

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, MAY 25, 2016

16-0790

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

PRESENT: [14] Rawlings, Alonzo, Wilson, Griggs (\*9:16 a.m.), Medrano, Thomas, Arnold (\*9:34 a.m.), Young, Clayton, McGough, Kleinman, Greyson (\*9:10 a.m.), Gates, Kingston (\*9:16 a.m.)

ABSENT: [1] Callahan

The meeting was called to order at 9:06 a.m.

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

The invocation was given by Executive Pastor Michael Mauldin of the Upper Room Dallas.

Councilmember Medrano 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 3:54 p.m.

ATTEST:

\_\_\_\_\_  
Mayor

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

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

The annotated agenda is attached to the minutes of this meeting as EXHIBIT A.

The actions taken on each matter considered by the city council are attached to the minutes of this meeting as EXHIBIT B.

Ordinances, resolutions, reports and other records pertaining to matters considered by the city council, are filed with the City Secretary as official public records and comprise EXHIBIT C to the minutes of this meeting.

\* **Indicates arrival time after meeting called to order/reconvened**

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, MAY 25, 2016

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, MAY 25, 2016

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0791

CITIZEN SPEAKERS

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

**OPEN MICROPHONE – BEGINNING OF MEETING:**

SPEAKER: Richard Sheridan, 1562 Harris Ct. (handout provided)  
SUBJECT: Graffiti case

SPEAKER: Gabriela Pataro, 2618 Beechmont Dr.  
SUBJECT: DAS/loose animals

SPEAKER: Deborah Rodriguez, 1009 Tipperary Dr.  
SUBJECT: Record keeping data in metrics

SPEAKER: Gwen McAllen, 9607 Shady Dale Ln.  
SUBJECT: Flood notification plan

SPEAKER: Cedrick Moses, 400 N. Ervay St.  
REPRESENTING: Pet CSI  
SUBJECT: City pet registration

**ADDITIONAL – OPEN MICROPHONE:**

SPEAKER: Yulonda Love, 516 Palo Duro Cir.  
REPRESENTING: Dallas Post Office  
SUBJECT: National Dog Bite Prevention Week

SPEAKER: Randell Hebert, 1600 Stoneleigh Ct.  
REPRESENTING: Dallas Post Office  
SUBJECT: National Dog Bite Prevention Week

**OPEN MICROPHONE – END OF MEETING:**

SPEAKER: Steven Crear, 6703 Old Ox Rd.  
SUBJECT: Security of community

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0791

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**OPEN MICROPHONE – END OF MEETING:** (Continued)

SPEAKER: Charles Haines, Not Provided  
SUBJECT: Security of community

SPEAKER: Pamela Curry, 13695 Goldmark Dr.  
SUBJECT: DPD/First Baptist

SPEAKER: Susan, Not Provided  
SUBJECT: Concerns for Police

SPEAKER: B.M. Randolph, Not Provided  
SUBJECT: Honor our fallen protectives

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0792

Item 1: Approval of Minutes of the May 11, 2016 City Council Meeting and the May 17, 2016 Special Called City Council Meeting

Mayor Pro Tem Alonzo moved to adopt the minutes as presented.

Motion seconded by Councilmember Medrano.

Councilmember Greyson moved a friendly amendment to the minutes of the May 11, 2016 City Council Meeting on agenda item 14 to provide for clarification of the final motion to clearly reflect the intent of the motion.

Mayor Pro Tem Alonzo, and Councilmember Medrano who seconded the motion, accepted Councilmember Greyson's friendly amendment.

Mayor Rawlings declared the item unanimously adopted. (Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0793

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-37 and addendum addition consent agenda items 1-6. Consent agenda items 11, 19 and 20 were corrected on the addendum.

Councilmember Young requested consent agenda items 4, 13, 16, 23, 32 and 33 be considered as individual items later in the meeting; there was no objection voiced to her request.

Councilmember Kingston requested consent agenda items 7 and 34 be considered as individual items later in the meeting; there was no objection voiced to his request.

Councilmember Greyson requested consent agenda item 24 be considered as an individual item later in the meeting; there was no objection voiced to her request.

Councilmember Clayton requested consent agenda items 26 and 27 be considered as individual items later in the meeting; there was no objection voiced to his request.

Mayor Rawlings requested addendum addition consent agenda item 1 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, 3, 5, 6, 8-12, 14, 15, 17-22, 25, 28-31, 35-37 and addendum addition consent agenda items 2-6, was presented for consideration.

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

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted. (Callahan absent)

Later in the meeting, Councilmember Arnold moved to reconsider the consent agenda to allow for agenda items 9-12 to be considered as individual items.

Motion seconded by Councilmember Kingston.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0793

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Mayor Rawlings called for a record vote on the motion to reconsider the consent agenda.

Voting Yes: [12] Rawlings, Alonzo, Wilson, Medrano, Thomas, Arnold,  
Young, Clayton, McGough, Greyson, Gates, Kingston

Voting No: [2] Griggs, Kleinman

Absent: [1] Callahan

The city secretary declared the motion adopted.

The consent agenda, now consisting of consent agenda items 2, 3, 5, 6, 8, 14, 15, 17-22, 25, 28-31, 35-37 and addendum addition consent agenda items 2-6, was presented for consideration.

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

Motion seconded by Council Kingston and unanimously adopted. (Callahan absent)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0794

Item 2: Authorize **(1)** acceptance of FY 2016 grant from the Texas Department of Transportation Aviation Division for the Routine Annual Maintenance Program at Dallas Executive Airport in an amount not to exceed \$50,000 or 50% of eligible project costs whichever is less; **(2)** a local cash match in the amount of \$50,000 for airport maintenance projects; and **(3)** execution of the grant agreement - Total not to exceed \$100,000 - Financing: Aviation Current Funds (\$50,000) (subject to appropriations) and Texas Department of Transportation Grant Funds (\$50,000)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0795

Item 3: Authorize a three-year service contract for emergency generator repair and maintenance - Clifford Power Systems, Inc. in the amount of \$431,280 and Allegiance Power Systems, Inc. in the amount of \$214,275, lowest responsible bidders of seven - Total not to exceed \$645,555 - Financing: Current Funds (\$630,255) and Convention and Event Services Current Funds (\$15,300) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0796

Item 4: Authorize a three-year master agreement for smoke detectors for Fire-Rescue - Fine Line Products, lowest responsible bidder of six - Not to exceed \$227,220 - Financing: Current Funds

Councilmember Young 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 presented for consideration.

Councilmember Gates moved to adopt the item.

Motion seconded by Councilmember Clayton and unanimously adopted. (Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0797

Item 5: Authorize Supplemental Agreement No. 3 to the professional services contract with Mounce, Green, Myers, Safi, Paxson & Galatzan, P.C., for additional services on matters relating to the pending disputes between the City of Dallas and the Sabine River Authority - Not to exceed \$75,000, from \$450,000 to \$525,000 - Financing: Water Utilities Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0798

Item 6: An ordinance amending Chapter 2 of the Dallas City Code by **(1)** changing the name of the guest prosecutor program to the guest assistant city attorney program; and **(2)** authorizing the city attorney to expand the volunteer guest prosecutor program to allow, under certain conditions, attorneys who work for private law firms or organizations that provide pro bono legal services to perform work for the city in hearing officer's court, municipal court, and other courts, and to appear before city, state, or federal boards, commissions, and agencies - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30089

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0799

Item 7: An ordinance amending Chapter 43A, "Swimming Pools," of the Dallas City Code by (1) amending definitions, enforcement authority, and safety standards for public and semi-public pools and spas; (2) adding Section 43A-3.1, incorporating Texas Health and Safety Code Regulations for multiunit pool enclosures; (3) adding Article IV on spa safety standards; and (4) making conforming changes; and providing a penalty not to exceed \$2,000 - 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 their request.

Later in the meeting, the item was presented for consideration.

Councilmember Greyson moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

Councilmember Kingston presented a friendly amendment to Councilmember Greyson's motion to remand the item to the Quality of Life Committee for a briefing.

Councilmember Greyson did not accept Councilmember Kingston's friendly amendment.

Mayor Rawlings called for a vote on Councilmember Greyson's motion and declared the item adopted on a divided vote with Councilmembers Griggs and Kingston voting "No." (Callahan absent)

Assigned ORDINANCE NO. 30090

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0800

Item 8: Authorize **(1)** the release of funds from Entap, Inc. for the acquisition and service contract for a budget preparation management system in the amount of \$1,541,957; and **(2)** a one-year service contract for the implementation in the amount of \$1,141,296, and a thirty-month service contract for cloud services and support in the amount of \$400,661, for a budget preparation and management system - Oracle America, Inc., through the Department of Information Resources, State of Texas Cooperative - Not to exceed \$1,541,957 - Financing: Municipal Lease Agreement Funds (\$784,012) and Current Funds (\$757,945) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0801

Item 9: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Camden Homes, LLC for the construction of affordable houses; **(2)** the sale of 18 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Camden Homes, LLC; and **(3)** execution of a release of lien for any non-tax liens on the 18 properties that may have been filed by the City - Financing: No cost consideration to the City

This item, along with consent agenda items 10-12, was initially adopted as part of the consent zoning docket.

Later in the meeting, Councilmember Arnold moved to reconsider the consent agenda to allow for agenda items 9-12 to be considered as individual items.

Motion seconded by Councilmember Kingston.

Mayor Rawlings called for a record vote on the motion to reconsider the consent agenda.

Voting Yes: [12] Rawlings, Alonzo, Wilson, Medrano, Thomas, Arnold, Young, Clayton, McGough, Greyson, Gates, Kingston

Voting No: [2] Griggs, Kleinman

Absent: [1] Callahan

The city secretary declared the motion adopted.

Councilmember Arnold moved, for agenda items 9-12, to remove properties located in city council district 4 and adopt the items.

Motion seconded by Councilmember Griggs.

After discussion, Councilmember Thomas called the question; there was no objection voiced by city council.

Mayor Rawlings called for a vote on Councilmember Arnold's motion and declared the motion unanimously adopted. (Callahan absent)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0802

Item 10: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Confia Homes, L.L.C. for the construction of affordable houses; **(2)** the sale of 11 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Confia Homes, L.L.C.; and **(3)** execution of a release of lien for any non-tax liens on the 11 properties that may have been filed by the City - Financing: No cost consideration to the City

This item, along with consent agenda items 9, 11 and 12, was initially adopted as part of the consent zoning docket.

Later in the meeting, Councilmember Arnold moved to reconsider the consent agenda to allow for agenda items 9-12 to be considered as individual items.

Motion seconded by Councilmember Kingston.

Mayor Rawlings called for a record vote on the motion to reconsider the consent agenda.

Voting Yes: [12] Rawlings, Alonzo, Wilson, Medrano, Thomas, Arnold, Young, Clayton, McGough, Greyson, Gates, Kingston

Voting No: [2] Griggs, Kleinman

Absent: [1] Callahan

The city secretary declared the motion adopted.

Councilmember Arnold moved, for agenda items 9-12, to remove properties located in city council district 4 and adopt the items.

Motion seconded by Councilmember Griggs.

After discussion, Councilmember Thomas called the question; there was no objection voiced by city council.

Mayor Rawlings called for a vote on Councilmember Arnold's motion and declared the motion unanimously adopted. (Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0803

Item 11: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Cooper ~~Homes~~ Contractors, Inc. for the construction of affordable houses; **(2)** the sale of 17 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Cooper ~~Homes~~ Contractors, Inc.; and **(3)** execution of a release of lien for any non-tax liens on the 17 properties that may have been filed by the City - Financing: No cost consideration to the City

Corrected on the addendum.

This item, along with consent agenda items 9, 10 and 12, was initially adopted as part of the consent zoning docket.

Later in the meeting, Councilmember Arnold moved to reconsider the consent agenda to allow for agenda items 9-12 to be considered as individual items.

Motion seconded by Councilmember Kingston.

Mayor Rawlings called for a record vote on the motion to reconsider the consent agenda.

Voting Yes: [12] Rawlings, Alonzo, Wilson, Medrano, Thomas, Arnold,  
Young, Clayton, McGough, Greyson, Gates, Kingston

Voting No: [2] Griggs, Kleinman

Absent: [1] Callahan

The city secretary declared the motion adopted.

Councilmember Arnold moved, for agenda items 9-12, to remove properties located in city council district 4 and adopt the items.

Motion seconded by Councilmember Griggs.

After discussion, Councilmember Thomas called the question; there was no objection voiced by city council.

Mayor Rawlings called for a vote on Councilmember Arnold's motion and declared the motion unanimously adopted. (Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0804

Item 12: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Milton Semper for the construction of affordable houses; **(2)** the sale of 2 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Milton Semper; 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

This item, along with consent agenda items 9-11, was initially adopted as part of the consent zoning docket.

Later in the meeting, Councilmember Arnold moved to reconsider the consent agenda to allow for agenda items 9-12 to be considered as individual items.

Motion seconded by Councilmember Kingston.

Mayor Rawlings called for a record vote on the motion to reconsider the consent agenda.

Voting Yes: [12] Rawlings, Alonzo, Wilson, Medrano, Thomas, Arnold, Young, Clayton, McGough, Greyson, Gates, Kingston

Voting No: [2] Griggs, Kleinman

Absent: [1] Callahan

The city secretary declared the motion adopted.

Councilmember Arnold moved, for agenda items 9-12, to remove properties located in city council district 4 and adopt the items.

Motion seconded by Councilmember Griggs.

After discussion, Councilmember Thomas called the question; there was no objection voiced by city council.

Mayor Rawlings called for a vote on Councilmember Arnold's motion and declared the motion unanimously adopted. (Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0805

Item 13: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Simply Custom for the construction of affordable houses; **(2)** the sale of 9 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Simply Custom; and **(3)** execution of a release of lien for any non-tax liens on the 9 properties that may have been filed by the City - Financing: No cost consideration to the City

Councilmember Young 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 presented for consideration.

Councilmember Griggs moved to adopt the item.

Motion seconded by Councilmember Kingston and unanimously adopted. (Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0806

Item 14: Authorize a contract with C Solano SL for the design, fabrication and installation of a site-specific artwork honoring the Vaughn Brothers at Kiest Park located at 3080 South Hampton Road - Not to exceed \$75,200 - Financing: 2006 Bond Funds (\$47,200) and Capital Gifts, Donation and Development Funds (\$28,000)

The following individual addressed the city council on the item:

Kirby Warnock, 711 N. Hampton Rd. (video presentation)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0807

Item 15: Authorize a contract with Phoenix I Restoration and Construction, Ltd., best value proposer of five, for renovations at Bachman Recreation Center located at 2750 Bachman Drive - Not to exceed \$576,240 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0808

Item 16: Authorize a twenty-four month sidewalk and barrier free ramp installation paving services contract No. 2 and water and wastewater adjustments at various locations throughout the city - Ragle Inc., lowest responsible bidder of three - Not to exceed \$3,198,230 - Financing: 2003 Bond Funds (\$100,000), 2006 Bond Funds (\$894,310), Current Funds (\$347,780) (subject to annual appropriations), 2014-15 Community Development Block Grant Funds (\$237,024), 2015-16 Community Development Block Grant Funds (\$449,616), Regional Toll Revenue Funds (\$1,000,000) and Water Utilities Capital Construction Funds (\$169,500)

Councilmember Young 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 presented for consideration.

Councilmember Kleinman moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0809

Item 17: Authorize a construction contract with DENCO CS Corporation, lowest responsible bidder of three, for improvements to the east kitchen of the Kay Bailey Hutchison Convention Center Dallas located at 650 South Griffin Street - Not to exceed \$1,673,292 - Financing: Convention Center Capital Construction Funds

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0810

Item 18: Authorize **(1)** a Project Specific Agreement with Dallas County for funding participation in the design and construction of paving and drainage improvements for Sylvan Avenue from Fort Worth Avenue to Singleton Boulevard; **(2)** the receipt and deposit of funds from Dallas County in an amount not to exceed \$3,000,000; and **(3)** an increase in appropriations in the amount of \$3,000,000 in the Capital Projects Reimbursement Fund - Not to exceed \$3,000,000 - Financing: Capital Projects Reimbursement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0811

Second Avenue Bridge over White Rock Creek

Note: Item Nos. 19 and 20  
must be considered collectively.

Item 19: Authorize a waiver agreement with the Texas Department of Transportation for the local match fund participation requirement on the northbound Second Avenue Bridge over White Rock Creek as an approved project for the Federal Off-System Bridge Program - Financing: ~~No cost consideration to the City~~ This action has no cost consideration to the City (See Fiscal Information for future potential cost)

Corrected on the addendum.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0812

Second Avenue Bridge over White Rock Creek

Note: Item Nos. 19 and 20  
must be considered collectively.

Item 20: Authorize a Local Project Advanced Funding Agreement with the Texas Department of Transportation for the replacement or rehabilitation of the northbound Second Avenue Bridge over White Rock Creek as an approved project for the Federal Off-System Bridge Program - Financing: ~~No cost consideration to the City~~ This action has no cost consideration to the City (See Fiscal Information for future potential cost)

Corrected on the addendum.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0813

Item 21: Authorize Supplemental Agreement No. 3 to the professional services contract with Gensler to provide design, construction documents, and construction administration services for select repairs identified in the assessment report for the Dallas Love Field Garage A & B and Pedestrian Concourse, located at 8025 Cedar Springs Road - Not to exceed \$560,176, from \$256,622 to \$816,798 - Financing: Aviation Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0814

Item 22: Authorize Supplemental Agreement No. 3 to the contract with Biggs & Mathews Environmental, Inc. to exercise the second of three, twelve-month renewal options to the professional engineering contract for hydrogeology and groundwater monitoring at McCommas Bluff landfill, Northeast Transfer Station, Northwest Transfer Station and Southwest Transfer Station - Not to exceed \$153,539, from \$995,430 to \$1,148,969 - Financing: Sanitation Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0815

Item 23: Authorize **(1)** a Local Project Advance Funding Agreement with the Texas Department of Transportation for a U.S. Department of Transportation - Federal Highway Administration 2015 Highway Safety Improvement Program grant to design, upgrade and construct seven traffic signals and associated off system intersection improvements at Arapaho Road and Montfort Drive/Knoll Trail Drive, Colorado Boulevard and Marsalis Avenue, Forest Lane and Plano Road, Harry Hines Boulevard and Empire Central Drive, Illinois Avenue and Bonnie View Road, Marsh Lane and Royal Lane, Martin Luther King Jr. Boulevard and Colonial Avenue/Ervay Street; **(2)** a required local match in the amount of \$213,421; and **(3)** an amendment to Resolution No. 16-0648, previously approved on April 27, 2016, to identify a required local match for design of the traffic signals in the amount of \$163,700 - Total not to exceed \$2,209,371 - Financing: Texas Department of Transportation Grant Funds (\$1,832,251) and Current Funds (\$213,421)

Councilmember Young 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 presented for consideration.

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Griggs.

Following discussion, the item was unanimously adopted. (Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0816

Item 24: Authorize **(1)** the deposit of the amount awarded by the Special Commissioners in the condemnation proceeding styled City of Dallas v. Diann Tessman Slaton, et al., Cause No. CC-14-01509-B, pending in Dallas County Court at Law No. 2, to acquire approximately 27.68 acres of land located at 1005 IH-20, Hutchins, Texas for the Southwest 120/96-inch Water Transmission Pipeline Project; **(2)** an amendment to Resolution No. 11-0174, previously approved on January 12, 2011, to correct the funding information; and **(3)** settlement of the condemnation proceeding for an amount not to exceed the award - Not to exceed \$911,105 (\$904,259 being the amount of the award, plus closing costs and title expenses not to exceed \$6,846); an increase of \$222,000 from the amount Council originally authorized for this acquisition - Financing: Water Utilities Capital Improvement Funds

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 presented for consideration.

Councilmember Thomas moved to adopt the item.

Motion seconded by Councilmember Clayton.

Mayor Rawlings declared the item adopted on a divided vote with Councilmembers Medrano, Arnold, Greyson and Kingston voting "No." (Griggs absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0817

Item 25: An ordinance abandoning portions of Zang Boulevard to Alamo Manhattan BAD, LLC, the abutting owner, containing a total of approximately 8,579 square feet of land, located near the intersection of Zang Boulevard and Davis Street, and authorizing the quitclaim - Revenue: \$220,476, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30091



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0818

Item 26: An ordinance abandoning two variable width alley reservations, an alley site reservation, a portion of an alley easement, a detention area reservation, and a portion of a detention area reservation to the City of Dallas, the abutting owner, containing a total of approximately 139,787 square feet of land, located near the intersection of Garland Road and Tavaros Avenue, and providing for the dedication of approximately 5,967 square feet of land for needed right-of-way and approximately 12,511 square feet for needed detention area easements - Revenue: \$27,000, plus the \$20 ordinance publication fee

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 presented for consideration.

Councilmember Thomas moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

Councilmember Clayton moved a substitute motion to defer the item until the June 15, 2016 voting agenda meeting of the city council.

Motion seconded by Councilmember Gates.

After discussion, Mayor Rawlings declared the substitute motion unanimously adopted. (Griggs absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0819

Item 27: An ordinance abandoning a drainage reservation, a sanitary sewer reservation, a sanitary sewer easement and a water reservation to the City of Dallas, the abutting owner, containing a total of approximately 9,087 square feet of land, located near the intersection of Garland Road and Tavaros Avenue, and providing for the dedication of drainage easements, water easements and wastewater easements containing a total of approximately 16,098 square feet - Revenue: \$5,400 plus the \$20 ordinance publication fee

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 presented for consideration.

Councilmember Clayton moved to defer the item until the June 15, 2016 voting agenda meeting of the city council.

Motion seconded by Councilmember Medrano and unanimously adopted. (Griggs absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0820

Item 28: An ordinance abandoning a water easement to United States Cold Storage, L.P., the abutting owner, containing approximately 8,201 square feet of land, located near the intersection of Cockrell Hill Road and La Reunion Parkway - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30092

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0821

Item 29: An ordinance abandoning three sanitary sewer easements to Trinity Basin Preparatory, Inc., the abutting owner, containing a total of approximately 1,521 square feet of land, located near the intersection of East 8th Street and East Jefferson Boulevard - Revenue: \$5,400 plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30093

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0822

Item 30: An ordinance amending Ordinance No. 29383, previously approved on June 25, 2014, which abandoned a portion of Straightway Drive, located near the intersection of Northwest Highway and Straightway Drive, to Northwest Overlake, L.L.C. and Rizos Land Group Northwest Highway, LLC to extend the final replat and dedication requirement from two years to 30 months - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30094

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0823

Item 31: Authorize a professional services contract with LIM & Associates, Inc. for the engineering design of six erosion control improvement projects (list attached) - Not to exceed \$97,977 - Financing: 2012 Bond Funds (\$69,625) and Water Utilities Capital Improvement Funds (\$28,352)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0824

Item 32: A resolution authorizing the conveyance of an easement and right-of-way containing approximately 159 square feet of land to Oncor Electric Delivery Company, LLC for the construction, use and maintenance of electric facilities across City owned land located on Barber Avenue near its intersection with Mural Lane - Financing: No cost consideration to the City

Councilmember Young 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, at Mayor Rawlings request, the city secretary presented agenda items 32 and 33 for collective consideration; there was no objection voiced by the city council.

Councilmember Kleinman moved to adopt the items.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted. (Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0825

Item 33: A resolution authorizing the conveyance of an easement and right-of-way containing approximately 1,315 square feet of land to Oncor Electric Delivery Company, LLC for the construction, use and maintenance of electric facilities across City owned land located on Barber Avenue near its intersection with Mural Lane - Financing: No cost consideration to the City

Councilmember Young 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, at Mayor Rawlings request, the city secretary presented agenda items 32 and 33 for collective consideration; there was no objection voiced by the city council.

Councilmember Kleinman moved to adopt the items.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted. (Callahan absent)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0826

Item 34: Authorize a thirty-year contract with the City of Lewisville to continue providing wholesale water services, from June 4, 2016 through June 3, 2046  
- Estimated Annual Revenue: \$3,559,204

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 presented for consideration.

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Kingston.

Following discussion, the item was unanimously adopted. (Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0827

Item 35: Authorize a contract for the installation of water and wastewater mains at 39 locations (list attached) - RKM Utility Services, Inc., lowest responsible bidder of four - Not to exceed \$15,471,590 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0828

Item 36: Authorize a contract for the construction of biological filtration optimization improvements at the East Side Water Treatment Plant - Oscar Renda Contracting, Inc., lowest responsible bidder of five - Not to exceed \$24,904,983 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0829

Item 37: Authorize Supplemental Agreement No. 4 to the professional services contract with Black & Veatch Corporation to provide additional construction phase services for water quality improvements at the East Side Water Treatment Plant - Not to exceed \$2,910,000, from \$16,501,885 to \$19,411,885 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0830

Item 38: 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 Rawlings announced the item would be discussed in closed session to be held later in the meeting.

\*At 12:31 p.m., Mayor Rawlings announced the closed session of the city council authorized by Chapter 551, "OPEN MEETINGS," of the Personnel (Sec. 551.074 T.O.M.A.) to deliberate on the following nominees:

- Kristin Mitchell, Reinvestment Zone Eight Board;
- Pierre-Jamar Moton, South Dallas Fair Park Trust Fund Board; and
- Jesuorobo Enobakhare, Jr. Dallas Citizen Police Review Board.

Mayor Rawlings reconvened the city council meeting after the closed session at 2:08 p.m.

The city secretary announced there were changes to the initial report provided listing nominees to be appointed.

Councilmember Kleinman moved to appoint the following:

- Jennifer S. Gates to the Police and Fire Pension Board;
- Kristin Mitchell, Dallas County Resident, to the Reinvestment Zone Eight Board (Design District);
- Gay W. Donnell, Dallas County Resident, to the Reinvestment Zone Nine Board (Vickery Meadow); and
- Linda Neel to the Municipal Library Board.

Motion seconded by Deputy Mayor Pro Tem Wilson.

After discussion, Councilmember Arnold moved a substitute motion to separate the item to consider appointments under separate votes.

Motion seconded by Councilmember Griggs.

Mayor Rawlings called the vote on Councilmember Arnold's substitute motion and declared the substitute motion adopted on a divided vote with Mayor Pro Tem Alonzo voting "No." (Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0830

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Mayor Pro Tem Alonzo moved to appoint the following:

- Jennifer S. Gates to the Police and Fire Pension Board

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted. (Callahan absent)

Mayor Pro Tem Alonzo moved to appoint the following:

- Kristin Mitchell, Dallas County Resident, to the Reinvestment Zone Eight Board (Design District)

Motion seconded by Councilmember Kleinman.

Mayor Rawlings called a record vote on Mayor Pro Tem Alonzo's motion to appoint Kristin Mitchell to the Reinvestment Zone Eight Board (Design District):

Voting Yes: [7] Rawlings, Alonzo, Thomas, Clayton, Kleinman, Gates, Kingston

Voting No: [7] Wilson, Griggs, Medrano, Arnold, Young, McGough, Greyson

Absent: [1] Callahan

The city secretary declared the motion failed due to the tie vote.

Councilmember Gates moved to appoint the following:

- Gay W. Donnell, Dallas County Resident, to the Reinvestment Zone Nine Board (Vickery Meadow)

Motion seconded by Councilmember Kleinman and unanimously adopted. (Callahan absent)

Mayor Pro Tem Alonzo moved to appoint the following:

- Linda Neel to the Municipal Library Board

Motion seconded by Councilmember Kingston and unanimously adopted. (Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0830

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**Note:** In accordance with Section 12A-19(a)(1)(A) of the Dallas City Code, the city secretary announced the following names of the board members who had failed to submit their financial disclosure reports:

Amanda Moreno Lake, Dallas Area Rapid Transit Board  
Trent Hughes, Housing Finance Corporation Board

The city secretary was informed both nominees had turned in the documentation.

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

**16-6051    MLB    MUNICIPAL LIBRARY BOARD**  
**16-6052    PFP    POLICE AND FIRE PENSION BOARD**  
**16-6053    RZ09    REINVESTMENT ZONE NINE BOARD (VICKERY MEADOW)**

**\*Note: Other items discussed during closed session were as duly posted as well as Agenda Items 42-45.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0831

Item 39: A resolution naming the Lamar-McKinney Bridge (also known as the Continental Avenue Bridge) in honor of former Dallas Assistant City Attorney, Dallas Mayor, and United States Trade Representative, Ronald Kirk - Financing: No cost consideration to the City

The following individuals addressed the city council on the item:

Zan Holmes, 6034 Boca Raton Dr.  
Ruth Wyrick, 3655 Maryland Ave.  
DeMetris Sampson, 2207 Elderoaks Ln.  
Mary McDermott Cook, 1942 Malone Cliff View  
Ginger Hardage, 4502 Wildwood Rd.  
Chris Luna, 2250 Lakeside Blvd., Richardson, TX

Deputy Mayor Pro Tem Wilson moved to adopt the item.

Motion seconded by Councilmember Thomas.

Councilmember Kingston moved a substitute motion to name the 6100-6300 blocks of Mercedes Avenue as Ron Kirk Avenue.

Motion seconded by Councilmember Clayton.

After brief deliberation, the city attorney ruled Councilmember Kingston's substitute motion was out of order as it did not allow for the proper procedures for public notice.

Following further discussion, Mayor Rawlings called for a record vote on Deputy Mayor Pro Tem Wilson's motion to adopt the item:

Voting Yes: [11] Rawlings, Alonzo, Wilson, Medrano, Thomas, Arnold,  
Young, McGough, Kleinman, Greyson, Gates

Voting No: [3] Griggs, Clayton, Kingston

Absent: [1] Callahan

The city secretary declared the motion adopted.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0832

Item 40: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Carol Arriaga a/k/a Caroline Arriaga, of approximately 6,000 square feet of land improved with a single-family dwelling located near the intersection of Pontiac Avenue and Cadillac Drive for the Cadillac Heights City Service and Maintenance Facilities Project - Not to exceed \$23,500 (\$21,500, plus closing costs and title expenses not to exceed \$2,000) - Financing: 2006 Bond Funds

The city secretary announced agenda item 40 requires a motion that the Council of the City of Dallas adopt the item and authorize the use of the power of eminent domain, if such becomes necessary from *Carol Arriaga a/k/a Caroline Arriaga* of approximately 6,000 square feet located near the intersection of Pontiac Avenue and Cadillac Drive, and more fully described in Exhibit A of the proposed written resolution for this item, for the Cadillac Heights City Service and Maintenance Facilities Project.

Councilmember Thomas moved to adopt the item.

Motion seconded by Councilmember Kleinman.

After discussion, Councilmember Arnold moved a substitute motion to defer the item until the June 15, 2016 voting agenda meeting of the city council.

Motion seconded by Councilmember Kingston and unanimously adopted. (Kleinman absent when vote take; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0833

Item 41: Authorize a construction services contract with Unified Services of Texas, Inc. for replacement of underground fuel storage tanks at Dallas City Hall located at 1500 Marilla Street, and at the I.C. Harris Service Center located at 5620 Parkdale Drive - Not to exceed \$970,171 - Financing: 2006 Bond Funds (\$480,298) and Capital Construction Funds (\$489,873)

The city secretary announced that Councilmember Kingston requested a rule exception to speaker rules; there was no objection by the city council.

Dallas May was called to speak but he was not present.

Deputy Mayor Pro Tem Wilson moved to adopt the item.

Motion seconded by Mayor Pro Tem Alonzo.

Councilmember Kingston moved a substitute motion to declare the low bidder responsive and award the contract to the low bidder.

Substitute motion seconded by Councilmember Griggs.

After discussion, Councilmember Gates moved a secondary substitute motion to defer the item to a later date to allow the city auditor's office to conduct an audit of the process as if it was a sole source bidder.

Secondary substitute motion seconded by Councilmember Greyson.

Mayor Rawlings called for a vote on Councilmember Gates secondary substitute motion and declared the motion adopted on a divided vote with Councilmembers Griggs and Kingston voting "No." (Medrano, Kleinman absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0834

Item 42: Authorize a professional services contract with Alliance Geotechnical Group, Inc. for construction materials testing services during the construction phase of the Mill Creek / Peaks Branch / State-Thomas Drainage Relief Tunnel Project - Not to exceed \$2,764,000 - Financing: 2006 Bond Funds

The city secretary announced the city manager was deferring agenda items 42-45 until the June 15, 2016 voting agenda meeting of the city council and addendum addition consent agenda item 8 until the June 22, 2016 voting agenda meeting of the city council. Therefore, the items would not be considered.

At Councilmember Griggs' request for a parliamentary clarification on the city manager's right of deferral, the interim city attorney clarified the deadline for an automatic deferral of the items was not met. As a result of the deadline not being met, Councilmember Griggs requested agenda items 42-45 and addendum addition consent agenda item 8 be considered individually during which the city manager's request for deferral could be considered.

Councilmember Gates moved to defer agenda items 42-45 and addendum addition consent agenda item 8 and remand the items to the Budget, Finance and Audit Committee for a briefing at its June 6, 2016 meeting.

Motion seconded by Councilmember Kleinman.

After discussion, Councilmember Kingston moved a substitute motion to declare the low bidder responsive and award the contract on agenda item 44 to Odebrecht, Inc.

Motion seconded by Councilmember Griggs.

Mayor Rawlings stated Councilmember Kingston's substitute motion was out of order as the point of discussion was on Councilmember Gates' motion.

At Councilmember Kingston's request, the interim city attorney provided a parliamentary procedure ruling that Councilmember Gates' motion to defer and remand was the main motion; as such, Councilmember Kingston's substitute motion was out of order.

Councilmember Kingston moved a substitute motion to separate agenda item 44 from Councilmember Gates' motion.

Substitute motion seconded by Councilmember Griggs.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0834

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During discussion, Councilmember Griggs requested the city council deliberate the matter in closed session before any official action was taken.

Mayor Rawlings stated agenda items 42-45 and addendum addition consent agenda item 8 would be held until later in the meeting to allow for discussion in closed session at the same time as the other duly posted item; there was no objection voiced by the city council.

Later in the meeting, at 12:09 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 agenda items \*42-45.

Mayor Rawlings reconvened to open session after the closed session at 2:08 p.m.

Councilmember Kingston moved a friendly amendment to separate agenda item 44 from Councilmember Gates' motion to allow for consideration of the item.

Councilmember Gates accepted the friendly amendment.

Councilmember Kleinman, who seconded Councilmember Gates' motion, accepted Councilmember Kingston's friendly amendment.

Mayor Rawlings called for a vote on Councilmember Gates' motion, as amended, to defer agenda items 42, 43 and 45 and addendum consent agenda item 8 and remand the items to the Budget, Finance and Audit Committee for a briefing at its June 6, 2016 meeting. The motion was declared adopted on a divided vote with Councilmembers Griggs and Kingston voting "No." (Callahan absent)

\*Note: Addendum addition consent agenda item 8 was not read into the record as an item to be discussed in closed session. Therefore, the item was not discussed at that time.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0835

Item 43: Authorize a professional services contract with Black & Veatch Corporation for construction management services during the construction phase of the Mill Creek / Peaks Branch / State-Thomas Drainage Relief Tunnel Project - Not to exceed \$17,350,000 - Financing: 2006 Bond Funds

The city secretary announced the city manager was deferring agenda items 42-45 until the June 15, 2016 voting agenda meeting of the city council and addendum addition consent agenda item 8 until the June 22, 2016 voting agenda meeting of the city council. Therefore, the items would not be considered.

At Councilmember Griggs' request for a parliamentary clarification on the city manager's right of deferral, the interim city attorney clarified the deadline for an automatic deferral of the items was not met. As a result of the deadline not being met, Councilmember Griggs requested agenda items 42-45 and addendum addition consent agenda item 8 be considered individually during which the city manager's request for deferral could be considered.

Councilmember Gates moved to defer agenda items 42-45 and addendum addition consent agenda item 8 and remand the items to the Budget, Finance and Audit Committee for a briefing at its June 6, 2016 meeting.

Motion seconded by Councilmember Kleinman.

After discussion, Councilmember Kingston moved a substitute motion to declare the low bidder responsive and award the contract on agenda item 44 to Odebrecht, Inc.

Motion seconded by Councilmember Griggs.

Mayor Rawlings stated Councilmember Kingston's substitute motion was out of order as the point of discussion was on Councilmember Gates' motion.

At Councilmember Kingston's request, the interim city attorney provided a parliamentary procedure ruling that Councilmember Gates' motion to defer and remand was the main motion; as such, Councilmember Kingston's substitute motion was out of order.

Councilmember Kingston moved a substitute motion to separate agenda item 44 from Councilmember Gates' motion.

Substitute motion seconded by Councilmember Griggs.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0835

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During discussion, Councilmember Griggs requested the city council deliberate the matter in closed session before any official action was taken.

Mayor Rawlings stated agenda items 42-45 and addendum addition consent agenda item 8 would be held until later in the meeting to allow for discussion in closed session at the same time as the other duly posted item; there was no objection voiced by the city council.

Later in the meeting, at 12:09 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 agenda items \*42-45.

Mayor Rawlings reconvened to open session after the closed session at 2:08 p.m.

Councilmember Kingston moved a friendly amendment to separate agenda item 44 from Councilmember Gates' motion to allow for consideration of the item.

Councilmember Gates accepted the friendly amendment.

Councilmember Kleinman, who seconded Councilmember Gates' motion, accepted Councilmember Kingston's friendly amendment.

Mayor Rawlings called for a vote on Councilmember Gates' motion, as amended, to defer agenda items 42, 43 and 45 and addendum consent agenda item 8 and remand the items to the Budget, Finance and Audit Committee for a briefing at its June 6, 2016 meeting. The motion was declared adopted on a divided vote with Councilmembers Griggs and Kingston voting "No." (Callahan absent)

\*Note: Addendum addition consent agenda item 8 was not read into the record as an item to be discussed in closed session. Therefore, the item was not discussed at that time.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0836

Item 44: Authorize a contract for construction of storm drainage improvements for the Mill Creek / Peaks Branch / State-Thomas Drainage Relief Tunnel Project - Southland Mole JV, lowest responsive and responsible bidder of five - Not to exceed \$209,894,515 - Financing: General Obligation Commercial Paper Funds (\$209,179,636), Water Utilities Capital Construction Funds (\$25,600) and Water Utilities Capital Improvement Funds (\$689,279)

The city secretary announced the city manager was deferring agenda items 42-45 until the June 15, 2016 voting agenda meeting of the city council and addendum addition consent agenda item 8 until the June 22, 2016 voting agenda meeting of the city council. Therefore, the items would not be considered.

At Councilmember Griggs' request for a parliamentary clarification on the city manager's right of deferral, the interim city attorney clarified the deadline for an automatic deferral of the items was not met. As a result of the deadline not being met, Councilmember Griggs requested agenda items 42-45 and addendum addition consent agenda item 8 be considered individually during which the city manager's request for deferral could be considered.

Councilmember Gates moved to defer agenda items 42-45 and addendum addition consent agenda item 8 and remand the items to the Budget, Finance and Audit Committee for a briefing at its June 6, 2016 meeting.

Motion seconded by Councilmember Kleinman.

After discussion, Councilmember Kingston moved a substitute motion to declare the low bidder responsive and award the contract on agenda item 44 to Odebrecht, Inc.

Motion seconded by Councilmember Griggs.

Mayor Rawlings stated Councilmember Kingston's substitute motion was out of order as the point of discussion was on Councilmember Gates' motion.

At Councilmember Kingston's request, the interim city attorney provided a parliamentary procedure ruling that Councilmember Gates' motion to defer and remand was the main motion; as such, Councilmember Kingston's substitute motion was out of order.

Councilmember Kingston moved a substitute motion to separate agenda item 44 from Councilmember Gates' motion.

Substitute motion seconded by Councilmember Griggs.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0836

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During discussion, Councilmember Griggs requested the city council deliberate the matter in closed session before any official action was taken.

Mayor Rawlings stated agenda items 42-45 and addendum addition consent agenda item 8 would be held until later in the meeting to allow for discussion in closed session at the same time as the other duly posted item; there was no objection voiced by the city council.

Later in the meeting, at 12:09 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 agenda items \*42-45.

Mayor Rawlings reconvened to open session after the closed session at 2:08 p.m.

Councilmember Kingston moved a friendly amendment to separate agenda item 44 from Councilmember Gates' motion to allow for consideration of the item.

Councilmember Gates accepted the friendly amendment.

Councilmember Kleinman, who seconded Councilmember Gates' motion, accepted Councilmember Kingston's friendly amendment.

Mayor Rawlings called for a vote on Councilmember Gates' motion, as amended, to defer agenda items 42, 43 and 45 and addendum consent agenda item 8 and remand the items to the Budget, Finance and Audit Committee for a briefing at its June 6, 2016 meeting. The motion was declared adopted on a divided vote with Councilmembers Griggs and Kingston voting "No." (Callahan absent)

Following city council action on agenda items 42, 43 and 45 and addendum addition consent agenda item 8, Councilmember Gates moved to defer agenda item 44 and remand the item to the Budget, Finance and Audit Committee for a briefing at its June 6, 2016 meeting.

After discussion, Mayor Rawlings called a record vote on Councilmember Gates' motion to defer agenda item 44 and remand the item to the Budget, Finance and Audit Committee for a briefing at its June 6, 2016 meeting:

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

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

Absent: [1] Callahan



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0836

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The city secretary declared the motion adopted.

\*Note: Addendum addition consent agenda item 8 was not read into the record as an item to be discussed in closed session. Therefore, the item was not discussed at that time.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0837

Item 45: Authorize Supplemental Agreement No. 5 to the contract with Halff Associates, Inc. for design and analysis of drainage relief for Mill Creek, Peaks Branch, and State-Thomas areas, for additional scope of work for engineering design services required during construction of the Mill Creek / Peaks Branch / State-Thomas Drainage Relief Tunnel Project - Not to exceed \$6,126,500, from \$15,993,488 to \$22,119,988 - Financing: 2006 Bond Funds (\$6,105,000) and Water Utilities Capital Improvement Funds (\$21,500)

The city secretary announced the city manager was deferring agenda items 42-45 until the June 15, 2016 voting agenda meeting of the city council and addendum addition consent agenda item 8 until the June 22, 2016 voting agenda meeting of the city council. Therefore, the items would not be considered.

At Councilmember Griggs' request for a parliamentary clarification on the city manager's right of deferral, the interim city attorney clarified the deadline for an automatic deferral of the items was not met. As a result of the deadline not being met, Councilmember Griggs requested agenda items 42-45 and addendum addition consent agenda item 8 be considered individually during which the city manager's request for deferral could be considered.

Councilmember Gates moved to defer agenda items 42-45 and addendum addition consent agenda item 8 and remand the items to the Budget, Finance and Audit Committee for a briefing at its June 6, 2016 meeting.

Motion seconded by Councilmember Kleinman.

After discussion, Councilmember Kingston moved a substitute motion to declare the low bidder responsive and award the contract on agenda item 44 to Odebrecht, Inc.

Motion seconded by Councilmember Griggs.

Mayor Rawlings stated Councilmember Kingston's substitute motion was out of order as the point of discussion was on Councilmember Gates' motion.

At Councilmember Kingston's request, the interim city attorney provided a parliamentary procedure ruling that Councilmember Gates' motion to defer and remand was the main motion; as such, Councilmember Kingston's substitute motion was out of order.

Councilmember Kingston moved a substitute motion to separate agenda item 44 from Councilmember Gates' motion.

Substitute motion seconded by Councilmember Griggs.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0837

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During discussion, Councilmember Griggs requested the city council deliberate the matter in closed session before any official action was taken.

Mayor Rawlings stated agenda items 42-45 and addendum addition consent agenda item 8 would be held until later in the meeting to allow for discussion in closed session at the same time as the other duly posted item; there was no objection voiced by the city council.

Later in the meeting, at 12:09 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 agenda items \*42-45.

Mayor Rawlings reconvened to open session after the closed session at 2:08 p.m.

Councilmember Kingston moved a friendly amendment to separate agenda item 44 from Councilmember Gates' motion to allow for consideration of the item.

Councilmember Gates accepted the friendly amendment.

Councilmember Kleinman, who seconded Councilmember Gates' motion, accepted Councilmember Kingston's friendly amendment.

Mayor Rawlings called for a vote on Councilmember Gates' motion, as amended, to defer agenda items 42, 43 and 45 and addendum consent agenda item 8 and remand the items to the Budget, Finance and Audit Committee for a briefing at its June 6, 2016 meeting. The motion was declared adopted on a divided vote with Councilmembers Griggs and Kingston voting "No." (Callahan absent)

\*Note: Addendum addition consent agenda item 8 was not read into the record as an item to be discussed in closed session. Therefore, the item was not discussed at that time.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0838

Item 46: Authorize a conditional grant agreement with AAA Home Builder, LLC for construction of seven single family homes for the Fannie Project in West Dallas located on Fannie Street - Not to exceed \$140,000 - Financing: 2012 Bond Funds

Mayor Rawlings requested agenda items 46-58 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

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 Griggs moved to adopt the items.

Motion seconded by Councilmember McGough and Councilmember Kingston and unanimously adopted. (Medrano, Kleinman absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0839

Item 47: Authorize a conditional grant agreement with AAA Home Builder, LLC for infrastructure and construction of twenty single family homes for the Shady Hollow Project in Oak Cliff located on Shady Hollow Lane - Not to exceed \$971,130 - Financing: 2012 Bond Funds

Mayor Rawlings requested agenda items 46-58 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

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 Griggs moved to adopt the items.

Motion seconded by Councilmember McGough and Councilmember Kingston and unanimously adopted. (Medrano, Kleinman absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0840

Item 48: Authorize a conditional grant agreement with Bosco Investments, Ltd. for land development for 35 single family homes for the Sandyland Estates Project located at 9301 Sandyland Road - Not to exceed \$402,819 - Financing: 2012 Bond Funds

Mayor Rawlings requested agenda items 46-58 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

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 Griggs moved to adopt the items.

Motion seconded by Councilmember McGough and Councilmember Kingston and unanimously adopted. (Medrano, Kleinman absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0841

Item 49: Authorize a conditional grant agreement with Camden Homes at Shady Oaks, LLC for construction of 40 single family homes for the Shady Oaks Project located at Highway 175 and South Woody Road - Not to exceed \$1,200,000 - Financing: 2012 Bond Funds

Mayor Rawlings requested agenda items 46-58 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

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 Griggs moved to adopt the items.

Motion seconded by Councilmember McGough and Councilmember Kingston and unanimously adopted. (Medrano, Kleinman absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0842

Item 50: Authorize a conditional grant agreement with Greenleaf Ventures, LLC for land development for 36 single family homes for the Buckner Terrace II Project to be located at 3831 North Prairie Creek Road - Not to exceed \$844,192 - Financing: 2012 Bond Funds

Mayor Rawlings requested agenda items 46-58 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

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 Griggs moved to adopt the items.

Motion seconded by Councilmember McGough and Councilmember Kingston and unanimously adopted. (Medrano, Kleinman absent when vote taken; Callahan absent)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0843

Item 51: Authorize on-site reconstruction of six homes in accordance with the requirements of the Reconstruction Program Statement for the properties located at: 2614 South Ewing Avenue in the amount of \$103,000; 3812 Atlanta Street in the amount of \$103,000; 1422 Montague Avenue in the amount of \$103,000; 1822 Mentor Avenue in the amount of \$103,000; 7923 Rilla Avenue in the amount of \$103,000; and 3912 Hammerly Drive in the amount of \$103,000 - Total not to exceed \$618,000 - Financing: 2012-13 Community Development Block Grant Reprogramming Funds (\$91,001), 2012-13 HOME Investment Partnerships Program Grant Funds (\$12,000), 2013-14 Community Development Block Grant Funds (\$139), 2014-15 Community Development Block Grant Funds (\$30,045), 2014-15 HOME Investment Partnerships Program Grant Funds (\$93,000) and 2015-16 Community Development Block Grant Funds (\$391,815)

Mayor Rawlings requested agenda items 46-58 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

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 Griggs moved to adopt the items.

Motion seconded by Councilmember McGough and Councilmember Kingston and unanimously adopted. (Medrano, Kleinman absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0844

Item 52: Authorize **(1)** a housing development loan in an amount not to exceed \$250,000; and **(2)** a conditional grant agreement in an amount not to exceed \$200,000 with KAH Holdings, Inc. dba Karrington & Company for construction of ten single family homes for the Ferguson Road Townhomes Project to be located in 7839 Ferguson Road - Total not to exceed \$450,000 - Financing: 2011-12 HOME Investment Partnership Program Grant Funds (\$57,260), 2012-13 HOME Investment Partnership Program Grant Funds (\$17,683), 2013-14 HOME Investment Partnership Program Grant Funds (\$42,053), FY 2014-15 HOME Program Income #1 (\$72,326), 2015-16 HOME Investment Partnership Program Grant Funds (\$60,678) and 2012 Bond Funds (\$200,000)

Mayor Rawlings requested agenda items 46-58 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

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 Griggs moved to adopt the items.

Motion seconded by Councilmember McGough and Councilmember Kingston and unanimously adopted. (Medrano, Kleinman absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0845

Item 53: Authorize **(1)** a housing development loan in an amount not to exceed \$440,000; and **(2)** a conditional grant agreement in an amount not to exceed \$280,000 with Dallas Area Habitat for Humanity for construction of 18 single family homes for the Joppa Neighborhood Project - Total not to exceed \$720,000 - Financing: 2014-15 HOME Investment Partnership Program Grant Funds (\$440,000) and 2012 Bond Funds (\$280,000)

Mayor Rawlings requested agenda items 46-58 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

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 Griggs moved to adopt the items.

Motion seconded by Councilmember McGough and Councilmember Kingston and unanimously adopted. (Medrano, Kleinman absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0846

Item 54: Authorize a housing development loan with Builders of Hope Community Development Corporation, a certified Community Housing Development Organization, for construction of 20 single family homes in the Prairie Creek area - Not to exceed \$450,000 - Financing: 2015-16 HOME Investment Partnership Program Grant Funds

Mayor Rawlings requested agenda items 46-58 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

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 Griggs moved to adopt the items.

Motion seconded by Councilmember McGough and Councilmember Kingston and unanimously adopted. (Medrano, Kleinman absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0847

Item 55: Authorize a housing development loan with City Wide Community Development Corporation, a certified Community Housing Development Organization, for construction of five single family homes located on scattered sites in Dallas - Not to exceed \$225,000 - Financing: 2010-11 Neighborhood Stabilization Program 3 Funds (\$90,000), 2014-15 HOME Investment Partnership Program Funds (\$94,011) and FY 2014-15 HOME Program Income #1 (\$40,989)

Mayor Rawlings requested agenda items 46-58 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

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 Griggs moved to adopt the items.

Motion seconded by Councilmember McGough and Councilmember Kingston and unanimously adopted. (Medrano, Kleinman absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0848

Item 56: Authorize a housing development loan with East Dallas Community Organization a certified Community Housing Development Organization, for construction of ten single family homes at scattered sites in Dallas - Not to exceed \$707,208 - Financing: FY 2014-15 HOME Program Income #1 (\$74,736), 2015-16 HOME Investment Partnership Program Grant Funds (\$577,452) and 2010-11 Neighborhood Stabilization Program 3 Funds (\$55,020)

Mayor Rawlings requested agenda items 46-58 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

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 Griggs moved to adopt the items.

Motion seconded by Councilmember McGough and Councilmember Kingston and unanimously adopted. (Medrano, Kleinman absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0849

Item 57: Authorize a housing development loan with South Dallas Fair Park/Innercity Community Development Corporation, a certified Community Housing Development Organization, for construction of ten single family homes for the Frank Street Project to be located in the Mill City area - Not to exceed \$771,355 - Financing: 2015-16 HOME Investment Partnership Program Grant Funds (\$561,355) and 2010-11 Neighborhood Stabilization Program 3 Funds (\$210,000)

Mayor Rawlings requested agenda items 46-58 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

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 Griggs moved to adopt the items.

Motion seconded by Councilmember McGough and Councilmember Kingston and unanimously adopted. (Medrano, Kleinman absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0850

Item 58: A resolution **(1)** declaring 14 City-owned lots located at East 9th Street and Starr Street unwanted and unneeded and authorizing their conveyance for no cost consideration to Notre Dame Place, Inc. by Deed without Warranty for affordable housing; and **(2)** authorize a housing development loan with Notre Dame Place, Inc., a Texas nonprofit organization, for construction of 14 single family homes for the La Estrella Project - Not to exceed \$489,322 - Financing: 2015-16 HOME Investment Partnership Program Grant Funds

Mayor Rawlings requested agenda items 46-58 be considered collectively; there was no objection voiced by the city council.

The city secretary read the items into the record.

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 Griggs moved to adopt the items.

Motion seconded by Councilmember McGough and Councilmember Kingston and unanimously adopted. (Medrano, Kleinman absent when vote taken; Callahan absent)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0851

The consent zoning docket consisted of agenda items 59-62.

- Agenda item 59: Zoning Case Z145-339(OTH)
- Agenda item 60: Zoning Case Z156-172(WE)
- Agenda item 61: Zoning Case Z156-206(SM)
- Agenda item 62: Zoning Case Z156-209(OTH)

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

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

Deputy Mayor Pro Tem Wilson 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 Mayor Pro Tem Alonzo and unanimously adopted. (Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0852

Item 59: Zoning Case Z145-339(OTH)

The consent zoning docket, consisting of agenda items 59-62, 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. 1864 for the sale of alcoholic beverages in conjunction with a general merchandise or food store greater than 3,500 square feet on property zoned a CR Community Retail District with a D-1 Liquor Control Overlay northwest of the intersection of Centerville Road and Aledo Drive.

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

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. 30095

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0853

Item 60: Zoning Case Z156-172(WE)

The consent zoning docket, consisting of agenda items 59-62, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a child-care facility on property zoned an MF-2(A) Multifamily District on the southeast line of Munger Avenue, between Annex Avenue and North Prairie Avenue.

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

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30096

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0854

Item 61: Zoning Case Z156-206(SM)

The consent zoning docket, consisting of agenda items 59-62, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a community service center on property zoned an R-7.5(A) Single Family District on the southwest corner of Oates Drive and Michael Lane.

Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan 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. 30097

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0855

Item 62: Zoning Case Z156-209(OTH)

The consent zoning docket, consisting of agenda items 59-62, 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. 2029 for an alcoholic beverage establishment limited to a bar, lounge, or tavern and a commercial amusement (inside) limited to a dance hall on property zoned Planned Development District No. 619 with Historic Overlay No. 48, the Harwood Historic District on the southwest corner of Pacific Avenue and North Harwood Street.

Recommendation of Staff and CPC: Approval for three-year period, subject to 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. 30098

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0856

ZONING CASES - INDIVIDUAL

Item 63: Zoning Case Z156-195(SM)

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for R-7.5(A) Single Family District, public school, and private recreation center, club, or area uses on property zoned an R-7.5(A) Single Family District on the southwest corner of West Northwest Highway and Durham Street.

Recommendation of Staff: Approval, subject to a development plan, landscape plan, traffic management plan, and staff's recommended conditions.

Recommendation of CPC: Approval, subject to a development plan, landscape plan, traffic management 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:

Tom Trigg, 7733 Southwestern Blvd.

Councilmember Gates moved to close the public hearing, accept the recommendation of the city plan commission subject to the revised development plan with the following changes:

- Except as provided in this paragraph [Sec. 51P-963.108(b)(4)(i)], maximum structure height is 40 feet. For the area shown on the development plan that is located a minimum of 155 feet from Durham Street, a minimum of 160 feet from Wentwood Street, and a minimum of 435 feet from West Northwest Highway, maximum structure height is 45 feet;
- Stairs, retaining walls, ramps and flagpoles are allowed in the Durham Street side yard in the locations shown on the development plan;

and pass the ordinance.

Motion seconded by Councilmember Kleinman and unanimously adopted. (Callahan absent)

Assigned ORDINANCE NO. 30099

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0857

ZONING CASES UNDER ADVISEMENT - INDIVIDUAL

Item 64: Zoning Case Z145-183(WE)

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for MU-2 Mixed Use District and mini-warehouse uses and an ordinance granting a Specific Use Permit for a mini-warehouse use on property zoned an MU-2 Mixed Use District on the south side of Meadow Road, west of Greenville Avenue.

Recommendation of Staff: Approval of a Planned Development District, subject to a development plan and conditions; and approval of a Specific Use Permit for a mini-warehouse use for a ten-year period, subject to a site plan and conditions.

Recommendation of CPC: Approval of a Planned Development District, subject to a development plan and conditions; and approval of a Specific Use Permit for a mini-warehouse use for a fifteen-year period with eligibility for automatic renewals for additional fifteen-year periods, subject to a site plan and conditions.

Note: This item was considered by the City Council at a public hearing on May 11, 2016, and was held under advisement until May 25, 2016, with the public hearing open.

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:

Dan Wenz, 7211 Centenary Ave. (video presentation)  
Randy Box, 511 Laredo Cir., Allen, TX  
Suzan Kedron, 2323 Ross Ave., representing the applicant

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

- The Specific Use Permit (SUP) is approved for 30 years with eligibility for automatic renewals for additional 30-year periods;

and pass the ordinances.

Motion seconded by Councilmember Greyson and unanimously adopted. (Callahan absent)

Assigned ORDINANCE NOS. 30100 AND 30101

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0858

ZONING CASES UNDER ADVISEMENT - INDIVIDUAL

Item 65: Zoning Case Z145-291(LHS)

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of and an amendment to Specific Use Permit No. 1814 for a vehicle display, sales, and service use and a commercial motor vehicle parking lot on property zoned Subdistrict 5A within Planned Development District No. 533, the C.F. Hawn Special Purpose District No. 1, with a D-1 Liquor Control Overlay on the northeast line of C.F. Hawn Service Road, west of Southeast Drive.

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

Note: This item was considered by the City Council at a public hearing on May 11, 2016, and was deferred until May 25, 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 Kingston and unanimously adopted. (Callahan absent)

Assigned ORDINANCE NO. 30102



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0859

ZONING CASES UNDER ADVISEMENT - INDIVIDUAL

Item 66: 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 public hearings on March 23, 2016, and April 27, 2016, and was deferred until May 25, 2016, with the public hearing open.

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

Richard Guldi, 7228 La Sobrina Dr.  
Susybelle Gosslee, 9511 Faircrest Dr.  
Adison Banks, 4900 El Campo Ave., Fort Worth, TX  
Ronnie Mestas, 3215 Rutz St. (handout provided)  
Richard Sheridan, 1562 Harris Ct.  
Stephanie Hanson, 1914 Nomas St.

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

Mayor Pro Tem Alonzo moved to close the public hearing and deny the item with prejudice.

Motion seconded by Councilmember Griggs and unanimously adopted. (Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0860

DESIGNATED ZONING CASES - INDIVIDUAL

Item 67: Z156-166(WE)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development Subdistrict No. 104 within Planned Development District No. 193, the Oak Lawn Special Purpose District on the northwest line of Hawthorne Avenue between Production Drive and Afton Street.

Recommendation of Staff and CPC: Approval, subject to pavement width exhibit 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 Deputy Mayor Pro Tem Wilson and Councilmember McGough and unanimously adopted. (Callahan absent)

Assigned ORDINANCE NO. 30103

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0861

DESIGNATED ZONING CASES - INDIVIDUAL

Item 68: Z156-196(WE)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 512 on the south corner of Woody Road and Seagoville Road.

Recommendation of Staff and CPC: Approval, subject to a revised development plan, revised 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 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 Mayor Pro Tem Alonzo and Councilmember Kingston and unanimously adopted. (Young absent when vote taken; Callahan absent)

Assigned ORDINANCE NO. 30104

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 25, 2016

16-0862

FLOODPLAIN APPLICATIONS

Item 69: 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 0.0105 acres of the current 0.0343 acres of land, located at 8722 Eustis Avenue, of which the 0.0343 acres are within the floodplain of Ash Creek, Fill Permit 16-01 - Financing: No cost consideration to the City

No one addressed the city council on the item.

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

Motion seconded by Councilmember Kingston and unanimously adopted. (Young absent when vote taken; Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0863

MISCELLANEOUS HEARINGS

Item 70: A public hearing to receive comments and consider authorizing a public hearing to determine proper zoning on property zoned Planned Development District No. 521 on property generally located along both sides of Interstate Highway 20 between Spur 408 and Clark Road on the east and Mountain Creek Parkway and FM 1382 on the west and containing approximately 2,925 acres with consideration given to appropriate zoning for the area including permitted uses, development standards, and other appropriate regulations - Financing: No cost consideration to the City (via Councilmembers Thomas, Medrano, Callahan, McGough, and Deputy Mayor Pro Tem Wilson).

Prior to the item being read into the record, Councilmember Thomas moved to defer the item until the June 15, 2016 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0864

MISCELLANEOUS HEARINGS

Item 71: 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 Extra Space Properties Two LLC located near the intersection of South Haskell Avenue and Interstate Highway 30 and adjacent street rights-of-way; and an ordinance authorizing support of the issuance of a municipal setting designation to Extra Space Properties Two 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:

Alycia Mills, 14131 Meandering Way, professional geoscientist

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

Motion seconded by Councilmember Kingston and unanimously adopted. (Young absent when vote taken; Callahan absent)

Assigned ORDINANCE NO. 30105

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0865

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 individuals addressed the city council on the item:

Sylvia Benenson, 4181 Mendenhall Dr.  
Trini Garza, 2235 W. Colorado Blvd.  
Richard Sheridan, 1562 Harris Ct.  
Marvin Crenshaw, 5134 Malcolm Blvd.

Councilmember Gates moved to close the public hearing.

Motion seconded by Councilmember Kingston and unanimously adopted. (Callahan absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0866

MISCELLANEOUS HEARINGS

Item 73: A public hearing to receive comments on the proposed change of use and sale of a portion of the Kleberg Trail located at 10600 Rylie Road, totaling approximately 71,109 square feet of land, to the Texas Department of Transportation for construction of improvements to I-20 Frontage Roads; 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 - Estimated Revenue: \$18,365.

No one addressed the city council on the item.

Deputy Mayor Pro Tem Wilson moved to close the hearing.

Motion seconded by Mayor Pro Tem Alonzo and unanimously adopted. (Callahan absent)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0867

MISCELLANEOUS HEARINGS

Item 74: A public hearing to receive comments on readopting and continuing in effect Chapter 12, "City Youth Program Standards of Care," of the Dallas City Code, to re-establish standards of care for certain City youth programs in compliance with state law; and, at the close of the hearing, approval of an ordinance to readopt Chapter 12 of the Dallas City Code - Financing: No cost consideration to the City.

The following individual addressed the city council on the item:

Richard Sheridan, 1562 Harris Ct.

Councilmember Greyson moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Kingston and unanimously adopted. (Callahan absent)

Assigned ORDINANCE NO. 30106

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0868

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 12:09 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 matters:

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.

Additions:

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

Agenda Item #42

- Authorize a professional services contract with Alliance Geotechnical Group, Inc. for construction materials testing services during the construction phase of the Mill Creek / Peaks Branch / State-Thomas Drainage Relief Tunnel Project - Not to exceed \$2,764,000 - Financing: 2006 Bond Funds

Agenda Item #43

- Authorize a professional services contract with Black & Veatch Corporation for construction management services during the construction phase of the Mill Creek / Peaks Branch / State-Thomas Drainage Relief Tunnel Project - Not to exceed \$17,350,000 - Financing: 2006 Bond Funds

Agenda Item #44

- Authorize a contract for construction of storm drainage improvements for the Mill Creek / Peaks Branch / State-Thomas Drainage Relief Tunnel Project - Southland Mole JV, lowest responsive and responsible bidder of five - Not to exceed \$209,894,515 - Financing: General Obligation Commercial Paper Funds (\$209,179,636), Water Utilities Capital Construction Funds (\$25,600) and Water Utilities Capital Improvement Funds (\$689,279)

Agenda Item #45

- Authorize Supplemental Agreement No. 5 to the contract with Half Associates, Inc. for design and analysis of drainage relief for Mill Creek, Peaks Branch, and State-Thomas areas, for additional scope of work for engineering design services required during construction of the Mill Creek / Peaks Branch / State-Thomas Drainage Relief Tunnel Project - Not to exceed \$6,126,500, from \$15,993,488 to \$22,119,988 - Financing: 2006 Bond Funds (\$6,105,000) and Water Utilities Capital Improvement Funds (\$21,500)

Closed Session (Continued)

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

Agenda Item #38

- Consideration of appointments to boards and commissions
  - Kristin Mitchell, Reinvestment Zone Eight Board (Design District)
  - Pierre-Jamar Moton, South Dallas Fair Park Trust Fund Board
  - Jesurobo Enobakhare, Jr., Dallas Citizen Police Review Board

Mayor Rawlings reconvened the city council meeting after the closed session at 2:08 p.m.  
No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0869

Addendum Addition 1: Authorize **(1)** a five-year service contract, with a one-year renewal option, for parking services: Citations Management; Parking Management Services; Parking Meter Maintenance; Parking Meter Collections, Reconciliation, and Counting Services; Parking Lot Maintenance; Mobile Applications - Payments and Mobile Applications - Mapping - SP Plus Corporation in the amount of \$6,609,012, Xerox State and Local Solutions, Inc. in the amount of \$5,479,200, Ace Parking III, LLC in the amount of \$4,287,027 and ParkMe, Inc. in the amount of \$560,700, most advantageous proposers of eighteen; and **(2)** an increase in appropriations in the amount of \$812,607, from \$451,882,305 to \$452,694,912 in the Dallas Police Department budget - Total not to exceed \$16,935,939 - Financing: Current Funds (subject to annual appropriations)

Mayor Rawlings requested addendum addition consent agenda item 1 be considered as an individual item later in the meeting; there was no objection voiced by the city council.

Later in the meeting, the item was presented for consideration.

Councilmember McGough moved to defer the item until the June 15, 2016 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0870

Addendum Addition 2: Authorize a five-year service contract, with three one-year renewal options, for desktop support services - ARC Government Solutions, Inc. f/k/a Austin Ribbon & Computer Supplies, Inc., most advantageous prosper of nine - Not to exceed \$13,728,368 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0871

Addendum Addition 3: Authorize Supplemental Agreement No. 1 to the professional services contract with Freese and Nichols, Inc. for the engineering design of complete street improvements for Gus Thomasson Road from San Medina Avenue to Ferguson Road and Casa View Drive from Gus Thomasson Road to 330 feet south - Not to exceed \$279,653 from \$38,573 to \$318,226 - Financing: 2012 Bond Funds (\$262,754) and Water Utilities Capital Construction Funds (\$16,899)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0872

Addendum Addition 4: Authorize a ten-year lease agreement, with two five-year renewal options with Farmers Assisting Returning Military, a Texas 501(c)(3) non-profit corporation, for approximately 89,445 square feet of land located at 606 and 700 South Good Latimer Expressway to be used as an urban farm for the period June 1, 2016 through May 31, 2026 - Revenue: \$272,172

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0873

Addendum Addition 5: Authorize **(1)** the First Amendment to the existing 40-year lease agreement between the City and The Company of Trinity Forest Golfers, Inc., a nonprofit corporation, to permit the location and expansion of the 1,500 square feet teaching academy to a larger shared-space with the Southern Methodist University (SMU) facility and modify SMU-related terms to facilitate such shared facilities; and **(2)** the City Manager to enter into a Revised and Restated Easement and Use Agreement involving SMU conforming with the First Amendment - Financing: No cost consideration to the City

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0874

Addendum Addition 6: Authorize the **(1)** deposit of the amount awarded by the Special Commissioners in the condemnation proceeding styled City of Dallas v. Johnny Uribe or, if deceased, his unknown heirs, et al., Cause No. CC-15-04307-E, pending in Dallas County Court at Law No. 5, to acquire a subsurface easement under approximately 4,945 square feet of land, located on Apple Street near its intersection with Bryan Street for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project; and **(2)** settlement of the condemnation proceeding for an amount not to exceed the award - Not to exceed \$22,500 (\$20,000 being the amount of the award, plus closing costs and title expenses not to exceed \$2,500); an increase of \$1,704 from the amount Council originally authorized for this acquisition - Financing: 2006 Bond Funds

Adopted as part of the consent agenda

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0875

Addendum Addition 7: A resolution designating absences by Councilmember Philip T. Kingston as being for "Official City Business" - Financing: No cost consideration to the City

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

Councilmember Griggs moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted. (Medrano, Kleinman absent when vote taken; Callahan absent; Kingston abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 25, 2016

16-0876

Addendum Addition 8: 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)

The city secretary announced the city manager was deferring agenda items 42-45 until the June 15, 2016 voting agenda meeting of the city council and addendum addition consent agenda item 8 until the June 22, 2016 voting agenda meeting of the city council. Therefore, the items would not be considered.

At Councilmember Griggs' request for a parliamentary clarification on the city manager's right of deferral, the interim city attorney clarified the deadline for an automatic deferral of the items was not met. As a result of the deadline not being met, Councilmember Griggs requested agenda items 42-45 and addendum addition consent agenda item 8 be considered individually during which the city manager's request for deferral could be considered.

Councilmember Gates moved to defer agenda items 42-45 and addendum addition consent agenda item 8 and remand the items to the Budget, Finance and Audit Committee for a briefing at its June 6, 2016 meeting.

Motion seconded by Councilmember Kleinman.

After discussion, Councilmember Kingston moved a substitute motion to declare the low bidder responsive and award the contract on agenda item 44 to Odebrecht, Inc.

Motion seconded by Councilmember Griggs.

Mayor Rawlings stated Councilmember Kingston's substitute motion was out of order as the point of discussion was on Councilmember Gates' motion.

At Councilmember Kingston's request, the interim city attorney provided a parliamentary procedure ruling that Councilmember Gates' motion to defer and remand was the main motion; as such, Councilmember Kingston's substitute motion was out of order.

Councilmember Kingston moved a substitute motion to separate agenda item 44 from Councilmember Gates' motion.

Substitute motion seconded by Councilmember Griggs.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0876

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During discussion, Councilmember Griggs requested the city council deliberate the matter in closed session before any official action was taken.

Mayor Rawlings stated agenda items 42-45 and addendum addition consent agenda item 8 would be held until later in the meeting to allow for discussion in closed session at the same time as the other duly posted item; there was no objection voiced by the city council.

Later in the meeting, at 12:09 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 agenda items \*42-45.

Mayor Rawlings reconvened to open session after the closed session at 2:08 p.m.

Councilmember Kingston moved a friendly amendment to separate agenda item 44 from Councilmember Gates' motion to allow for consideration of the item.

Councilmember Gates accepted the friendly amendment.

Councilmember Kleinman, who seconded Councilmember Gates' motion, accepted Councilmember Kingston's friendly amendment.

Mayor Rawlings called for a vote on Councilmember Gates' motion, as amended, to defer agenda items 42, 43 and 45 and addendum consent agenda item 8 and remand the items to the Budget, Finance and Audit Committee for a briefing at its June 6, 2016 meeting. The motion was declared adopted on a divided vote with Councilmembers Griggs and Kingston voting "No." (Callahan absent)

\*Note: The item was not read into the record to be discussed in closed session. Therefore, it was not discussed at that time.

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, MAY 25, 2016

EXHIBIT C