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CITY SECRETARY
DALLAS, TEXAS

ADDENDUM
CITY COUNCIL MEETING
WEDNESDAY, JUNE 22, 2016
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TX 75201
9:00 A.M.

REVISED ORDER OF BUSINESS

Agenda items for which individuals have registered to speak will be considered no earlier than the time indicated below:

9:00 a.m. **INVOCATION AND PLEDGE OF ALLEGIANCE**

OPEN MICROPHONE

CLOSED SESSION

MINUTES

Item 1

CONSENT AGENDA

Items 2 - 42

CONSENT ADDENDUM

Items 1 - 20

ITEMS FOR INDIVIDUAL CONSIDERATION

No earlier
than 9:15 a.m.

Items 43 - 53
Addendum Item 21

PUBLIC HEARINGS AND RELATED ACTIONS

1:00 p.m.

Items 54 - 69
Addendum Items 22 - 24

Public Notice

16 06 6 5

POSTED CITY SECRETARY
DALLAS, TX

SUPPLEMENTAL NOTICE

"Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun."

"De acuerdo con la sección 30.06 del código penal (ingreso sin autorización de un titular de una licencia con una pistola oculta), una persona con licencia según el subcapítulo h, capítulo 411, código del gobierno (ley sobre licencias para portar pistolas), no puede ingresar a esta propiedad con una pistola oculta."

"Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly."

"De acuerdo con la sección 30.07 del código penal (ingreso sin autorización de un titular de una licencia con una pistola a la vista), una persona con licencia según el subcapítulo h, capítulo 411, código del gobierno (ley sobre licencias para portar pistolas), no puede ingresar a esta propiedad con una pistola a la vista."

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DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

Closed Session

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

- Thomas and Carol Stumpf v. City of Dallas and Johnny Lynn Rudder, Civil Action No. 3:15-CV-1944-N, United States District Court for the Northern District of Texas, Dallas Division.
- Kenneth E. Albert v. City of Dallas, Cause No. 199-00697-94; Anthony Arredondo v. City of Dallas, Cause No. 199-1743-99; David L. Barber v. City of Dallas, Cause No. 199-624-95; David S. Martin v. City of Dallas, Cause No. 1-95-506; George G. Parker v. City of Dallas, Cause No. 1-95-107; Kevin Michael Willis v. City of Dallas, Cause No. 199-200-95.

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

- Discussion regarding the search for and hiring of a candidate for the position of city manager.

CONSENT ADDENDUM

Business Development & Procurement Services

Employee/Retiree Health Benefits Contracts

Note: Addendum Item Nos. 1, 2 and 3 must be considered collectively.

1. * Authorize a three-year service contract, with two one-year renewal options, effective immediately to prepare for services effective for the period January 1, 2017 through December 31, 2019 with Cigna Health and Life Insurance Company for administrative services related to medical claims adjudication; healthcare provider network; Family Medical Leave Act; COBRA; and flexible spending accounts and related services for the City's employee leave and benefit programs, most advantageous proposer of four - Not to exceed \$14,000,000 - Financing: Employee Benefits Current Funds (to be paid from and in accordance with the contribution rates approved annually by the City Council and subject to annual appropriations)
2. * Authorize a three-year service contract, with two one-year renewal options, effective immediately to prepare for services effective for the period January 1, 2017 through December 31, 2019 with (1) Metropolitan Life Insurance Company for a fully insured dental plan; and (2) Davis Vision, Inc. for a fully-insured vision plan, most advantageous proposer of seven - Financing: Employee Benefit Current Funds (to be paid by employee/retiree payroll and pension deductions)

**ADDENDUM
CITY COUNCIL MEETING
JUNE 22, 2016**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Business Development & Procurement Services (Continued)

Employee/Retiree Health Benefits Contracts **Note:** Addendum Item Nos. 1, 2 and 3 must be considered collectively.

3. * Authorize a three-year service contract, with two one-year renewal options, for the period January 1, 2017 through December 31, 2019 with CaremarkPCS Health, LLC, for prescription benefit management; with Caremark receiving a \$1.10 administrative fee for each prescription filled, most advantageous proposer of six - Not to exceed \$990,000 - Financing: Employee Benefits Current Funds (subject to annual appropriations)
4. Authorize **(1)** the rejection of proposals received for food and beverage services at the Morton H. Meyerson Symphony Center and Dallas City Performance Hall; and **(2)** the re-advertisement for new proposals - Financing: No cost consideration to the City

City Attorney's Office

5. Authorize **(1)** acceptance of the 2016-17 Veterans Treatment Court Grant from the Texas Veterans Commission's Fund for Veteran's Assistance for expansion of the South Oak Cliff Community Court to include the South Oak Cliff Veterans Treatment Court project for the period July 1, 2016 through June 30, 2017; **(2)** approval of creating two new full-time positions to execute the proposed project; and **(3)** execution of the grant agreement - Not to exceed \$300,000 - Financing: Texas Veterans Commission Grant Funds
6. Authorize Supplemental Agreement No. 1 to the professional services contract with Messer, Rockefeller & Fort, PLLC for additional legal services in the matter styled Thomas and Carol Stumpf v. City of Dallas and Johnny Lynn Rudder, Civil Action No. 3:15-CV-1944-N, United States District Court for the Northern District of Texas, Dallas Division - Not to exceed \$75,000, from \$50,000 to \$125,000 - Financing: Current Funds

Code Compliance

7. An ordinance amending Chapter 17 of the Dallas City Code by **(1)** adopting new food establishment rules promulgated by the Texas Department of State Health Services; **(2)** providing additional requirements for certain equipment; **(3)** providing additional requirements for mobile food establishments; **(4)** providing additional requirements for variances for dog friendly patios; **(5)** providing certain Heimlich Maneuver poster display requirements; and **(6)** making conforming changes; and providing a penalty not to exceed \$2,000 - Financing: No cost consideration to the City

**ADDENDUM
CITY COUNCIL MEETING
JUNE 22, 2016**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Convention and Event Services

8. Ratify an emergency construction contract with Hoffman Texas, Inc. dba Roto-Rooter Service and Plumbing for sewer line repairs at the Kay Bailey Hutchison Convention Center Dallas located at 650 South Griffin Street - Not to exceed \$184,690 - Financing: Convention and Event Services Current Funds

Economic Development

9. Authorize the Office of Economic Development to issue a Notice of Funding Availability in an amount up to \$3 million in accordance to the Public/Private Partnership Program Guidelines & Criteria to grocery operators, shopping center owners, retail developers and other associated real estate professionals in order to secure the development of one or more grocery stores in Southern Dallas Food Deserts - Financing: No cost consideration to the City
10. Authorize **(1)** a public hearing to be held on August 10, 2016 to receive comments concerning the advisability of creating the South Dallas/Fair Park Public Improvement District (the "District"), in accordance with Chapter 372 of the Texas Local Government Code (the "Act") for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and, at the close of the hearing **(2)** a resolution approving creation of the District for seven years and approving the District's Service Plan for 2017-2023 - Financing: No cost consideration to the City

Fire

11. An ordinance amending Chapter 16 "Dallas Fire Code" of the Dallas City Code, to adopt the 2015 International Fire Code, as amended - Financing: No cost consideration to the City

Housing/Community Services

12. Authorize an amendment to Resolution No. 15-0822, previously approved on April 22, 2015, for a conditional grant agreement in the amount of \$450,000 with NP Community Development Corporation dba Heroes House to extend the loan agreement from June 30, 2016 to October 31, 2016 - Financing: No cost consideration to the City

**ADDENDUM
CITY COUNCIL MEETING
JUNE 22, 2016**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Housing/Community Services (Continued)

13. Authorize an amendment to Resolution No. 15-2214, previously approved on December 9, 2015, for the Loan Agreement between TEOF Hotel LP, a Texas limited partnership, and the City of Dallas to provide for refinancing of the developer's first lien loan for development of the Lorenzo Hotel project located at 1011 South Akard Street from \$12,912,615 to \$17,850,000 - Financing: No cost consideration to the City
14. Authorize an amendment to Resolution No. 16-0844, previously approved on May 25, 2016, for **(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 to change the funding from 2012 Bond Funds to 2015-16 HOME Investment Partnerships Program Grant Funds - Financing: No cost consideration to the City

Planning and Urban Design

15. Authorize **(1)** a resolution endorsing a preferred location for a deck in the Southern Gateway Project Corridor; and **(2)** a commitment to explore funding options for construction of a deck park - Financing: This action has no cost consideration to the City (see Fiscal Information for future potential costs)

Police

16. Authorize an increase in the escrow account with Dallas County for payment of appropriate fees charged to recover costs as billed for scofflaw registration denial services as part of the multi-year Interlocal Agreement with Dallas County in accordance with the Texas Transportation Code to deny registration or re-registration of vehicles if the registered owner has **(1)** a warrant for delinquent Class C misdemeanor traffic offenses for failure to appear or resolve cases as provided in Chapter 702 - Refusal to Register Vehicle; or **(2)** vehicle registration denial for offenders who fail to pay delinquent civil violations as provided in the Transportation Code, Chapter 707 - Not to exceed \$10,000 - Financing: Current Funds
17. Authorize Supplemental Agreement No. 9 to the contract with Xerox State and Local Solutions, Inc. (formerly ACS State and Local Solutions, Inc.) to extend the contract term from August 3, 2016 through September 14, 2016 for services related to meter operations and a parking management information system - Estimated Net Parking Revenue: \$937,500

**ADDENDUM
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ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Public Works Department

18. Authorize an increase in the construction contract with Texas Standard Construction, Ltd. for construction of tinted, stamped concrete pedestrian crosswalks and barrier-free ramp improvements at the intersections of Martin Luther King, Jr. Boulevard at South Trunk Avenue, J. B. Jackson, Jr. Boulevard and Robert B. Cullum Boulevard for Street Reconstruction Project Group 12-637- Not to exceed \$747,377, from \$19,989,714 to \$20,737,091 - Financing: Current Funds

Streets

19. An ordinance amending Chapter 7A of the Dallas City Code by adding a shopping cart definition; adding a new Section 7A-3.1, "City Removal of Shopping Cart from a Public Place"; providing that a shopping cart found by the City in a public place is declared a public nuisance; providing that a shopping cart found by the City in a public place shall be treated as litter; providing that, upon collection from a public place, the City may immediately dispose of the shopping cart; amending Chapter 31, "Offenses - Miscellaneous," of the Dallas City Code by amending Section 40 to clarify the definition of shopping cart; deleting the labelling requirements; deleting the provision that the City of Dallas will return the shopping cart to its owner upon payment of a recovery fee - Financing: No cost consideration to the City

Trinity Watershed Management

20. Authorize the **(1)** deposit of the amount awarded by the Special Commissioners in the condemnation proceeding styled City of Dallas v. Post Apartment Homes, L.P., a Georgia limited partnership, et al., Cause No. CC-15-06484-C, pending in Dallas County Court at Law No. 3, to acquire a subsurface easement under approximately 3,811 square feet of land, located on Woodall Rodgers Freeway at its intersection with Maple-Routh Connection 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 \$99,275 (\$95,275 being the amount of the award, plus closing costs and title expenses not to exceed \$4,000); an increase of \$26,677 from the amount Council originally authorized for this acquisition - Financing: 2006 Bond Funds

**ADDENDUM
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ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION

Mayor and City Council

21. Authorize the City Manager to initiate a public safety initiative to address animal neglect, abuse and exploitation to support public health, welfare, peace and safety of the residents of Dallas, their pets and property - Financing: No cost consideration to the City (via Councilmembers Arnold, Medrano, Young, Clayton and McGough)

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES - INDIVIDUAL

22. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for R-10(A) Single Family District and public school other than open enrollment charter school uses on property zoned an R-10(A) Single Family District, on the east corner of San Leandro Drive and Saint Francis Avenue
Recommendation of Staff and CPC: Approval, subject to a development plan, traffic management plan, and conditions
Z145-285(SM)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

23. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on the northeast corner of West Illinois Avenue and Toluca Avenue
Recommendation of Staff: Approval for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions
Recommendation of CPC: Approval for a two-year period, subject to a site plan and conditions
Z156-216(OTH)
Note: This item was considered by the City Council at a public hearing on June 15, 2016, and was deferred until June 22, 2016, with the public hearing open

**ADDENDUM
CITY COUNCIL MEETING
JUNE 22, 2016**

ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

SPECIAL PROVISION SIGN DISTRICT - INDIVIDUAL

24. A public hearing to receive comments regarding an application to amend Section 51A-7.1000 West End Sign District to create a subdistrict within the West End Special Provision Sign District to allow an attached sign/supergraphic on an historic structure at the northeast corner of Elm Street and Record Street and an ordinance granting the amendments
Recommendation of Staff and CPC: Approval of conditions
SPSD156-002

CORRECTIONS:

Economic Development

15. Authorize ~~(1)~~ a service contract for the ~~design~~ development and implementation of a website and digital content strategy for the Office of Economic Development to replace the existing website in the amount of \$77,246; and ~~(2)~~ a for five-year years ~~service contract for~~ of hosting, maintenance and support in the amount of \$28,000 with Icon Enterprises, Inc. dba CivicPlus, most advantageous proposer of eleven - Total not to exceed \$105,246 - Financing: Public/Private Partnership Funds

Note: Item Nos. 50 and 51
must be considered collectively.

Gaston Hotel and Area Wide Improvements

50. * Authorize **(1)** a Project Specific Agreement to the Master Agreement with Dallas County for public infrastructure improvements to facilitate the commercial development in the Baylor area; **(2)** the receipt and deposit of funds in an amount not to exceed \$450,000, pursuant to the City's Business Development Chapter 380 Grant Program; and **(3)** an increase in appropriations in an amount not to exceed \$450,000 in the Capital Projects Reimbursement Fund - Not to exceed \$450,000 - Financing: Capital Projects Reimbursement Funds

**ADDENDUM
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JUNE 22, 2016**

CORRECTIONS: (Continued)

Economic Development (Continued)

Gaston Hotel and Area Wide Improvements

Note: Item Nos. 50 and 51
must be considered collectively.

51. * Authorize a Chapter 380 economic development grant agreement pursuant to the Public/Private Partnership Program with ~~Baylor Scott & White Health~~, GMV Gaston, LP and Gatehouse Gaston Development, LLC for the development of a full-service hotel to be located on a tract of land addressed as 3301-3309, 3401 Gaston Avenue, 3302 Floyd Street, and 910-916 North Hall Street and the associated public and private improvements including site and area wide street improvements - Not to exceed \$450,000 - Financing: Capital Projects Reimbursement Funds

DELETION:

Planning and Urban Design

67. A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classification of Gus Thomasson Road from Easton Road to Mesquite City Limits from an existing (EXISTING) roadway designation to a special four-lane divided (SPCL 4D) roadway within 80 to 85 feet of right-of-way; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City