

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 27, 2016

16-0610

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

PRESENT: [15] Rawlings, Alonzo, Wilson, Griggs (*9:10 a.m.), Medrano (*9:19 a.m.), Thomas, Arnold (*9:19 a.m.), Callahan, Young, Clayton (*9:17 a.m.), McGough, Kleinman, Greyson (*9:18 a.m.), Gates, Kingston

ABSENT: [0]

The meeting was called to order at 9:07 a.m.

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

The invocation was given by Pastor Carver Adams, Senior Pastor at College Park Baptist Church in Dallas.

Councilmember Gates led the pledge of allegiance.

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 3:56 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, APRIL 27, 2016

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 27, 2016

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0611

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: Robert Ceccarelli, 1822 Young St.
SUBJECT: Homeless housing

SPEAKER: Chantal Arashvand, 9306 Clearwater Dr. (video presentation)
SUBJECT: Fluoridation

SPEAKER: Marjorie Steakley, 1500 N. Garrett Ave.
SUBJECT: Discontinuing fluoridation

SPEAKER: John Lawson, 4212 Hamilton Ave.
SUBJECT: Fluoridation

SPEAKER: Michele Imburgia, 5423 Miller Ave. (video presentation)
SUBJECT: Fluoride

ADDITIONAL – OPEN MICROPHONE:

SPEAKER: Joe Stokes, 8930 San Benito Way
SUBJECT: Removing fluoride

SPEAKER: Deloris Phillips, Not Provided (handout provided)
SUBJECT: BL-green corrupt connects

OPEN MICROPHONE – END OF MEETING:

SPEAKER: William Winn, 5045 Forest Ln. (video presentation)
SUBJECT: Fluoride

SPEAKER: Caleb Irby, 9306 Clearwater Dr. (video presentation)
SUBJECT: Fluoride

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OPEN MICROPHONE – END OF MEETING: (Continued)

SPEAKER: Regina Imburgia, 5423 Goodwin Ave. (video presentation)
SUBJECT: Fluoride

SPEAKER: Jeff Thiebeault, 2801 Knight St.
SUBJECT: Homeless

SPEAKER: Larry Enge, 5626 Willis Ave.
SUBJECT: Fluoridation

SPEAKER: Linda Newland, 2468 Dorrington Dr.
SUBJECT: Fluoride in Dallas water

SPEAKER: Patti Fink, 324 Easton Rd.
REPRESENTING: LGBT Task Force
SUBJECT: LGBT protection

SPEAKER: Adele Acrey, 4543 Rusk Ave.
SUBJECT: Plight of senior citizens

SPEAKER: Robert Smilie, 842 Sherrill Blvd., Duncanville, TX (video
presentation)
SUBJECT: Anti-fluoride

SPEAKER: Phyllis Greer, 2705 Dog Leg Trl., McKinney, TX (handout
provided; video presentation)
SUBJECT: Fluoride

SPEAKER: Shawn Jones, 2701 Ridgeview Dr., Plano, TX
SUBJECT: Water conservation

SPEAKER: Travis Fahey, 2965 Lavita Ln., Farmers Branch, TX
SUBJECT: Against fluoridation

SPEAKER: Samantha Haley, 6300 Round Rock Trl., Plano, TX (video
presentation)
SUBJECT: Fluoridation

SPEAKER: James Hargon, 1001 Las Palmas Dr., Grand Prairie, TX
SUBJECT: Water fluoridation

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OPEN MICROPHONE – END OF MEETING: (Continued)

SPEAKER: Theresa Coronado, 10614 Shaenpath, San Antonio, TX (video presentation)

SUBJECT: Fluoridation

SPEAKER: John Parks, P.O. Box 852362, Richardson, TX (handout provided)

SUBJECT: Fluoride

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0612

Item 1: Approval of Minutes of the April 13, 2016 City Council Meeting

Councilmember Greyson moved to adopt the minutes as presented.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0613

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-52 and addendum addition consent agenda items 1-6.

Councilmember McGough requested consent agenda item 5 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Councilmember Kingston requested consent agenda items 6, 9, 24, and 27 be considered as individual items later in the meeting; there was no objection voiced to his request.

Councilmember Arnold requested consent agenda item 13 be considered as an individual item later in the meeting; there was no objection voiced to her request.

Councilmember Medrano requested consent agenda item 21 be considered as an individual item later in the meeting; there was no objection voiced to his request.

Councilmember Young requested consent agenda item 32 be considered as an individual item later in the meeting; there was no objection voiced to her request.

Councilmember Greyson requested consent agenda item 32 be considered as an individual item later in the meeting; there was no objection voiced to her request.

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

Therefore, the consent agenda, consisting of consent agenda items 2-4, 7, 8, 10-12, 14-20, 22, 23, 25, 26, 28-31, 33-52 and addendum addition consent agenda items 1-3, 5 and 6, was presented for consideration.

Deputy Mayor Pro Tem Wilson moved to adopt all items on the consent agenda.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0614

Item 2: Authorize a three-year service contract for traffic counting services - Quality Traffic Data, LLC, most advantageous proposer of four - Not to exceed \$318,000 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0615

Item 3: Authorize a three-year service contract for courier services - Reliable Couriers, lowest responsible bidder of seven - Not to exceed \$347,864 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0616

Item 4: Authorize a three-year master agreement for handguns and parts for Police - Nardis Gun Club SA, LLC, lowest responsible bidder of two - Not to exceed \$572,350 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0617

Item 5: Authorize a three-year service contract for graphic design services - El Creative, Inc., most advantageous proposer of ten - Not to exceed \$550,105 - Financing: Current Funds (\$535,880), Stormwater Drainage Management Current Funds (\$9,740) and Aviation Current Funds (\$4,485) (subject to annual appropriations)

Councilmember McGough 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.

Following discussion, Councilmember Arnold moved a substitute motion to hold the item under advisement until the May 11, 2016 voting agenda meeting of the city council.

Motion seconded by Councilmember Kingston.

Mayor Rawlings called a record vote on Councilmember Arnold's substitute motion to hold the item under advisement until the May 11, 2016 voting agenda meeting of the city council:

Voting Yes: [8] Griggs, Medrano, Arnold, Callahan, Young, Clayton, McGough, Kingston

Voting No: [7] Rawlings, Alonzo, Wilson, Thomas, Kleinman, Greyson, Gates

The city secretary declared the substitute motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0618

Item 6: Authorize a three-year master agreement for herbicides and pesticides for citywide use - SiteOne Landscape Supply, LLC in the amount of \$731,779, Rentokil North America, Inc. dba Target Specialty Products in the amount of \$467,501, BWI Dallas/Ft. Worth in the amount of \$434,209, Winfield Solutions LLC in the amount of \$196,725, Red River Specialties, Inc. in the amount of \$160,457, N-Gulf, LLC dba Ameriturf in the amount of \$149,083, Turf Care of Texas, LLC in the amount of \$103,935 and Helena Chemical Company in the amount of \$86,879, lowest responsible bidders of nine - Total not to exceed \$2,330,568 - Financing: Current Funds (\$2,079,210), Aviation Current Funds (\$157,773), Water Utilities Current Funds (\$71,184), Sanitation Current Funds (\$17,654) and Stormwater Drainage Management Current Funds (\$4,747)

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 and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0619

Item 7: Authorize a five-year master agreement, with three one-year renewal options, for the purchase of ruggedized mobile data computers - VetSource Mobility, LLC, most advantageous proposal of eight - Not to exceed \$8,739,789 - Financing: Municipal Lease Agreement Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0620

Item 8: Authorize settlement of the lawsuit styled Justin Nunnally v. City of Dallas, Cause No. DC-15-12700 - Not to exceed \$250,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0621

Item 9: Authorize settlement of the lawsuit styled Leah Showers v. Joseph Lee King and City of Dallas, Cause No. DC-15-07094 - Not to exceed \$40,000 - Financing: Current Funds

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.

Mayor Pro Tem Alonzo moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0622

Item 10: Authorize Supplemental Agreement No. 1 to the professional services contract with Walker Bright P.C. for additional legal services in the lawsuit styled Joe Wesson v. City of Dallas, Texas and Jesus Martinez, Civil Action No. 3:14-CV-4325-L - Not to exceed \$70,000, from \$25,000 to \$95,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0623

Item 11: Authorize the first amendment to the development agreement and the Chapter 380 economic development grant agreement with Fairfield at Ross LLC for development of the Fairfield West End Residences in the City Center TIF District to extend the completion deadlines to September 30, 2016 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0624

Item 12: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Coria Corporation Inc. for the construction of affordable houses; **(2)** the sale of 3 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Coria Corporation Inc.; and **(3)** execution of a release of lien for any non-tax liens on the 3 properties that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0625

Item 13: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Dallas Area Habitat for Humanity for the construction of affordable houses; **(2)** the sale of 4 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Dallas Area Habitat for Humanity; and **(3)** execution of a release of lien for any non-tax liens on the 4 properties that may have been filed by the City - Financing: No cost consideration to the City

Councilmember Arnold 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 Griggs moved to adopt the item.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0626

Item 14: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Dallas Area Habitat for Humanity for the construction of affordable houses; **(2)** the sale of 2 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Dallas Area Habitat for Humanity; and **(3)** execution of a release of lien for any non-tax liens on the 2 properties that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0627

Item 15: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by JDS-Q Services, LLC for the construction of affordable houses; **(2)** the sale of 2 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to JDS-Q Services, LLC; and **(3)** execution of a release of lien for any non-tax liens on the 2 properties that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0628

Item 16: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by KW New Vision Properties and Land, Inc. for the construction of affordable houses; **(2)** the sale of 5 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to KW New Vision Properties and Land, Inc.; and **(3)** execution of a release of lien for any non-tax liens on the 5 properties that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0629

Item 17: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Marcer Construction Company, LLC for the construction of affordable houses; **(2)** the sale of 2 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Marcer Construction Company, LLC; and **(3)** execution of a release of lien for any non-tax liens on the 2 properties that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0630

Item 18: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by South Dallas Fair Park Innercity Community Development Corporation for the construction of affordable houses; **(2)** the sale of 2 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to South Dallas Fair Park Innercity Community Development Corporation; **(3)** the exchange of deed restrictions from the 2 lots proposed to be purchased from the Land Bank to 2 comparable lots owned by the developer; and **(4)** execution of a release of lien for any non-tax liens that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0631

Item 19: Authorize **(1)** the acceptance of a Continuum of Care Grant from the U.S. Department of Housing and Urban Development in the amount of \$288,401, to provide permanent supportive housing for homeless persons with HIV/AIDS at Hillcrest House located at 834 North Marsalis Avenue for the period May 1, 2016 through April 30, 2017; **(2)** a contract with Hillcrest House Partnership, Ltd. (as Owner) and PWA Coalition of Dallas, Inc. dba AIDS Services of Dallas (as Subrecipient) in the amount of \$288,401 to provide permanent supportive housing for homeless persons with HIV/AIDS at Hillcrest House located at 834 North Marsalis Avenue for the period May 1, 2016 through April 30, 2017; **(3)** a cash match in the amount of \$72,101 from Housing Opportunities for Persons with AIDS grant funds; and **(4)** execution of any and all agreements and other documents required by the grant - Total not to exceed \$360,502 - Financing: U.S. Department of Housing and Urban Development Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0632

Item 20: A resolution declaring two unimproved properties located at 410 Sparks Street and 411 Hart Street unwanted and unneeded and authorizing their conveyance to Dallas Housing Acquisition and Development Corporation, a qualified non-profit organization, through the Land Transfer Program (list attached) - Revenue: \$2,000

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0633

Item 21: Authorize an amendment to Resolution No. 15-1378, previously approved on August 12, 2015, for the conditional grant agreement in the amount of \$1,500,000 with Central Dallas Community Development Corporation to extend the completion date to September 30, 2016 for construction of the 50 permanent supportive housing units located at 1531 Malcolm X Boulevard - Financing: No cost consideration to the City

Councilmember Medrano 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 Griggs moved to adopt the item.

Motion seconded by Councilmember Kleinman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0634

Item 22: Authorize Supplemental Agreement No. 1 to the FY2014-15 contract with Health Services of North Texas, Inc. to provide Housing Opportunities for Persons with AIDS scattered site housing assistance for persons with HIV/AIDS, to revise the Statement of Services and budget to reallocate funding in the amount of \$3,362 from the Emergency/Tenant Based Rental Assistance (E/TBRA) - Housing Services budget category to the Emergency/Tenant Based Rental Assistance (E/TBRA) - Financial Assistance budget category, with no net change in the contract amount - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0635

Item 23: Authorize **(1)** the acceptance of a grant from the Texas Department of Criminal Justice (Grant # 696-TC-16-17-L063), to develop and operate a pilot program for reentry services in the amount of \$1,000,000 for the period September 1, 2015 through August 31, 2017; and **(2)** execution of the grant agreement - Not to exceed \$1,000,000 - Financing: Texas Department of Criminal Justice Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0636

Item 24: Authorize acceptance of the Dallas Public Library Strategic Plan as developed by Futterman & Associates, Inc. dba CIVIC Technologies - Financing: No cost consideration to the City

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.

Mayor Pro Tem Alonzo moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

Following discussion, Mayor Rawlings stated the item would be postponed until the afternoon session of the meeting to allow the city council time to review the proposed strategic plan being presented for approval; there was no objection voiced by city council.

Later in the meeting, the item was brought back for consideration and re-read into the record.

Councilmember Griggs moved a substitute motion to defer the item to provide for a briefing to the city council and until a more definitive plan could be presented for approval.

Motion seconded by Councilmember Kingston.

After discussion, Councilmember Griggs withdrew his substitute motion to defer the item, and barring no objection from the seconder, moved a new substitute motion to authorize acceptance of the framework for an eventual Dallas Public Library Strategic Plan as developed by Futterman & Associates that will be brought back to the city council once developed.

Councilmember Kingston, who seconded the first substitute motion, withdrew his second.

The new substitute motion was seconded by Councilmember Greyson and unanimously adopted. (Rawlings absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0637

Item 25: Authorize a public hearing to be held on June 15, 2016 to receive comments on the proposed change of use for property located at 138 West Davis Street purchased with Community Development Block Grant funds from the U. S. Department of Housing and Urban Development - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0638

Item 26: Authorize a contract with Northstar Construction, LLC, lowest responsible bidder of two, for trail improvements at Runyon Creek Trail located between Glendale Park to Camp Wisdom Road - Not to exceed \$2,497,700 - Financing: General Obligation Commercial Paper Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0639

Item 27: Authorize a twenty-year development, operation and maintenance agreement, with one five-year renewal option with CFO2 DALLAS II, LLC for the development, operation and maintenance of a pedestrian bridge and landscape improvements for purposes of connecting to and providing public access from an adjacent development to the Katy Trail located at 3535 Travis Street - Financing: No cost consideration to the City

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 Greyson moved to adopt the item.

Motion seconded by Councilmember Arnold.

Councilmember Kingston moved to hold this item under advisement until the August 10, 2016 voting agenda meeting of the city council.

Motion seconded by Councilmember Griggs.

Following discussion, Councilmember Greyson withdrew her original motion.

Councilmember Arnold, who seconded Councilmember Greyson's original motion, withdrew her second.

Mayor Rawlings called for a voice vote and the motion was unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0640

Item 28: Authorize **(1)** a Memorandum of Understanding with the National Recreation and Park Association for new playground equipment at Urbandale Park located at 7400 Ireland Avenue; **(2)** the receipt and deposit of funds in the amount of \$70,000 from the National Recreation and Park Association; and **(3)** an increase in appropriations in the Capital Gifts, Donation and Development Fund in the amount of \$70,000 - Not to exceed \$70,000 - Financing: Capital Gifts, Donation and Development Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0641

Item 29: A resolution authorizing the proposed use of a portion of the Elm Fork Greenbelt located at 3123 Proctor Street, totaling approximately 67,592 square feet of land, pursuant to Chapter 26 of the Texas Parks and Wildlife Code, by the Texas Department of Transportation for construction of improvements to State Highway 183/John William Carpenter Freeway - Estimated Revenue: \$15,000

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0642

Item 30: A resolution authorizing the proposed use of a portion of the Elm Fork Greenbelt located at 10400 Wildwood Drive, totaling approximately 296,757 square feet of land, pursuant to Chapter 26 of the Texas Parks and Wildlife Code, 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

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0643

Item 31: Authorize a public hearing to be held on May 25, 2016 to receive comments on the proposed change of use and sale of a portion of the Kleberg Trail, consisting of a total of approximately 71,109 square feet of land, to the Texas Department of Transportation for construction of improvements to I-20 Frontage Roads - Estimated Revenue: \$18,365

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0644

Item 32: Authorize the City Manager to provide a Notice of Intent for establishing a Quiet Zone along the Union Pacific rail line corridor generally in the Urbandale area of Dallas encompassing the existing at-grade crossings of Prairie Creek Road and Sam Houston Road as required by the Federal Railroad Administration Final Train Horn Rule 49 CFR Part 222 and 229 - Financing: No cost consideration to the City

Councilmember Young 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 Young moved to adopt the item.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0645

Item 33: Authorize an increase in the construction services contract with Phoenix 1 Restoration and Construction, Ltd. for the additional worked required for the renovation of the Old Municipal Building located at 106 South Harwood Street - Not to exceed \$1,062,969, from \$12,103,302 to \$13,166,270 - Financing: Public/Private Partnership Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0646

Item 34: Authorize Supplemental Agreement No. 1 to the professional services contract with GME Consulting Services, Inc. for additional materials testing services during construction of the Fire Station No. 6 replacement facility located at 2301 Pennsylvania Avenue - Not to exceed \$18,528, from \$42,987 to \$61,515 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0647

Item 35: Authorize Supplemental Agreement No. 8 to the professional services contract with Conley Group, Inc. for additional design and construction oversight for exterior renovation of 106 South Harwood Street - Not to exceed \$191,973, from \$1,238,770 to \$1,430,743 - Financing: Public/Private Partnership Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0648

Item 36: Authorize a professional services contract with Kimley-Horn and Associates, Inc., most advantageous proposer of thirteen, to provide traffic signal design services for 39 traffic signals at various intersections and other related tasks - Not to exceed \$832,400 - Financing: 2006 Bond Funds (\$505,000) and Current Funds (\$327,400) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0649

Item 37: Authorize **(1)** an Interlocal Agreement with the Texas Department of Transportation (TxDOT) to provide cost reimbursement for material and labor costs for traffic signal improvements at five locations Belt Line Road and Dallas Parkway, Hampton Road and Clarendon Drive, Hampton Road and Illinois Avenue, Hillcrest Road and Alpha Road, and Polk Street and Wheatland Road; **(2)** the receipt and deposit of funds from TxDOT in the amount of \$112,734; and **(3)** the establishment of appropriations in the amount of \$112,734 in the Texas Department of Transportation Grant Fund - Not to exceed \$112,734 - Financing: Texas Department of Transportation Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0650

Item 38: Authorize **(1)** a Local Project Advance Funding Agreement with the Texas Department of Transportation for a U.S. Department of Transportation - Federal Highway Administration 2014 Highway Safety Improvement Program grant to design, upgrade and construct five traffic signals and associated off system intersection improvements at Marsh Lane and Rosemeade Parkway, Bruton Road and Second Avenue, Forest Lane and Audelia Road, Plano Road and Miller Road and Royal Lane and Skillman Street; **(2)** a required local match in the amount of \$182,459; and **(3)** an amendment to Resolution No. 15-2223, previously approved on December 9, 2015, to identify a required local match for design of the traffic signals in the amount of \$100,500 - Total not to exceed \$1,849,784 - Financing: Texas Department of Transportation Grant Funds (\$1,566,825) and Current Funds (\$182,459)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0651

Item 39: Authorize **(1)** a Local Project Advance Funding Agreement with the Texas Department of Transportation for a U.S. Department of Transportation - Federal Highway Administration 2014 Highway Safety Improvement Program grant to design, upgrade and construct five traffic signals and associated off system intersection improvements at Royal Lane and Abrams Road, Skillman Street and Walnut Hill Lane, Skillman Street and Lovers Lane, Walnut Hill Lane and Abrams Road and Webb Chapel Road and Larga Drive; **(2)** a required local match in the amount of \$149,601; and **(3)** an amendment to Resolution No. 15-2223, previously approved on December 9, 2015, to identify a required local match for design of the traffic signals in the amount of \$96,500 - Total not to exceed \$1,535,791 - Financing: Texas Department of Transportation Grant Funds (\$1,289,691) and Current Funds (\$149,601)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0652

Item 40: Authorize settlement in lieu of proceeding with condemnation of a tract of land containing approximately 16,822 square feet from Doyle Anderton located in Kaufman County for the Lake Tawakoni 144-inch Pipeline Project - Not to exceed \$2,000 increased from \$4,585 (\$2,085, plus closing costs and title expenses not to exceed \$2,500) to \$6,585 (\$4,000, plus closing costs and title expenses not to exceed \$2,585) - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0653

Item 41: Authorize the quitclaim of 96 properties acquired by the taxing authorities from the Tax Foreclosure Sheriff's Sale to the highest bidders; and authorize the execution of release of liens for any non-tax liens that may have been filed by the City and were included in the foreclosure judgment (list attached) - Revenue: \$585,974

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0654

Item 42: Authorize an amendment to the ten-year lease agreement with Mulix Investments, LLC to make leasehold improvements to the approximately 4,996 square feet of office space located at 2730 Coombs Creek Drive for the Southwest Building Inspection District office for the period December 1, 2014 through November 30, 2024 - Not to exceed \$13,400 - Financing: Building Inspection Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0655

Item 43: An ordinance granting a private license to Equity Hotel Group, LLC for the use of a total of approximately 385 square feet of aerial space to occupy, maintain and utilize two canopies over a portion of Record Street right-of-way, near its intersection with Wood Street - Revenue: \$200 one-time fee, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30067

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0656

Item 44: An ordinance abandoning a sanitary sewer easement to Northaven Land Investment, LP and North Haven R.E., LP, the abutting owners, containing approximately 3,664 square feet of land, located near the intersection of Northaven Road and Freda Stern Drive - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30068

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0657

Item 45: Authorize professional services contracts with Garver, LLC for the engineering design of five erosion control improvement projects (list attached) - Not to exceed \$88,684 - Financing: 2012 Bond Funds (\$19,603) and General Obligation Commercial Paper Funds (\$69,081)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0658

Item 46: Authorize an increase in the contract with AUI Contractors, LLC for cooling water piping modifications, landscape improvements, pavement improvements and additional electrical improvements for the New Baker No. 3 Pump Station - Not to exceed \$375,822, from \$42,623,042 to \$42,998,864 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0659

Item 47: Authorize ratification of emergency concrete channel construction to repair flood damage to a concrete lined channel along Joe's Creek in Northwest Dallas - Jeske Construction Company, lowest responsive bidder of four - Not to exceed \$104,352 - Financing Stormwater Drainage Management Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0660

Item 48: Authorize ratification of emergency storm drainage pipe construction to repair a collapsed storm drainage pipe along Village Fair Place, from Ledbetter Drive to Five Mile Creek, with North Texas Contracting, Inc., lowest responsive bidder of three - Not to exceed \$208,980 - Financing: Stormwater Drainage Management Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0661

Environmental Services

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

Item 49: Authorize a professional services contract with AECOM Technical Services, Inc. to provide environmental services related to the construction or repair of water and wastewater mains, construction of new facilities, renovation of existing facilities, and general environmental services - Not to exceed \$697,937 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0662

Environmental Services

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

Item 50: Authorize a professional services contract with Terracon Consultants, Inc. to provide environmental services related to the construction or repair of stormwater drainage, maintenance inside the levee limits, soil stabilization for erosion control projects, construction of new facilities, renovation of existing facilities, and storm drain environmental services - Not to exceed \$628,611 - Financing: Stormwater Drainage Management Capital Construction Funds (\$314,305) and Stormwater Drainage Management Current Funds (\$314,306) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0663

Item 51: Authorize an increase in the contract with Cardinal Contractors, Inc. for additional work associated with grit removal improvements at the Central Wastewater Treatment Plant - Not to exceed \$284,821, from \$20,948,000 to \$21,232,821 - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0664

Item 52: Authorize **(1)** approval of an Industrial, Commercial, Institutional (ICI) rebate application from S2/PBC Brookshire, LP in the amount of \$27,035, pursuant to Resolution No. 12-0530, previously approved on February 22, 2012; and **(2)** approval of an ICI rebate application from UT Southwestern Medical Center in the amount of \$38,533, pursuant to Resolution No. 12-0530, previously approved on February 22, 2012 - Total not to exceed \$65,568 - Financing: Water Conservation Program Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0665

Item 53: 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.

Councilmember Griggs moved to appoint the following:

- Ross A. Williams to the Community Development Commission; and
- Nadya Juliana Villegas and Ismael Medellin to the Youth Commission.

Motion seconded by Councilmember Kingston and unanimously adopted.

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

16-5801 CDC COMMUNITY DEVELOPMENT COMMISSION

16-5802 YOC YOUTH COMMISSION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL APRIL 27, 2016

APRIL 27, 2016

16-0666

Item 54: Authorize a twenty-year development and maintenance agreement, with two five-year renewal options, with QuikTrip Corporation (QuikTrip), for the purpose of designing, constructing, and maintaining a trailhead for the Bachman Creek Greenbelt Trail located at 3900 Shorecrest Drive - Financing: No cost consideration to the City

Councilmember Gates moved to hold the item under advisement indefinitely.

Motion seconded by Councilmember Kleinman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0667

Item 55: 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

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

Councilmember Young moved to adopt the item.

Motion seconded by Councilmember Kingston.

Mayor Rawlings declared the item adopted on a divided vote with Councilmember Griggs voting "No." (Thomas abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0668

Item 56: Authorize **(1)** a Development Agreement with MSW Crozier Tech, LP and Matthews Holdings Southwest, Inc., to dedicate future TIF revenues for reimbursement of eligible project costs related to paving, streetscape and lighting, façade restoration, environmental remediation, and interior/exterior demolition for redevelopment of 2218 Bryan Street, for the Old Dallas High School redevelopment project, located in Tax Increment Financing Reinvestment Zone Twelve (Deep Ellum TIF District); and **(2)** the Deep Ellum TIF District Board of Directors to dedicate an amount not to exceed \$6,040,036 plus an Economic Development TIF Grant in an amount not to exceed \$200,898 for a total amount not to exceed \$6,240,934 from future Deep Ellum TIF District revenues, in accordance with the development agreement - Not to exceed \$6,240,934 - Financing: Deep Ellum TIF District Funds (subject to appropriations)

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

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

Mayor Rawlings declared the item adopted on a divided vote with Councilmember Griggs voting "No." (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0669

Fort Worth Avenue TIF District

Note: Item Nos. 57 and 58
must be considered collectively.

Item 57: Authorize rescission of Resolution Nos. 14-0841 and 14-0842, previously approved on March 28, 2014, which authorized a development agreement with Henry S. Miller and/or its affiliates HSM Multifamily Development LLC and/or HSM Cliff View Associates Ltd., in an amount not to exceed \$4,650,000, payable from future Fort Worth Avenue TIF District funds in consideration of the proposed Cliff View Project in Tax Increment Financing Reinvestment Zone Number Fifteen (Fort Worth Avenue TIF District) - Financing: No cost consideration to the City

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

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

Mayor Rawlings declared the item adopted on a divided vote with Councilmembers Arnold, Young and Greyson voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0670

Fort Worth Avenue TIF District

Note: Item Nos. 57 and 58
must be considered collectively.

Item 58: Authorize **(1)** a development agreement with HSM Cliff View Associates Ltd. to dedicate future Fort Worth Avenue TIF District revenues in amounts not to exceed: **(a)** \$6,654,303 for on-site eligible project costs related to public infrastructure, affordable housing, environmental remediation and demolition, and park and open space improvements at 2002, 2010, and 2120 North Willomet Avenue; 1020, 1024, and 1028 Seale Street; 1019 and 1023 Stafford Avenue; and the adjacent Stafford Park at 1103 Stratford Avenue in Tax Increment Financing Reinvestment Zone Number Fifteen (Fort Worth Avenue TIF District); and **(b)** \$651,304 for off-site eligible project costs related to public infrastructure improvements along Seale Street between Ormsby Street and Sylvan Avenue in Tax Increment Financing Reinvestment Zone Number Fifteen (Fort Worth Avenue TIF District); and **(2)** the Fort Worth Avenue TIF District Board of Directors to dedicate up to \$7,305,607 from future Fort Worth Avenue TIF District revenues in accordance with the development agreement - Not to exceed \$7,305,607 - Financing: Fort Worth Avenue TIF District Funds

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

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

Mayor Rawlings declared the item adopted on a divided vote with Councilmembers Arnold, Young and Greyson voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0671

Item 59: Authorize a Chapter 380 economic development grant agreement with Zale Delaware, Inc. (“Zale”), a wholly-owned subsidiary of Signet Jewelers Limited (“Signet”), in an amount not to exceed \$450,000 for the relocation and expansion of its operating headquarters to a new build-to-suit office facility and an associated new build-to-suit jewelry repair facility within the Cypress Waters development in the City of Dallas, pursuant to the Public/Private Partnership Program - Not to exceed \$450,000 - Financing: Public/Private Partnership Funds

In accordance with Section 7.13 of the City Council Rules of Procedure, “Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters,” 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 Callahan moved to adopt the item.

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

Mayor Rawlings called a record vote on Councilmember Callahan’s motion to adopt the item as presented:

Voting Yes: [9] Rawlings, Alonzo, Wilson, Thomas, Callahan, Young, McGough, Kleinman, Gates

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

The city secretary declared the item adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0672

ZONING CASES - INDIVIDUAL

Item 60: Zoning Case Z156-112(WE)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a recycling buy-back center for the collection of household metals and industrial metals on property zoned an IM Industrial Manufacturing District on the northeast line of South Barry Avenue, north of South Haskell Avenue.

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

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

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:

Robert Miklos, 1800 Valley View Ln., Farmers Branch, TX

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

Motion seconded by Councilmember McGough and unanimously adopted. (Rawlings absent when vote taken)

Assigned ORDINANCE NO. 30069

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0673

ZONING CASES - INDIVIDUAL

Item 61: Zoning Case 156-120(MP)

A public hearing to receive comments regarding an application for and an ordinance granting an Historic Overlay on property zoned Subarea 1 (Texas Horse Park) of Planned Development District No. 883 with Specific Use Permit No. 383 for a sand and gravel mine on a portion west of the intersection of Pemberton Hill Road and Sarah Lee Drive.

Recommendation of Staff and CPC: Approval, subject to preservation criteria.

Recommendation of Landmark Commission: Approval, subject to preservation criteria.

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

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

Ben Sandifer, 8610 Southwestern Blvd.
Richard Grayson, 6230 Vanderbilt Ave. (handout provided)
Veletta Forsythe Lill, 622 Blair Blvd. (video presentation)
Susan Rader, 9703 Champa Dr.
Tim Dalbey, 2719 Santa Cruz Dr.
Sara Beckelman, 2705 Pennington St., Irving, TX

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

Motion seconded by Councilmember Medrano.

Following discussion, Councilmember Greyson moved a friendly amendment requiring the removal of the Specific Use Permit (SUP) for sand and gravel mining be scheduled to a future meeting of the city council.

Councilmember Young accepted the friendly amendment.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0673

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Councilmember Medrano, who seconded the motion, accepted Councilmember Greyson's friendly amendment.

Mayor Pro Tem Alonzo called the vote and declared the amended motion unanimously adopted. (Rawlings absent when vote taken)

Assigned ORDINANCE NO. 30070

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0674

ZONING CASES - INDIVIDUAL

Item 62: Zoning Case Z156-163(SM)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a mini-warehouse use, an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less, and a resolution accepting an amendment to deed restrictions volunteered by the applicant on property zoned an MU-1 Mixed Use District with deed restrictions, on the northeast corner of Lake June Road and Guard Drive.

Recommendation of Staff: Approval of a Specific Use Permit for a mini-warehouse use for a ten-year period, subject to a site plan, landscape plan, elevation plans, and conditions; approval of a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions; and approval of an amendment to deed restrictions including additional restrictions volunteered by the applicant.

Recommendation of CPC: Approval of a Specific Use Permit for a mini-warehouse use for a ten-year period, subject to a site plan, landscape plan, revised elevation plans, and conditions; approval of a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less for a two-year period, subject to a site plan and conditions; and approval of an amendment to deed restrictions including additional restrictions volunteered by the applicant.

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

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:

Michael Coker, 3111 Canton St.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0674

Page 2

Deputy Mayor Pro Tem Wilson moved to close the public hearing, accept the recommendation of the city plan commission with the following change:

- Remove the condition for Specific Use Permit (SUP) 2190 requiring an 8-foot high solid screening fence along Guard Drive.

and pass the ordinances.

Motion seconded by Councilmember Kleinman and unanimously adopted. (Rawlings, absent when vote taken; Callahan abstain)

Assigned ORDINANCE NOS. 30071 AND 30072

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0675

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 63: 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.

Note: This item was considered by the City Council at a public hearing on March 23, 2016, and was deferred until April 27, 2016, with the public hearing open

Prior to the item being read into the record, Deputy Mayor Pro Tem Wilson moved to defer the item until the May 25, 2016 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0676

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 64: Zoning Case Z156-128(OTH)

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.

Note: This item was considered by the City Council at a public hearing on March 23, 2016, and was deferred until April 27, 2016, with the public hearing open.

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

Deputy Mayor Pro Tem Wilson 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. (Rawlings, Callahan absent when vote taken)

Assigned ORDINANCE NO. 30073

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0677

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 65: Zoning Case Z156-178(OTH)

A public hearing to receive comments regarding an application for and an ordinance granting an IR Industrial/Research District on property zoned an A(A) Agricultural District on the southeast corner of West Kiest Boulevard and Ledbetter Drive.

Recommendation of Staff and CPC: Approval.

Note: This item was considered by the City Council at a public hearing on April 13, 2016, and was held under advisement until April 27, 2016, with the public hearing open.

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

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

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

Assigned ORDINANCE NO. 30074

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0678

DESIGNATED ZONING CASES - INDIVIDUAL

Item 66: Zoning Case Z156-137(SM)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 696 on property bound by Welch Road, Rickover Drive, Crestline Avenue, and Ridgeside Drive.

Recommendation of Staff and CPC: Approval, subject to a revised development/landscape plan, traffic management 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 the city plan commission's recommendation.

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

Karl Crowley, 900 Jackson St. (handout provided)
Brian Johnson, 3700 Ross Ave., representing Dallas Independent School District

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

- Subject to the revised traffic management plan distributed at this meeting

and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Wilson and Councilmember Kleinman and unanimously adopted. (Rawlings, Griggs, Thomas, Arnold absent when vote taken)

Assigned ORDINANCE NO. 30075

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0679

MISCELLANEOUS HEARINGS

Item 67: A public hearing to receive comments on the proposed sale of one unimproved property acquired by the taxing jurisdictions from the Sheriff to Dallas Housing Acquisition and Development Corporation, a qualified non-profit organization; and, at the close of the public hearing, authorize the City Manager to: **(1)** quitclaim one unimproved property to Dallas Housing Acquisition and 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: \$1,000

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 McGough and unanimously adopted. (Rawlings, Thomas, Arnold absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0680

MISCELLANEOUS HEARINGS

Item 68: A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath property owned by GMA Development Corp, LLC and BK Ambassador Row, LTD, located near the intersection of Ambassador Row and Metromedia Place and adjacent street rights-of-way; and an ordinance authorizing support of the issuance of a municipal setting designation to GMA Development Corp, LLC, by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City

Recommendation of Staff: Approval

The city secretary read the following statement into the record:

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

The following individual addressed the city council on the item:

James Kendrick, 204 Inverness Dr., Lewisville, TX, licensed engineer representing the applicant

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

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

Assigned ORDINANCE NO. 30076

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0681

MISCELLANEOUS HEARINGS

Item 69: A public hearing 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; and at the close of the public hearing, consideration of a resolution authorizing the proposed use of parkland pursuant to Chapter 26 of the Texas Parks and Wildlife Code - Financing: No cost consideration to the City

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 Kleinman and unanimously adopted. (Rawlings, Thomas, Arnold absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0682

MISCELLANEOUS HEARINGS

Item 70: A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from a public school, Sam Houston Elementary School as required by Section 6-4 of the Dallas City Code to allow a mixed beverages permit (Chapter 28 of the Texas Alcoholic Beverage Code) for a restaurant without drive-in or drive-through service with a food and beverage certificate [Woodford Drive, LLC, dba Zephyr Bakery Cafe] on the west corner of Cedar Springs Road and Throckmorton Street - AV156-002 - Financing: No cost consideration to the City

The city secretary announced the item required two seconds for approval as it was an alcohol variance.

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 Councilmember Griggs and unanimously adopted. (Rawlings, Thomas, Arnold absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0683

MISCELLANEOUS HEARINGS - UNDER ADVISEMENT

Item 71: A public hearing to receive comments for the proposed use of a portion of the Bachman Creek Greenbelt, totaling approximately 42,323 square feet, for driveway access and parking by QuikTrip Corporation; and at the close of the public hearing, consideration of a resolution authorizing the use - Financing: No cost consideration to the City

No one addressed the city council on the item.

Councilmember Gates moved to hold the item under advisement indefinitely.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0684

Closed Session

Personnel (Sec. 551.074 T.O.M.A.)

- Discussion on the status of the hiring and selection of a candidate for the position of city attorney.

At 11:40 a.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:

Personnel (Sec. 551.074 T.O.M.A.)

- Discussion on the status of the hiring and selection of a candidate for the position of city attorney.

Mayor Pro Tem Alonzo reconvened the city council meeting after the closed session at 1:04 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0685

Addendum Addition 1: Authorize a two-year service contract for **(1)** hazardous and non-hazardous waste disposal services - Green Planet, Inc. in the amount of \$3,188,960 through Dallas/Fort Worth International Airport contract using the Interlocal Purchasing Agreement; and **(2)** bio-hazardous decontamination and spill clean-up services - Protect Environmental Services, Inc. in the amount of \$261,200 through the City of Richardson contract using the Interlocal Purchasing Agreement - Total not to exceed \$3,450,160 - Financing: Current Funds (\$2,966,024), Stormwater Drainage Management Current Funds (\$311,636), Water Utilities Current Funds (\$80,000), Sanitation Current Funds (\$50,000), Aviation Current Funds (\$40,000) and Convention and Event Services Current Funds (\$2,500) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0686

Addendum Addition 2: Authorize **(1)** the rejection of a single proposal received for a one-year service contract for a clinical dental care program; and **(2)** the re-advertisement for new proposals - Financing: No cost consideration to the City

Adopted as part of consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0687

Addendum Addition 3: Authorize a twenty-year development, operation, and maintenance agreement with Dallas Hartford, L.L.C. for the development, operation, and maintenance of parkland for Federal Plaza located at 1900 Federal Street – Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0688

Addendum Addition 4: Authorize **(1)** an application for and acceptance of the "Click It or Ticket" Mobilization Grant in the amount of \$99,990 from the Texas Department of Transportation for a safety belt enforcement initiative for the period April 28, 2016 through June 6, 2016; **(2)** a City contribution of pension and Federal Insurance Contributions Act costs in the amount of \$28,947; and **(3)** execution of the grant agreement - Total not to exceed \$128,937 - Financing: Current Funds (\$28,947) and Texas Department of Transportation Grant Funds (\$99,990)

Councilmember Clayton 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 Medrano moved to adopt the item.

Motion seconded by Councilmember Clayton and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0689

Addendum Addition 5: Authorize Supplemental Agreement No. 8 to the contract with Xerox State and Local Solutions, Inc. (formerly ACS State and Local Solutions, Inc.) to extend the contract term from May 2, 2016 through August 2, 2016 for services related to meter operations and a parking management information system - Estimated Net Parking Revenue: \$1,875,000

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0690

Addendum Addition 6: An ordinance granting a GO(A) General Office District and a resolution accepting amended deed restrictions volunteered by the applicant on property zoned an MO-2 Mid-range Office District on the east side of Preston Road, south of Frankford Road - Z156-175 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0691

Addendum Addition 7: A resolution appointing Christopher D. Bowers, as Interim City Attorney for the City of Dallas, effective at the close of business on April 29, 2016, to serve until the City Council selects and appoints a permanent City Attorney - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Wilson moved to adopt the item.

Motion seconded by Councilmember Medrano.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 27, 2016

16-0692

Addendum Addition 8: A resolution ordering Oncor Electric Delivery Company, LLC to show cause regarding the reasonableness of its existing Transmission and Distribution rates within the City of Dallas - Financing: No cost consideration to the City

Councilmember Gates announced she had a conflict of interest and would abstain from voting or participating in any discussion. Councilmember Gates left the city council chamber.

Councilmember Griggs moved to adopt the item.

Motion seconded by Councilmember Clayton and unanimously adopted. (Gates abstain)

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 27, 2016

EXHIBIT C