49 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 *Floyd E. Garner*, of an improved tract of land containing approximately 35,920 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project.

Councilmember Young requested agenda items 49, 50 and 52 be considered collectively; there was no objection voiced to her request.

The city secretary read the items into the record.

Councilmember Young moved to hold agenda items 49, 50 and 52 under advisement until the April 13, 2016 voting agenda meeting of the city council.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0462

Item 50: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Gaythell Smith, of an improved tract of land containing approximately 9,326 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$24,676 (\$22,000 plus closing costs and title expenses not to exceed \$2,676) - Financing: 2006 Bond Funds

The city secretary announced agenda item 50 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 *Gaythell Smith*, of an improved tract of land containing approximately 9,326 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project.

Councilmember Young requested agenda items 49, 50 and 52 be considered collectively; there was no objection voiced to her request.

The city secretary read the items into the record.

Councilmember Young moved to hold agenda items 49, 50 and 52 under advisement until the April 13, 2016 voting agenda meeting of the city council.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0463

Item 51: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from John Earl Patterson and Linda K. Patterson, of an unimproved tract of land containing approximately 4,048 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$6,050 (\$4,050 plus closing costs and title expenses not to exceed \$2,000) - Financing: 2006 Bond Funds

The city secretary announced agenda item 51 requires a motion that the Council of the City of Dallas adopt the item and authorize the use of the power of eminent domain, if necessary, to acquire, from *John Earl Patterson and Linda K. Patterson*, of an unimproved tract of land containing approximately 4,048 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project.

Councilmember Young requested agenda items 51 and 53 to be considered collectively; there was no objection voiced to her request.

The city secretary read the items into the record.

Councilmember Young moved to adopt agenda items 51 and 53.

Motion seconded by Councilmember McGough.

Councilmember Griggs moved a substitute motion as follows:

[Agenda Item 51] Authorize acquisition, **not** including the exercise of the right of eminent domain, if such becomes necessary, from John Earl Patterson and Linda K. Patterson, of an unimproved tract of land containing approximately 4,048 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$6,050 (\$4,050 plus closing costs and title expenses not to exceed \$2,000) - Financing: 2006 Bond Funds

[Agenda Item 53] Authorize acquisition, **not** including the exercise of the right of eminent domain, if such becomes necessary, from Mamie Lee McKnight, of an improved tract of land containing approximately 8,545 square feet located on Barber Avenue at its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$28,898 (\$25,898 plus closing costs and title expenses not to exceed \$3,000) - Financing: 2006 Bond Funds

Motion seconded by Councilmember Callahan.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0463

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During discussion, Councilmember Callahan called for a point of order; there was no objection voiced to the call.

Mayor Rawlings called a record vote on Councilmember Griggs' substitute motion:

[Agenda Item 51] Authorize acquisition, **not** including the exercise of the right of eminent domain, if such becomes necessary, from John Earl Patterson and Linda K. Patterson, of an unimproved tract of land containing approximately 4,048 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$6,050 (\$4,050 plus closing costs and title expenses not to exceed \$2,000) - Financing: 2006 Bond Funds

[Agenda Item 53] Authorize acquisition, **not** including the exercise of the right of eminent domain, if such becomes necessary, from Mamie Lee McKnight, of an improved tract of land containing approximately 8,545 square feet located on Barber Avenue at its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$28,898 (\$25,898 plus closing costs and title expenses not to exceed \$3,000) - Financing: 2006 Bond Funds

Voting Yes: [5] Wilson, Griggs, Callahan, Clayton, Kingston

Voting No: [10] Rawlings, Alonzo, Medrano, Thomas, Arnold, Young, McGough, Kleinman, Greyson, Gates

The city secretary declared the substitute motion failed.

Mayor Rawlings called a record vote on Councilmember Young's original motion to adopt agenda items 51 and 53.

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 items adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0464

Item 52: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Lawrence E. Baker, Jr., Michael Lynn Baker and Freddie M. Baker, of an improved tract of land containing approximately 36,626 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$25,538 (\$22,538 plus closing costs and title expenses not to exceed \$3,000) - Financing: 2006 Bond 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 necessary, to acquire, from *Lawrence E. Baker, Jr., Michael Lynn Baker and Freddie M. Baker*, of an improved tract of land containing approximately 36,626 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project.

Councilmember Young requested agenda items 49, 50 and 52 be considered collectively; there was no objection voiced to her request.

The city secretary read the items into the record.

Councilmember Young moved to hold agenda items 49, 50 and 52 under advisement until the April 13, 2016 voting agenda meeting of the city council.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0465

Item 53: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Mamie Lee McKnight, of an improved tract of land containing approximately 8,545 square feet located on Barber Avenue at its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$28,898 (\$25,898 plus closing costs and title expenses not to exceed \$3,000) - Financing: 2006 Bond Funds

The city secretary announced agenda item 53 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 *Mamie Lee McKnight*, of an improved tract of land containing approximately 8,545 square feet located on Barber Avenue at its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project.

Councilmember Young requested agenda items 51 and 53 to be considered collectively; there was no objection voiced to her request.

The city secretary read the items into the record.

Councilmember Young moved to adopt agenda items 51 and 53.

Motion seconded by Councilmember McGough.

Councilmember Griggs moved a substitute motion as follows:

[Agenda Item 51] Authorize acquisition, **not** including the exercise of the right of eminent domain, if such becomes necessary, from John Earl Patterson and Linda K. Patterson, of an unimproved tract of land containing approximately 4,048 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$6,050 (\$4,050 plus closing costs and title expenses not to exceed \$2,000) - Financing: 2006 Bond Funds

[Agenda Item 53] Authorize acquisition, **not** including the exercise of the right of eminent domain, if such becomes necessary, from Mamie Lee McKnight, of an improved tract of land containing approximately 8,545 square feet located on Barber Avenue at its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$28,898 (\$25,898 plus closing costs and title expenses not to exceed \$3,000) - Financing: 2006 Bond Funds

Motion seconded by Councilmember Callahan.

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During discussion, Councilmember Callahan called for a point of order; there was no objection voiced to the call.

Mayor Rawlings called a record vote on Councilmember Griggs' substitute motion:

[Agenda Item 51] Authorize acquisition, **not** including the exercise of the right of eminent domain, if such becomes necessary, from John Earl Patterson and Linda K. Patterson, of an unimproved tract of land containing approximately 4,048 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$6,050 (\$4,050 plus closing costs and title expenses not to exceed \$2,000) - Financing: 2006 Bond Funds

[Agenda Item 53] Authorize acquisition, **not** including the exercise of the right of eminent domain, if such becomes necessary, from Mamie Lee McKnight, of an improved tract of land containing approximately 8,545 square feet located on Barber Avenue at its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$28,898 (\$25,898 plus closing costs and title expenses not to exceed \$3,000) - Financing: 2006 Bond Funds

Voting Yes: [5] Wilson, Griggs, Callahan, Clayton, Kingston

Voting No: [10] Rawlings, Alonzo, Medrano, Thomas, Arnold, Young, McGough, Kleinman, Greyson, Gates

The city secretary declared the substitute motion failed.

Mayor Rawlings called a record vote on Councilmember Young's original motion to adopt agenda items 51 and 53.

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 items adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0466

Item 54: Authorize a development agreement with Alamo Manhattan BAD, LLC and/or its affiliates in an amount not to exceed \$11,250,000, payable from future Oak Cliff Gateway TIF District funds in consideration of the development of the Bishop Arts Station project on property currently addressed at 202, 204, and 235 West Davis Street and pending an abandonment process acquisition of a portion of City owned right-of-way at 138 West Davis Street in Tax Increment Financing Reinvestment Zone Number Three (Oak Cliff Gateway TIF District) - Not to exceed \$11,250,000 - Financing: Oak Cliff Gateway 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," 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 following individual addressed the city council on agenda item 54:

Pam Conley, 901 N. Madison Ave.

Councilmember Griggs moved to adopt the item with the following changes to the resolution:

Section 6.

O. Owner shall work to minimize Project construction impacts on adjacent businesses and traffic circulation with the following efforts, to be added as conditions to any construction contracts as appropriate. These conditions may be modified by mutual agreement of Owner and the City of Dallas. Owner shall abide by the requirements of the Dallas City Code, as well as all applicable state, federal and local laws, codes and regulations and shall abide by the following conditions unless specifically modified:

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0466

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- a. 7th Street (in both directions of the Project site) is to remain open to traffic, with the exception of limited periods when closure is necessary for crane assembly/disassembly, utility construction, and street construction.
- b. Any necessary closure of Davis Street for construction will be limited to Monday through Wednesday between the hours of 10:00 am and 2:00 pm.
- c. Large crane operations that require street closure shall be scheduled to limit street closures to no more than three consecutive days, or before 11 am on any other day.
- d. Construction hours shall be limited to normal hours allowed by the Dallas City Code, but construction shall cease on weekdays by 7 pm and Saturday by 5:00 pm. Limited exceptions to these hours may be approved by mutual consent and with reasonable advanced notice.
- e. Owner shall not park or stage any construction related items in the small space located proximate to 7th Street at the end of Elsbeth Street or west of Madison Avenue.
- f. Owner shall post signage, along with road closure and construction signage, to indicate that the adjacent business at 409 North Zang Boulevard has parking open at Zang Boulevard and 8th Street.
- g. Reasonable advanced notice shall be given of utility shut off, which shall be limited to short periods between 7:00 am and 11:00 am.
- h. Owner shall set up a staging area during construction for parking on or near the Project property for the general contractor and its employees.
- i. Owner shall establish security measures such as fences and guards and shall clear trash and debris during construction. Owner shall promptly repair any damage caused to the surrounding streets by Project related construction activity.
- j. Owner shall locate dumpsters behind construction fencing on its private property to minimize their visibility.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0467

The consent zoning docket consisted of agenda items 55-63.

Agenda item 55: Zoning Case Z156-126(WE)
Agenda item 56: Zoning Case Z156-128(OTH)
Agenda item 57: Zoning Case Z156-138(WE)
Agenda item 58: Zoning Case Z156-139(SM)
Agenda item 59: Zoning Case Z156-148(OTH)
Agenda item 60: Zoning Case Z156-149(OTH)
Agenda item 61: Zoning Case Z156-150(OTH)
Agenda item 62: Zoning Case Z156-151(OTH)
Agenda item 63: Zoning Case Z156-158(WE)

Consent zoning agenda items 56 and 57 were removed from the consent zoning docket to be considered as individual hearings.

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

Agenda item 55: Zoning Case Z156-126(WE)
Agenda item 58: Zoning Case Z156-139(SM)
Agenda item 59: Zoning Case Z156-148(OTH)
Agenda item 60: Zoning Case Z156-149(OTH)
Agenda item 61: Zoning Case Z156-150(OTH)
Agenda item 62: Zoning Case Z156-151(OTH)
Agenda item 63: Zoning Case Z156-158(WE)

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0468

Item 55: Zoning Case Z156-126(WE)

The consent zoning docket, consisting of agenda items 55 and 58-63, 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. 83, on the north side of Samuell Boulevard, east of Ferguson Road.

Recommendation of Staff and CPC: Approval, subject to a revised 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. 30031

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0469

Item 56: Zoning Case Z156-128(OTH)

The consent zoning docket, consisting of agenda items 55 and 58-63, 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. 2053 for outside salvage or reclamation on property zoned an IM Industrial Manufacturing District on the south side of Bedford Street, east of Norwich Street.

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

Prior to approval of the consent zoning docket and the item being read into the record, Mayor Pro Tem Alonzo requested zoning consent agenda item 56 and zoning agenda item 64 be considered collectively; there was no objection voiced by the city council.

Mayor Pro Tem Alonzo moved to continue the public hearings and defer both items until the April 27, 2016 voting agenda meeting of the city council. Therefore, no speakers were called on the items.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0470

Item 57: Zoning Case Z156-138(WE)

The consent zoning docket, consisting of agenda items 55 and 58-63, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a MU-3 Mixed Use District on property zoned an IR Industrial/Research District on the northeast corner of Burgess Boulevard and Iberia Avenue.

Recommendation of Staff and CPC: Approval.

Mayor Pro Tem Alonzo requested the item be removed from the consent zoning docket to be considered as an individual hearing later in the meeting.

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.

Mayor Pro Tem Alonzo moved to adopt the item with the following change:

- MU-1 zoning district in lieu of an MU-3 district

and pass the ordinance.

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

Assigned ORDINANCE NO. 30032

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0471

Item 58: Zoning Case Z156-139(SM)

The consent zoning docket, consisting of agenda items 55 and 58-63, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for IR Industrial/Research District and domestic violence facility uses on property zoned an IR Industrial/Research District on the north corner of Redfield Street and Butler Street.

Recommendation of Staff and CPC: Approval, subject to a 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. 30033

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0472

Item 59: Zoning Case Z156-148(OTH)

The consent zoning docket, consisting of agenda items 55 and 58-63, 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 at the north corner of Kiska Street and Burma 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. 30034

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0473

Item 60: Zoning Case Z156-149(OTH)

The consent zoning docket, consisting of agenda items 55 and 58-63, 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 north side of Yancy Street, east of Kiska Street.

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. 30035

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0474

Item 61: Zoning Case Z156-150(OTH)

The consent zoning docket, consisting of agenda items 55 and 58-63, 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 south side of Burma Road, west of Kiska Street.

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. 30036

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0475

Item 62: Zoning Case Z156-151(OTH)

The consent zoning docket, consisting of agenda items 55 and 58-63, 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 CS Commercial Service District on the south side of Solar Lane, east of Carbondale Street.

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. 30037

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0476

Item 63: Zoning Case Z156-158(WE)

The consent zoning docket, consisting of agenda items 55 and 58-63, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Subdistrict 2 (Moderate Density Mixed Use Corridors) on property zoned Subdistrict 6 (Old City Park Institutional) within Planned Development District No. 317, the Cedars Area Special Purpose District on the southeast line of Gano Street, northwest of Beaumont Street.

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. 30038

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0477

ZONING CASES - INDIVIDUAL

Item 64: Zoning Case Z145-329(OTH)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an industrial (outside) not potentially incompatible use limited to a concrete batch plant on property zoned an IR Industrial/Research District on the south line of West Commerce Street, between Ivanhoe Lane and Brundrette Street.

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

Prior to approval of the consent zoning docket and the item being read into the record, Mayor Pro Tem Alonzo requested zoning consent agenda item 56 and zoning agenda item 64 be considered collectively; there was no objection voiced by the city council.

Mayor Pro Tem Alonzo moved to continue the public hearings and defer both items until the April 27, 2016 voting agenda meeting of the city council. Therefore, no speakers were called on the items.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0478

DESIGNATED ZONING CASES - INDIVIDUAL

Item 65: Zoning Case Z145-170(SM)

A public hearing to receive comments regarding a City Plan Commission authorized hearing to determine proper zoning on property zoned Planned Development District No. 582, the Victory Planned Development District with consideration being given to appropriate zoning for the area including use, development standards, parking, and other appropriate regulations on property generally east of Stemmons Freeway and north of Woodall Rogers Freeway and an ordinance granting the amendments.

Recommendation of Staff: Approval, subject to a revised conceptual plan and staff's recommended conditions.

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

In accordance with Section 7.13 of the City Council Rules of Procedure, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," 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 Callahan and unanimously adopted. (Kingston absent when vote taken)

Assigned ORDINANCE NO. 30039

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0479

DESIGNATED ZONING CASES - INDIVIDUAL

Item 66: Zoning Case Z156-131(RB)

A public hearing to receive comments regarding an application for and an ordinance granting a new Subdistrict on property zoned Subdistrict 1 within Planned Development District No. 621, the Old Trinity and Design District Special Purpose District, at the west corner of Hi Line Drive and Turtle Creek Boulevard.

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

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

Mayor Pro Tem Alonzo requested zoning agenda items 66-68 be considered collectively; there was no objection to her request.

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

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

Barry Knight, 2728 N. Harwood St., agenda items 66-68

Mayor Pro Tem Alonzo moved to close the public hearings, accept the recommendations of the city plan commission and pass the ordinances.

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

Assigned ORDINANCE NO. 30040

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0480

DESIGNATED ZONING CASES - INDIVIDUAL

Item 67: Zoning Case Z156-140(RB)

A public hearing to receive comments regarding an application for and an ordinance granting a new Subdistrict on property zoned Subdistrict 1 within Planned Development District No. 621, the Old Trinity and Design District Special Purpose District, at the west corner of North Stemmons Freeway Access Road and Edison Street.

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

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

Mayor Pro Tem Alonzo requested zoning agenda items 66-68 be considered collectively; there was no objection to her request.

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

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

Barry Knight, 2728 N. Harwood St., agenda items 66-68

Mayor Pro Tem Alonzo moved to close the public hearings, accept the recommendations of the city plan commission and pass the ordinances.

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

Assigned ORDINANCE NO. 30041

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0481

DESIGNATED ZONING CASES - INDIVIDUAL

Item 68: Zoning Case Z156-141(RB)

A public hearing to receive comments regarding an application for and an ordinance granting a new Subdistrict on property zoned Subdistrict 1 within Planned Development District No. 621, the Old Trinity and Design District Special Purpose District, on the southwest line of North Stemmons Freeway Access Road, east of Oak Lawn Avenue.

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

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

Mayor Pro Tem Alonzo requested zoning agenda items 66-68 be considered collectively; there was no objection to her request.

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

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

Barry Knight, 2728 N. Harwood St., agenda items 66-68

Mayor Pro Tem Alonzo moved to close the public hearings, accept the recommendations of the city plan commission and pass the ordinances.

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

Assigned ORDINANCE NO. 30042

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0482

SPECIAL PROVISION SIGN DISTRICT - INDIVIDUAL

Item 69: Zoning Case SPSD145-001

A public hearing to receive comments regarding a City Plan Commission authorized hearing with consideration being given to expand and modify the sign regulations for properties within the Victory Special Provision Sign District Overlay generally east of Stemmons Freeway and north of Woodall Rogers Freeway and an ordinance granting the amendments.

Recommendation of Staff: Approval, subject to staff's recommended conditions.

Recommendation of CPC: Approval, subject to conditions.

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

During discussion and at the request of Councilmember Greyson, Mayor Rawlings allowed the following individual to speak on the item; there was no objection voiced by the city council:

Robert Baldwin, 3904 Elm St., applicant

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

Motion seconded by Councilmember Griggs.

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

Assigned ORDINANCE NO. 30043

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0483

FLOODPLAIN APPLICATIONS

Item 70: A public hearing to receive comments regarding the application for and approval of the fill permit and removal of the floodplain (FP) prefix from approximately 0.1762 acres of the current 0.8972 acres of land located at 6716, 6718, 6720, 6722 and 6724 Starbuck Drive, of which the 0.8972 acres is within the floodplain of Osage Branch, Fill Permit 15-08 - Financing: No cost consideration to the City.

No one addressed the city council on the item.

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

Motion seconded by Mayor Pro Tem Alonzo and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0484

MISCELLANEOUS HEARINGS

Item 71: A public hearing to receive comments on the proposed sale of ten unimproved properties acquired by the taxing authorities from the Sheriff to South Dallas Fair Park Innerscity Community Development Corporation, a qualified non-profit organization; and, at the close of the public hearing, authorize the City Manager to: (1) quitclaim ten unimproved properties to South Dallas Fair Park Innerscity Community Development Corporation under the HB110 process of the City's Land Transfer Program; and (2) release the City's non-tax liens included in the foreclosure judgment and post-judgment non-tax liens, if any (list attached) - Revenue: \$10,000

No one addressed the city council on the item.

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

Motion seconded by Councilmember Griggs and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0485

MISCELLANEOUS HEARINGS

Item 72: A public hearing to receive comments on the FY 2016-17 Operating, Capital, and Grant/Trust budgets - Financing: No cost consideration to the City

The following individual addressed the city council on the item:

Richard Sheridan, 11301 Dennis Rd. (handout provided)

Councilmember Griggs moved to close the public hearing.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0486

MISCELLANEOUS HEARINGS

Item 73: A public hearing to receive comments on the proposed use of a portion of the Elm Fork Greenbelt located at 3123 Proctor Street, totaling approximately 67,592 square feet of land, by the Texas Department of Transportation for construction of improvements to State Highway 183/John W. Carpenter Freeway - Financing: No cost consideration to the City

Mayor Rawlings announced agenda items 73 and 74 would be considered collectively; there was no objection voiced by the city council.

No one addressed the city council on the item.

Mayor Pro Tem Alonzo moved to close the public hearings.

Motion seconded by Councilmember Callahan and unanimously adopted. (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0487

MISCELLANEOUS HEARINGS

Item 74: A public hearing to receive comments on the proposed use of a portion of the Elm Fork Greenbelt located at 10400 Wildwood Drive, totaling approximately 296,757 square feet of land, by the Texas Department of Transportation for construction of improvements to State Highway Loop 12/Walton Walker Boulevard - Financing: No cost consideration to the City

Mayor Rawlings announced agenda items 73 and 74 would be considered collectively; there was no objection voiced by the city council.

No one addressed the city council on the item.

Mayor Pro Tem Alonzo moved to close the public hearings.

Motion seconded by Councilmember Callahan and unanimously adopted. (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0488

Closed Session

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

- Kenneth E. Albert v. City of Dallas, Cause No. 199-00697-94; Anthony Arredondo v. City of Dallas, Cause No. 199-1743-99; David L. Barber v. City of Dallas, Cause No. 199-624-95; David S. Martin v. City of Dallas, Cause No. 1-95-506; George G. Parker v. City of Dallas, Cause No. 1-95-107; Kevin Michael Willis v. City of Dallas, Cause No. 199-200-95.

At 12:04 p.m., Mayor Rawlings announced the closed session of the city council authorized by Chapter 551, "OPEN MEETINGS," of the (Texas Open Meetings Act) to discuss the following matter:

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

- Kenneth E. Albert v. City of Dallas, Cause No. 199-00697-94; Anthony Arredondo v. City of Dallas, Cause No. 199-1743-99; David L. Barber v. City of Dallas, Cause No. 199-624-95; David S. Martin v. City of Dallas, Cause No. 1-95-506; George G. Parker v. City of Dallas, Cause No. 1-95-107; Kevin Michael Willis v. City of Dallas, Cause No. 199-200-95.

Addition:

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

Addendum Item #4

- Authorize a consulting contract for actuarial services related to the Dallas Police and Fire Pension System - Deloitte Consulting, LLP, most advantageous proposer of four - Not to exceed \$249,500 - Financing: Current Funds (subject to appropriations)

Mayor Rawlings reconvened the city council meeting after the closed session at 1:31 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0489

Addendum Addition 1: Authorize a thirty-year lease with two five-year renewal options with Development & Construction Service, LLC for approximately 2.11 acres (91,700 sq. ft.) of land at Dallas Executive Airport for the development of aviation related hangar space - Estimated Revenue: \$228,333 (over the first ten years of the lease)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0490

Addendum Addition 2: Authorize a public hearing to be held on April 27, 2016 to receive comments on the proposed sale of one unimproved property (list attached) acquired by the taxing authorities from the Sheriff to Dallas Housing Acquisition and Development Corporation, a qualified non-profit organization, under the HB110 process of the City's Land Transfer Program and the release of the City's non-tax liens included in the foreclosure judgment and post-judgment non-tax liens, if any - Financing: No cost consideration to the City

Adopted as part of consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0491

Addendum Addition 3: Authorize the creation and implementation of a cite and release pilot program with Dallas County in accordance with Texas Criminal Code Section 14.06 for Class A and B misdemeanor possession of marijuana from September 1, 2016 through March 1, 2017 - 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 Medrano moved to adopt the item.

Motion seconded by Councilmember Griggs.

Councilmember McGough presented a friendly amendment to Councilmember Medrano's motion as follows:

- No resolution or standing order would be issued that reduces officer discretion;
- Anything with this program would not impact insurgence of an officer's authority; and
- Change the program to "Cite and Summons" rather than "Cite and Release."

After discussion, Mayor Rawlings presented Councilmember McGough's friendly amendment to Councilmember Medrano.

Councilmember Medrano accepted the friendly amendment.

Councilmember Griggs, who seconded Councilmember Medrano's original motion, withdrew his second.

Councilmember Young seconded the amended motion.

Mayor Rawlings called a record vote on Councilmember Medrano's amended motion to adopt the item as presented with the following changes:

- No resolution or standing order would be issued that reduces officer discretion;
- Anything with this program would not impact insurgence of an officer's authority; and
- Change the program to "Cite and Summons" rather than "Cite and Release."

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16-0491

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Voting Yes: [4] Thomas, Young, Clayton, McGough

Voting No: [11] Rawlings, Alonzo, Wilson, Griggs, Medrano, Arnold,
Callahan, Kleinman, Greyson, Gates, Kingston

The city secretary declared the amended motion failed.

Mayor Rawlings presented Councilmember Medrano's original motion to adopt the item as presented, seconded by Councilmember Griggs, for consideration.

After discussion and at Councilmember Greyson's request for parliamentary clarification on whether an original motion could be considered after a failed amended motion, the city attorney stated the motions were in order. The city attorney further clarified, under Robert's Rules of Order, an amended motion is not the same as the original motion; therefore, if an amended motion fails, the body can consider the original motion.

Mayor Rawlings announced he accepted Councilmember Medrano's original motion, seconded by Councilmember Griggs, after consultation with the city attorney; and use of Robert's Rules of Order would be scheduled for discussion at a future meeting.

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

Voting Yes: [5] Griggs, Medrano, Clayton, Kleinman, Kingston

Voting No: [10] Rawlings, Alonzo, Wilson, Thomas, Arnold,
Callahan, Young, McGough, Greyson, Gates

The city secretary declared the motion failed.

Later in the meeting, Councilmember Griggs moved to reconsider the item to allow for the reconsideration of Councilmember Medrano's motion as amended by Councilmember McGough's friendly amendment.

Motion seconded by Councilmember Kingston.

Councilmember Griggs advised a motion to reconsider an action of the city council could be made by a member who voted with the prevailing side and was presenting the motion as a result of the vote results given to him by the city secretary.

Mayor Rawlings requested the city secretary review the video of the vote cast for the amendment to the item.

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16-0491

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Later in the meeting, the city secretary clarified the vote cast on Councilmember Medrano's amended motion. Councilmember Griggs was shown to not be on the prevailing side of the votes cast. Therefore, the city council could take no action on his motion to reconsider.

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MARCH 23, 2016

16-0492

Addendum Addition 4: Authorize a consulting contract for actuarial services related to the Dallas Police and Fire Pension System - Deloitte Consulting, LLP, most advantageous proposer of four - Not to exceed \$249,500 - Financing: Current Funds (subject to appropriations)

Mayor Rawlings announced the item would be held to the afternoon to allow discussion of the item in closed session; there was no objection voiced by the city council.

*At 12:04 p.m., prior to the item being read into the record, Mayor Rawlings announced the closed session of the city council authorized by Chapter 551, "OPEN MEETINGS," of the (Texas Open Meetings Act) to discuss this item under Attorney Briefings (Sec. 551.071 Texas Open Meetings Act).

Mayor Rawlings reconvened to open session at 1:31 p.m.

The item was brought up for consideration.

Councilmember Callahan moved to adopt the item.

Motion seconded by Councilmember Clayton and unanimously adopted. (Wilson, Thomas, Kingston absent when vote taken)

***Note:** Other items discussed during closed session were as duly posted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0493

Addendum Addition 5: A resolution designating an absence by Mayor Michael Rawlings as being for "Official City Business" - Financing: No cost consideration to the City

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

Deputy Mayor Pro Tem Wilson moved to adopt the item.

Motion seconded by Councilmember Greyson and unanimously adopted. (Rawlings abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 23, 2016

16-0494

Addendum Addition 6: Consideration of the choice of legal counsel for defense of the City and Councilmembers in litigation related to Exxxotica, including the possible adoption of a resolution regarding the choice of legal counsel - Financing: This action has potential cost reductions (via Councilmembers Kingston, Griggs, Greyson, Clayton and Medrano)

Councilmember Griggs requested to separate the item in order to consider motions under separate votes; there was no objection voiced by the city council.

Councilmember Griggs first moved to adopt the following portions of the proposed resolution:

WHEREAS, Chapter 2, Section 30 of the Dallas City Code establishes a threshold for the City Manager authorized expenditures processed by Administrative Action not to exceed \$50,000 per transaction;

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

[Section 2.] That all contracts in the case styled Three Expo Events, LLC v. City of Dallas, [Texas], et al. and related matters and counseling will be approved by the Dallas City Council rather than by delegated authority under Chapter 2, Section 30(d) of the Dallas City Code.

[Section 3.] That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

Motion seconded by Councilmember Callahan.

After discussion, Councilmember Arnold called the question.

Mayor Rawlings called for a vote on Councilmember Arnold calling the question.

By voice vote, with the majority voting in favor, Mayor Rawlings declared the calling of the question adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0494

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Mayor Rawlings called a record vote on Councilmember Griggs' first motion to adopt the following portions of the proposed resolution:

WHEREAS, Chapter 2, Section 30 of the Dallas City Code establishes a threshold for the City Manager authorized expenditures processed by Administrative Action not to exceed \$50,000 per transaction;

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

[Section 2.] That all contracts in the case styled Three Expo Events, LLC v. City of Dallas, [Texas], et al. and related matters and counseling will be approved by the Dallas City Council rather than by delegated authority under Chapter 2, Section 30(d) of the Dallas City Code.

[Section 3.] That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

Voting Yes: [9] Griggs, Medrano, Thomas, Callahan, Clayton,
Kleinman, Greyson, Gates, Kingston

Voting No: [6] Rawlings, Alonzo, Wilson, Arnold, Young, McGough

The city secretary declared the first motion adopted.

Councilmember Griggs then moved to adopt the following portions of the proposed resolution:

WHEREAS, Chapter 31A, Section 12 of the Dallas City Code states, in pertinent part, that if the city attorney determines that there is a conflict of interest for the city attorney in representing a plan member, and the plan member is otherwise entitled to coverage under this plan, the city will pay the reasonable fee of a private attorney to represent the plan member; and the private attorney will be selected by mutual agreement of the plan member and the city attorney; and

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

[Section 1] That in the case styled Three Expo Events, LLC v. City of Dallas, Texas, et. al. and related matters and counseling, the services of Scott D. Bergthold are hereby terminated and a private attorney will be selected by mutual agreement of the City Council and the City Attorney in accordance with Chapter 31, Section 12 of the Dallas City Code; and

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[Section 3.] That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is so accordingly resolved.

Motion seconded by Councilmember Kingston.

After discussion, Councilmember Arnold called the question.

Mayor Rawlings called a record vote on Councilmember Arnold calling the question.

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

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

The city secretary declared the calling of the question failed.

After further discussion, Councilmember Arnold called the question.

Mayor Rawlings called a record vote on Councilmember Arnold calling the question:

Voting Yes: [8] Rawlings, Alonzo, Wilson, Medrano, Thomas, Arnold, Young, McGough

Voting No: [7] Griggs, Callahan, Clayton, Kleinman, Greyson, Gates, Kingston

The city secretary declared the calling of the question failed as it did not receive the two-thirds vote required for adoption.

Following further discussion, Mayor Rawlings called a record vote on Councilmember Griggs' secondary motion to adopt the following portions of the resolution:

WHEREAS, Chapter 31A, Section 12 of the Dallas City Code states, in pertinent part, that if the city attorney determines that there is a conflict of interest for the city attorney in representing a plan member, and the plan member is otherwise entitled to coverage under this plan, the city will pay the reasonable fee of a private attorney to represent the plan member; and the private attorney will be selected by mutual agreement of the plan member and the city attorney; and

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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[Section 1] That in the case styled Three Expo Events, LLC v. City of Dallas, Texas, et. al. and related matters and counseling, the services of Scott D. Bergthold are hereby terminated and a private attorney will be selected by mutual agreement of the City Council and the City Attorney in accordance with Chapter 31, Section 12 of the Dallas City Code; and

[Section 3.] That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is so accordingly resolved.

Voting Yes: [5] Griggs, Medrano, Clayton, Kleinman, Kingston

Voting No: [10] Rawlings, Alonzo, Wilson, Thomas, Arnold,
Callahan, Young, McGough, Greyson, Gates

The city secretary declared the secondary motion failed.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 23, 2016

EXHIBIT C