

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 25, 2017

17-0170

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

PRESENT: [15] Rawlings, Alonzo, Wilson, Griggs (*9:12 a.m.), Medrano, Thomas (*9:09 a.m.), Arnold (*9:20 a.m.), Callahan, Young, Clayton, McGough, Kleinman, Greyson, Gates, Kingston (*9:12 a.m.)

ABSENT: [0]

The meeting was called to order at 9:08 a.m. with a quorum of the city council present.

The invocation was given by Dr. Ervin D. Seamster, Jr., Light of the World Church of Christ.

Councilmember Callahan 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 1:52 p.m.

Mayor

ATTEST:

City Secretary

Date Approved

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

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

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

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

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 25, 2017

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 25, 2017

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0171

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, 3716 Vanette Ln. (handout provided)
SUBJECT: Top 2017 city priorities

SPEAKER: Anthony Armstrong, 1515 Caravan Trl.
SUBJECT: Car insurance scam

SPEAKER: Kermit Mitchell, 5659 Marblehead Dr.
SUBJECT: Omni Dallas/Convention Center

SPEAKER: Marvin Crenshaw, 5134 S. Malcolm X Blvd.
SUBJECT: 14-1 strong mayor

SPEAKER: Yolanda Williams, Private
SUBJECT: Bond and park

ADDITIONAL – OPEN MICROPHONE:

There were no speakers under this category.

OPEN MICROPHONE – END OF MEETING:

There were no speakers under this category.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0172

Item 1: Approval of Minutes of the January 11, 2017 City Council Meeting

Councilmember Griggs moved to adopt the minutes as presented.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0173

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-42 and addendum addition consent agenda item 1.

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

Councilmember Gates requested consent agenda items 22-24 be considered as individual items later in the meeting; there was no objection voiced to her request.

Therefore, the consent agenda, consisting of consent agenda items 2-5, 7-21, 25, 26, 28-42 and addendum addition consent agenda item 1, was presented for consideration.

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

Motion seconded by Councilmember Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0174

Item 2: Authorize the first of two, one-year renewal options, to the Interlocal Agreement with the Texas Municipal League Intergovernmental Risk Pool for excess workers' compensation insurance through, and subject to, approval by the executive board of Texas Municipal League Intergovernmental Risk Pool effective February 1, 2017 through January 31, 2018 - Not to exceed \$722,500 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0175

Item 3: Authorize the first of three, two-year renewal options, to the professional services contract with MuniServices, LLC for franchise fee compliance and recovery services - Estimated Total Net Revenue: \$2,067,389

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0176

Item 4: Authorize a three-year contract for program management services to assist with the implementation of a work order and asset management system - Brio Services, LLC dba Brio Consulting, LLC, most advantageous proposer of five - Not to exceed \$4,367,999 - Financing: Current Funds (\$463,611) and Water Utilities Capital Construction Funds (\$3,904,388)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0177

Item 5: Authorize a three-year service contract for bi-annual preventive maintenance services and evaluation for teardown and repair services for variable frequency drives and soft starters - Shermco Industries, Inc. in the amount of \$3,024,658 and Evans Enterprises, Inc. in the amount of \$105,955, most advantageous proposers of two - Total not to exceed \$3,130,613 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0178

Item 6: Authorize **(1)** an acquisition contract for the purchase and implementation of a fire inspection system in the amount of \$210,490; and **(2)** a five-year service contract for hosting, maintenance, and support for a fire inspection system in the amount of \$1,017,405 - Xerox Government Systems LLC, most advantageous proposer of three - Total not to exceed \$1,227,895 - Financing: Current Funds (subject to annual appropriations)

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

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

Councilmember Medrano moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0179

Item 7: Authorize **(1)** a five-year acquisition contract to purchase and host a reader advisory online service for the existing Integrated Library System - EBSCO Industries, Inc. in the amount of \$193,923; and **(2)** a five-year acquisition contract to purchase and host a calendar/meeting room reservations system for the existing Integrated Library System - Library Solutions, LLC dba Library Market in the amount of \$75,000, most advantageous proposers of two - Total not to exceed \$268,923 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0180

Item 8: Authorize a two-year subscription and maintenance contract for Adobe enterprise licenses - Adobe distributed by Carahsoft Technology Corp. and sold through SHI Government Solutions, Inc., through the Department of Information Resources - Not to exceed \$671,096 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0181

Item 9: Authorize a one-year master agreement for the purchase of **(1)** 85 pieces of fleet equipment - Chastang Ford in the amount of \$5,747,210, Holt Texas, Ltd. in the amount of \$3,004,194, BTE Body Co., Inc. in the amount of \$1,623,647, Austin Truck and Equipment dba Freightliner of Austin in the amount of \$1,173,754, Southwest International Trucks, Inc. in the amount of \$705,197, RDO Equipment Co. in the amount of \$385,605, Sam Pack's Five Star Ford in the amount of \$99,064, and Landmark Equipment in the amount of \$17,436 through the Texas Association of School Boards (BuyBoard); **(2)** 157 fleet vehicles and equipment - Sam Pack's Five Star Ford in the amount of \$4,868,401 through the Texas Smart Buy; **(3)** 107 fleet vehicles - Freedom Chevrolet in the amount of \$3,289,989 through the Dallas County Interlocal Agreement; and **(4)** 2 pieces of fleet equipment - Wausau Equipment Company, Inc. in the amount of \$371,411 through the National Joint Powers Alliance - Total not to exceed \$21,285,908 - Financing: Current Funds (\$3,507,856), Municipal Lease Agreement Funds (\$11,697,076), Sanitation Current Funds (\$3,661,167) Water Utilities Current Funds (\$1,801,896), Aviation Current Funds (\$562,998), and Building Inspection Current Funds (\$54,915)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0182

Item 10: Authorize a two-year master agreement for sodium hypochlorite (bleach) - DPC Industries, Inc. in the amount of \$260,505 and FSTI, Inc. in the amount of \$157,396, lowest responsible bidders of four - Total not to exceed \$417,901 - Financing: Current Funds (\$157,396) and Water Utilities Current Funds (\$260,505)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0183

Item 11: Authorize a three-year master agreement for construction project signs to be utilized citywide - Dallas Lite & Barricade, lowest responsible bidder of four - Not to exceed \$109,423 - Financing: Current Funds (\$33,802) and Water Utilities Current Funds (\$75,621)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0184

Item 12: Authorize a three-year master agreement for aggregate materials to be utilized citywide - Q. Roberts Trucking, Inc. in the amount of \$9,471,207, Liberty Sand & Gravel, Inc. in the amount of \$859,334 and Earth Haulers, Inc. in the amount of \$791,557, lowest responsible bidders of four - Total not to exceed \$11,122,098 - Financing: Current Funds (\$4,324,080), Water Utilities Current Funds (\$3,978,600), Sanitation Current Funds (\$2,218,318), Stormwater Drainage Management Current Funds (\$570,211) and Aviation Current Funds (\$30,889)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0185

Item 13: Authorize Supplemental Agreement No. 1 to increase the service contract with AAA Data Communications, Inc. for voice and data cable installation services to connect computers and phones at City facilities - Not to exceed \$613,379, from \$2,453,512 to \$3,066,891 - Financing: Aviation Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0186

Item 14: Authorize a professional services contract with Alliance Geotechnical Group to perform Material Testing on four construction projects in the Airside Capital Improvement Program at Dallas Love Field - Not to exceed \$534,194 - Financing: Aviation Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0187

Item 15: Ratify an emergency service contract with The Brandt Companies, LLC for boiler replacement at the Texas Discovery Garden located at 3601 Martin Luther King Jr. Boulevard - Not to exceed \$118,513 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0188

Item 16: Authorize the establishment of appropriations in the State of Texas Energy Conservation Office Loan Star fund in the amount of \$931,108 - Financing: This action has no cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0189

Item 17: Authorize an increase to the construction services contract with DENCO CS Corporation, Inc., for additional work required to complete the East Kitchen Improvement Project at the Kay Bailey Hutchison Convention Center Dallas, located at 650 South Griffin Street - Not to exceed \$138,238, from \$1,876,422 to \$2,014,659 - Financing: Convention and Event Services Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0190

Item 18: Authorize an increase in the construction contract with EAS Contracting L.P. for the final change order, reconciling deletions and additions of work on the Hold Sign Relocation Project at Dallas Love Field for a net deductive increase to the contract - Not to exceed \$11,740, from \$1,306,252 to \$1,317,992 - Financing: Aviation Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0191

Item 19: A resolution authorizing a full and final settlement of DFW International Airport Board, City of Fort Worth and City of Dallas, Plaintiffs v. Chesapeake Explorations LLC and TOTAL E&P USA, Defendants, Cause No. 236-286059-16, in the 236th Judicial District of Tarrant County, Texas - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0192

Item 20: Authorize **(1)** acceptance of a grant from the Association for Library Service to Children (ALSC), a division of the American Library Association and funded by the Dollar General Literacy Foundation called the Strengthening Communities Through Libraries Grant in the amount of \$5,000 for the period January 1, 2017 through May 31, 2017; **(2)** establishment of appropriations in an amount not to exceed \$5,000 in the Strengthening Communities Through Libraries Grant-ALSC fund; and **(3)** execution of the grant agreement - Total not to exceed \$5,000 - Financing: Association for Library Service to Children Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0193

Item 21: Authorize **(1)** the acceptance of a grant from the Texas State Library and Archives Commission (FAIN No. LS-00-15-0044-15, CFDA No. 45.310) in the amount of \$57,458, for partial reimbursement of interlibrary loan services' direct costs for the period September 1, 2015 through August 31, 2016; and **(2)** execution of the grant agreement - Not to exceed \$57,458 - Financing: Texas State Library and Archives Commission Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0194

Item 22: Authorize approval of the recommended plan for the proposed alignment of Amonette Street from Akron Street to Commerce Street, new construction - Financing: No cost consideration to the City

The city secretary announced Councilmember Gates had a conflict of interest on consent agenda items 22-24 and would abstain from voting or participating in any discussion. Councilmember Gates left the city council chamber.

The city secretary also announced consent agenda items 22-24 would be considered collectively; there was no objection voiced by the city council.

Mayor Pro Tem Alonzo moved to adopt the items.

Motion seconded by Deputy Mayor Pro Tem Wilson.

Mayor Rawlings called the vote and declared the items adopted on a divided vote with Councilmembers Medrano and Kingston voting "No." (Thomas absent when vote taken; Gates abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0195

Item 23: Authorize approval of the recommended plan for the proposed alignment of Bataan Street from Singleton Boulevard to the Union Pacific Railroad (UPRR) right-of-way, from its current alignment to the proposed alignment of Bataan Street, and Bataan Street from the UPRR right-of-way to Commerce Street, new construction
- Financing: No cost consideration to the City

The city secretary announced Councilmember Gates had a conflict of interest on consent agenda items 22-24 and would abstain from voting or participating in any discussion. Councilmember Gates left the city council chamber.

The city secretary also announced consent agenda items 22-24 would be considered collectively; there was no objection voiced by the city council.

Mayor Pro Tem Alonzo moved to adopt the items.

Motion seconded by Deputy Mayor Pro Tem Wilson.

Mayor Rawlings called the vote and declared the items adopted on a divided vote with Councilmembers Medrano and Kingston voting “No.” (Thomas absent when vote taken; Gates abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0196

Item 24: Authorize approval of the recommended plan for the proposed alignment of Herbert Street from Akron Street to Commerce Street, new construction - Financing: No cost consideration to the City

The city secretary announced Councilmember Gates had a conflict of interest on consent agenda items 22-24 and would abstain from voting or participating in any discussion. Councilmember Gates left the city council chamber.

The city secretary also announced consent agenda items 22-24 would be considered collectively; there was no objection voiced by the city council.

Mayor Pro Tem Alonzo moved to adopt the items.

Motion seconded by Deputy Mayor Pro Tem Wilson.

Mayor Rawlings called the vote and declared the items adopted on a divided vote with Councilmembers Medrano and Kingston voting "No." (Thomas absent when vote taken; Gates abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0197

**Jefferson Boulevard from Zang Boulevard
to Adams Avenue**

Note: Item Nos. 25 and 26
must be considered collectively.

Item 25: Ratification of the rejection of all bids for the construction of street paving, storm drainage, streetscape, street lighting, landscape, and water adjustment improvements for Jefferson Boulevard from Zang Boulevard to Adams Avenue; and, ratification of the re-advertisement of new bids - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0198

**Jefferson Boulevard from Zang Boulevard
to Adams Avenue**

Note: Item Nos. 25 and 26
must be considered collectively.

Item 26: Authorize a contract with Texas Standard Construction, Ltd., lowest responsible bidder of three, for the construction of street paving, storm drainage, streetscape, street lighting, landscape, and water adjustment improvements for Jefferson Boulevard from Zang Boulevard to Adams Avenue - Not to exceed \$2,030,569 - Financing: 2012 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0199

Item 27: Authorize **(1)** a substantial amendment to the Texas Department of Transportation Local Transportation Project Advance Funding Agreement (LPAFA Agreement No. CSJ 0918-45-820), a previously approved Interlocal Agreement, to terminate the existing agreement as a result of an adjustment in the regional Transportation Improvement Program (TIP); **(2)** a new and updated LPAFA Interlocal Agreement with the Texas Department of Transportation (Agreement No. CSJ 0918-45-820/CFDA No. 20.205) to replace the existing agreement for a Congestion Mitigation/Air Quality Program Project and Surface Transportation Program-Metropolitan Mobility Program Project Off-System to provide safety improvement projects at various Dallas intersections through engineering and construction services; **(3)** the receipt and deposit of additional funds from the Federal Highway Administration passed through the Texas Department of Transportation through the new LPAFA for engineering and construction services in the amount of \$163,000; **(4)** an increase in the local match in the amount of \$14,157 from \$303,800 to \$317,957; **(5)** an increase in appropriations in the Traffic Safety Program Fund in an amount not to exceed \$163,000; **(6)** termination of the existing agreement; and **(7)** execution of the new agreement - Not to exceed \$177,157 - Financing: Texas Department of Transportation Grant Funds (\$163,000) and 2006 Bond Funds (\$14,157)

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 Deputy Mayor Pro Tem Wilson.

Mayor Rawlings called the vote and declared the item unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0200

Item 28: Authorize the approval of a Memorandum of Understanding (MOU) between the Dallas Parks Foundation (“DPF”) and the City of Dallas, through its Dallas Park and Recreation Department (“City”) for the purpose of implementing a junior angler program pursuant to a grant agreement between the DPF and the National Recreation and Parks Association (“NRPA”) - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0201

Item 29: Authorize ordinances granting five franchises for solid waste collection and hauling, pursuant to Chapter XIV, of the City Charter, and Chapter 18, Article IV, of the Dallas City Code (list attached) - Estimated Annual Revenue: \$7,200

Adopted as part of the consent agenda.

Assigned ORDINANCE NOS. 30312, 30313, 30314, 30315 AND 30316

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0202

Item 30: Authorize the **(1)** deposit of the amount awarded by the Special Commissioners in the condemnation proceedings styled City of Dallas v. Linda Sue Reid, et al., Cause No. CC-16-03154-C, pending in Dallas County Court at Law No. 2, to acquire approximately 59,276 square feet of land located near the intersection of Seagoville Road and Interstate Highway 20 for the Southwest 120/96-inch Water Transmission Pipeline Project; and **(2)** settlement of the condemnation proceeding for an amount not to exceed the award - Not to exceed \$220,634 (\$216,145 being the amount of the award, plus closing costs and title expenses not to exceed \$4,489); an increase of \$8,679 from the amount Council originally authorized for this acquisition - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0203

Item 31: Authorize settlement in lieu of proceeding further with condemnation in City of Dallas v. Nueva Vida/New Life Assembly Inc., Cause No. CC-16-03158-E, pending in Dallas County Court at Law No. 2, to acquire a tract of land containing approximately 17,755 square feet located in Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$32,510, increased from \$100,490 (\$96,990, plus closing costs and title expenses not to exceed \$3,500) to \$133,000 (\$129,585, plus closing costs and title expenses not to exceed \$3,415) - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0204

Item 32: Authorize settlement in lieu of proceeding further with condemnation in City of Dallas v. Vicente Delgado and Antonio Delgado, et al., Cause No. CC-16-03163-A, pending in Dallas County Court at Law No. 2, to acquire a tract of land containing approximately 1,931 square feet located in Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$2,345, increased from \$11,655 (\$9,655, plus closing costs and title expenses not to exceed \$2,000) to \$14,000 (\$11,586, plus closing costs and title expenses not to exceed \$2,414) - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0205

Item 33: Authorize acquisition from Brian Leigh Bader and Lisa Bader, of approximately 120,582 square feet of land located in Kaufman County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed \$123,500 (\$120,350, plus closing costs and title expenses not to exceed \$3,150) - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0206

Item 34: Authorize an amendment for a five-year lease extension with E Avenue F, LLC, for approximately 9,747 square feet of office, showroom, and warehouse space located at 3131 Irving Boulevard, Suite 605 to be used by the Sales and Auction Division of Business Development and Procurement Services Department for the period February 1, 2017 through January 31, 2022 - Not to exceed \$419,063 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0207

Item 35: A resolution accepting a landscape plan as required by Section 51P-921.112(e)(1) of Chapter 51P of the Dallas Development Code on property on the east line of Coit Road, north of Campbell Road - D167-012 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0208

Item 36: A resolution authorizing a Purchase and Sale Agreement to be prepared for the auctioned surplus property upon receiving the highest qualified bid sold absolute on approximately 161,848 square feet of unwanted and unneeded unimproved City-owned land located near the intersection of Forney Road and Olson Drive - Estimated Revenue: \$242,772

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0209

Item 37: An ordinance abandoning a portion of a sanitary sewer easement to CADG Forest Lane 18, LLC, the abutting owner, containing approximately 658 square feet of land, located near the intersection of Forest Lane and Creekway Drive - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30317

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0210

Item 38: An ordinance abandoning a portion of a sanitary sewer easement to COG Dallas Homes, LLC, the abutting owner, containing approximately 8,510 square feet of land, located near the intersection of Moser Avenue and Fuqua Street - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30318

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0211

Item 39: An ordinance abandoning a portion of a utility easement to C.C. Young Memorial Home, the abutting owner, containing approximately 2,957 square feet of land, located near the intersection of Lawther Drive and Mockingbird Lane - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30319

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0212

Item 40: An ordinance amending Chapter 52, “Administrative Procedures for the Construction Codes,” of the Dallas City Code; an ordinance amending Chapter 53 “Dallas Building Code,” of the Dallas City Code; an ordinance amending Chapter 54 “Dallas Plumbing Code,” of the Dallas City Code; an ordinance amending Chapter 55 “Dallas Mechanical Code,” of the Dallas City Code; an ordinance amending Chapter 57 “Dallas One-and Two-Family Dwelling Code,” of the Dallas City Code; an ordinance amending Chapter 59 “Dallas Energy Conservation Code,” of the Dallas City Code; an ordinance amending Chapter 60 “Dallas Fuel and Gas Code,” of the Dallas City Code; an ordinance amending Chapter 61 “Dallas Green Construction Code,” of the Dallas City Code; to adopt the 2015 International Codes with regional and local amendments regulating construction work in the City; providing a penalty not to exceed \$2,000; providing a saving clause; providing a severability clause; and providing an effective date - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NOS. 30320, 30321, 30322, 30323, 30324, 30325, 30326 AND 30327

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0213

Item 41: Authorize acquisition from R.K.C.J., L.L.C., of an improved tract of land containing approximately 25,727 square feet, four slope easements containing a total of approximately 23,330 square feet, and a drainage easement containing approximately 5,257 square feet, located on East Wheatland Road near its intersection with Lancaster Road for the Wheatland Road Improvement Project - Not to exceed \$136,944 (\$130,944, plus closing costs and title expenses not to exceed \$6,000) - Financing: General Obligation Commercial Paper Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0214

Item 42: Authorize a contract for the installation of wastewater mains at five locations (list attached) - S. J. Louis Construction of Texas, Ltd., lowest responsible bidder of five
- Not to exceed \$10,073,842 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0215

Item 43: Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)

The city secretary distributed a report showing nominations received for the 2015-2017 board term, ending September 30, 2017 and noted the report indicated all nominees met qualifications for service.

Mayor Pro Tem Alonzo moved to appoint the following:

- Jorge L. Baldor, Historian, to the Cultural Affairs Commission (Adjunct Members);
- Veronica L. Simmons, Dallas County Resident, to the Reinvestment Zone Four Board (Cedars Area); and
- Yamilet Pereira to the Youth Commission.

Motion seconded by Councilmember Medrano and unanimously adopted.

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

17-5401	CAX	CULTURAL AFFAIRS COMMISSION (ADJUNCT MEMBERS)
17-5402	RZ04	REINVESTMENT ZONE FOUR BOARD (CEDARS AREA)
17-5403	YOC	YOUTH COMMISSION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0216

Item 44: Authorize the second step of acquisition for condemnation by eminent domain to acquire a tract of land containing approximately 432,376 square feet located in Kaufman County for the Lake Tawakoni 144-inch Pipeline Project, from Morris Dale Martin - Not to exceed \$55,000 (\$51,615, plus closing costs and title expenses not to exceed \$3,385) - Financing: Water Utilities Capital Improvement Funds

The city secretary announced agenda item 44 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 *Morris Dale Martin* to acquire a tract of land containing approximately 432,376 square feet located in Kaufman County, and more fully described in Exhibit A of the proposed written resolution for this item, for the Lake Tawakoni 144-inch Pipeline Project; and a record vote.

Councilmember Callahan moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

Mayor Rawlings called a record vote on Councilmember Callahan's motion:

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

Voting No: [3] Griggs, Medrano, Kingston

The city secretary declared the item adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0217

Item 45: Authorize a development agreement with GPIWE Limited Partnership, to assist the redevelopment of the Factory Six03 Project located at 603 Munger Avenue and to secure public access to the new plaza in the West End District in the City Center TIF District - Not to exceed \$4,657,174 - Financing: City Center TIF District Funds (subject to future appropriations from future tax increments)

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

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

Councilmember Callahan moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0218

The consent zoning docket consisted of agenda items 46-59.

Agenda item 46: Zoning Case Z145-359(SM)
Agenda item 47: Zoning Case Z156-270(JM)
Agenda item 48: Zoning Case Z156-274(LE)
Agenda item 49: Zoning Case Z156-316(WE)
Agenda item 50: Zoning Case Z156-336(WE)
Agenda item 51: Zoning Case Z156-338(OTH)
Agenda item 52: Zoning Case Z156-340(WE)
Agenda item 53: Zoning Case Z156-343(MD)
Agenda item 54: Zoning Case Z156-346(OTH)
Agenda item 55: Zoning Case Z156-367(OTH)
Agenda item 56: Zoning Case Z156-370(JM)
Agenda item 57: Zoning Case Z167-105(JM)
Agenda item 58: Zoning Case Z167-107(SH)
Agenda item 59: Zoning Case Z167-111(AR)

Consent zoning agenda items 47 and 59 were removed from the consent zoning docket to be considered as individual hearings.

Therefore, the consent zoning docket, consisting of agenda items 46 and 48-58, was presented for consideration.

Agenda item 46: Zoning Case Z145-359(SM)
Agenda item 48: Zoning Case Z156-274(LE)
Agenda item 49: Zoning Case Z156-316(WE)
Agenda item 50: Zoning Case Z156-336(WE)
Agenda item 51: Zoning Case Z156-338(OTH)
Agenda item 52: Zoning Case Z156-340(WE)
Agenda item 53: Zoning Case Z156-343(MD)
Agenda item 54: Zoning Case Z156-346(OTH)
Agenda item 55: Zoning Case Z156-367(OTH)
Agenda item 56: Zoning Case Z156-370(JM)
Agenda item 57: Zoning Case Z167-105(JM)
Agenda item 58: Zoning Case Z167-107(SH)

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.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

17-0218

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0219

Item 46: Zoning Case Z145-359(SM)

The consent zoning docket, consisting of agenda items 46 and 48-58, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an R-7.5(A) Single Family District on property zoned a CR Community Retail District on the southeast side of Brunner Avenue, east of Balboa Drive.

Recommendation of Staff and CPC: Approval.

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30328

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0220

Item 47: Zoning Case Z156-270(JM)

The consent zoning docket, consisting of agenda items 46 and 48-58, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a mini-warehouse use on property zoned a CR-D Community Retail District with a D Liquor Control Overlay on the southeast corner of Military Parkway and North St. Augustine Road.

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

Prior to presentation of the consent zoning docket and item being read into the record, Councilmember Young moved to continue the public hearing and defer the item to the February 8, 2017 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Kingston and unanimously deferred. (Kleinman, Greyson absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0221

Item 48: Zoning Case Z156-274(LE)

The consent zoning docket, consisting of agenda items 46 and 48-58, 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. 1559 for an open-enrollment charter school on property zoned a D(A) Duplex District and an R-7.5(A) Single Family District, on the northwest corner of Scyene Road and Glover Pass.

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

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30329

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0222

Item 49: Zoning Case Z156-316(WE)

The consent zoning docket, consisting of agenda items 46 and 48-58, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a motor vehicle fueling station on property zoned an NS(A) Neighborhood Service District on the east side of South Hampton Road and north of Mountain Lake Road.

Recommendation of Staff and CPC: Approval for a ten-year period with eligibility for automatic renewals for additional ten-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. 30330

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0223

Item 50: Zoning Case Z156-336(WE)

The consent zoning docket, consisting of agenda items 46 and 48-58, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a CS-D-1 Commercial Service District and a resolution accepting deed restrictions volunteered by the applicant with a Dry Liquor Control Overlay on property zoned an LI-D-1 Light Industrial District with a Dry Liquor Control Overlay on the north side of Eastpoint Drive at the terminus of Olson Drive.

Recommendation of Staff: Approval.

Recommendation of CPC: Approval, subject to deed restrictions volunteered by the applicant.

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30331

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0224

Item 51: Zoning Case Z156-338(OTH)

The consent zoning docket, consisting of agenda items 46 and 48-58, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 623 for R-10(A) Single Family District uses to allow for a private school by right on property on the southeast corner of Webb Chapel Road and Royal Lane.

Recommendation of Staff and CPC: Approval, subject to a revised development plan, a traffic management plan, and conditions.

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30332

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0225

Item 52: Zoning Case Z156-340(WE)

The consent zoning docket, consisting of agenda items 46 and 48-58, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an MU-3 Mixed Use District on property zoned an IR Industrial Research District on the northeast line of Irving Boulevard, west of Wycliff Avenue.

Recommendation of Staff and CPC: Approval.

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30333

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0226

Item 53: Zoning Case Z156-343(MD)

The consent zoning docket, consisting of agenda items 46 and 48-58, was presented for consideration.

A public hearing to receive comments regarding a Landmark Commission Authorized Hearing to consider a Historic Overlay for the Underwood Residence (5310 Park Lane) on property zoned an R-1ac(A) Single Family District on the southeast corner of Park Lane and Meadowbrook Drive and an ordinance granting the Historic Overlay.

Recommendation of Staff: Approval, subject to preservation criteria.

Recommendation of CPC: Approval, subject to amended preservation criteria.

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

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. 30334

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0227

Item 54: Zoning Case Z156-346(OTH)

The consent zoning docket, consisting of agenda items 46 and 48-58, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to and expansion of Specific Use Permit No. 88 for an electric substation, on property zoned an R-7.5(A) Single Family District on the southeast corner of North Jim Miller Road and Scyene Road.

Recommendation of Staff and CPC: Approval, subject to a revised site plan, revised landscape 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. 30335

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0228

Item 55: Zoning Case Z156-367(OTH)

The consent zoning docket, consisting of agenda items 46 and 48-58, 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. 1953 for a restaurant with drive-in or drive-through service on property zoned Cedars West Subdistrict 1, Urban Village Form District within Planned Development District No. 784, the Trinity River Corridor Special Purpose District, on the south corner of East R.L. Thornton Freeway (Interstate 35E) and South Riverfront Boulevard.

Recommendation of Staff and CPC: Approval for a five-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. 30336

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0229

Item 56: Zoning Case Z156-370(JM)

The consent zoning docket, consisting of agenda items 46 and 48-58, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an MU-3 Mixed Use District on property zoned an IR Industrial Research District on the southwest line of Farrington Street, northwest of Crampton Street.

Recommendation of Staff and CPC: Approval.

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30337

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0230

Item 57: Zoning Case Z167-105(JM)

The consent zoning docket, consisting of agenda items 46 and 48-58, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an inside commercial amusement use for a live music venue on property within Tract A of Planned Development District No. 269, the Deep Ellum/Near East Side Planned Development District, on the north line of Exposition Avenue, south of Commerce Street.

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

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30338

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0231

Item 58: Zoning Case Z167-107(SH)

The consent zoning docket, consisting of agenda items 46 and 48-58, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an LI Light Industrial District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an MU-3 Mixed Use District, on the east side of King George Drive, south of Regal Row.

Recommendation of Staff and CPC: Approval, subject to deed restrictions volunteered by the applicant.

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30339

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0232

Item 59: Zoning Case Z167-111(AR)

The consent zoning docket, consisting of agenda items 46 and 48-58, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a CS Commercial Service District on property zoned an R-7.5(A) Single Family District, on the south side of Crown Road, east of Newberry Street.

Recommendation of Staff and CPC: Approval.

Prior to presentation of the consent zoning docket and the item being read into the record, Mayor Pro Tem Alonzo moved to continue the public hearing and defer the item to the February 8, 2017 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Kingston and unanimously deferred. (Kleinman absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0233

ZONING CASES - INDIVIDUAL

Item 60: Zoning Case Z156-309(OTH)

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 greater than 3,500 square feet on property zoned an RR-D-1 Regional Retail District with D-1 Liquor Control Overlay on the northeast corner of Murdock Road and Elkton Circle, southwest of C.F. Hawn Freeway.

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.

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

Deputy Mayor Pro Tem Wilson moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

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

Assigned ORDINANCE NO. 30340

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0234

ZONING CASES - INDIVIDUAL

Item 61: Zoning Case Z167-102(OTH)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 1501 for a private recreation center, club, or area and private elementary school use to include a middle school and a high school and to revise the existing site plan on property zoned an R-7.5(A) Single Family District on the south line of Samuell Boulevard, east of South Buckner Boulevard.

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

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

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

Councilmember Young 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. (Kleinman absent when vote taken)

Assigned ORDINANCE NO. 30341

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0235

ZONING CASES - INDIVIDUAL

Item 62: Zoning Case Z167-109(LE)

A public hearing to receive comments regarding an application for and an ordinance granting a CR Community Retail District and a resolution accepting deed restrictions volunteered by the applicant on property zoned a D(A) Duplex District, on the northeast corner of Bruton Road and McKim Drive.

Recommendation of Staff: Approval of a NS(A) Neighborhood Services District in lieu of Community Retail District.

Recommendation of CPC: Approval of a CR Community Retail District with deed restrictions volunteered by the applicant.

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

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

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

Assigned ORDINANCE NO. 30342

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0236

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 63: Zoning Case Z156-234(JM)

A public hearing to receive comments regarding an application for and an ordinance granting a CS Commercial Service District on property zoned an LI-D-1 Light Industrial District with a D-1 Liquor Control Overlay on the southwest corner of Forney Road and North Prairie Creek Road.

Recommendation of Staff and CPC: Approval.

Note: This item was considered by the City Council at public hearings on September 28, 2016, October 26, 2016, and January 11, 2017, and was deferred until January 25, 2017, with the public hearing open.

Prior to presentation of the consent zoning docket and the item being read into the record, Councilmember Young moved to continue the public hearing and defer the item to the February 22, 2017 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Kingston and unanimously deferred. (Kleinman absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0237

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 64: Zoning Case Z156-345(PD)

A public hearing to receive comments regarding an application for and an ordinance granting an MF-1(A) Multifamily District on property zoned an NS(A) Neighborhood Service District, on the south corner of Sam Houston Road and Masters Drive.

Recommendation of Staff and CPC: Approval.

Note: This item was considered by the City Council at a public hearing on January 11, 2017, and was deferred until January 25, 2017, with the public hearing open.

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

The city secretary called for the applicant to come forward and present the proposed deed restrictions.

As the applicant was not present, Councilmember Young moved to continue the public hearing and hold the item under advisement until the February 8, 2017 voting agenda meeting of the city council.

Motion seconded by Councilmember Kingston and unanimously held under advisement. (Kleinman absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0238

DESIGNATED ZONING CASES - INDIVIDUAL

Item 65: Zoning Case Z156-254(WE)

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for LC Light Commercial Subdistrict uses on property zoned an LC Light Commercial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District on the southeast corner of McKinney Avenue and Boll Street.

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

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

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

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

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

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

Assigned ORDINANCE NO. 30343

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0239

DESIGNATED ZONING CASES - INDIVIDUAL

Item 66: Zoning Case Z156-335(WE)

A public hearing to receive comments regarding an application for a Specific Use Permit for a tower/antenna for cellular communication on property zoned a CC Community Commercial Subdistrict within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District on the northwest line of Pennsylvania Avenue, southwest of J.B. Jackson Jr. Boulevard.

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

Recommendation of CPC: Denial without prejudice.

Prior to presentation of the consent zoning docket and the item being read into the record, Councilmember Young moved to continue the public hearing and defer the item to the February 22, 2017 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Kingston and unanimously deferred. (Kleinman absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0240

DESIGNATED ZONING CASES - INDIVIDUAL

Item 67: Zoning Case Z156-342(SH)

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for a mixed use development and an ordinance granting the termination of Specific Use Permit No. 1373 for a college, child-care facility, and public or private school on property zoned an R-7.5(A) Single Family District with Specific Use Permit No. 1373 on a portion and a CR Community Retail District generally on the northeast corner of Simpson Stuart Drive and Highland Hills Drive.

Recommendation of Staff and CPC: Approval, subject to a conceptual plan, Subarea A development plan, traffic management plan, and conditions; and approval of the termination of Specific Use Permit No. 1373.

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 with the following change:

- Subject to the revised development plan

and pass the ordinances.

Motion seconded by Councilmember Medrano and Councilmember Greyson.

Mayor Rawlings called the vote and declared the item unanimously amended. (Kleinman absent when vote taken)

Assigned ORDINANCE NOS. 30344 AND 30345

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0241

DESIGNATED ZONING CASES - INDIVIDUAL

Item 68: Zoning Case Z156-365(WE)

A public hearing to receive comments regarding an application for and an ordinance granting a new Planned Development District for residential uses and a private recreation center, club or area on property zoned Planned Development District No. 41 on the northwest corner of Forest Lane and Inwood Road.

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

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

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

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

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

Laird Sparks, 600 E. Las Colinas Blvd., Irving, TX

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

Motion seconded by Councilmember Clayton and Councilmember Kingston.

Mayor Rawlings called the vote and declared the item unanimously adopted. (Wilson, Kleinman absent when vote taken)

Assigned ORDINANCE NO. 30346

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0242

DESIGNATED ZONING CASES - INDIVIDUAL

Item 69: Zoning Case Z156-369(JM)

A public hearing to receive comments regarding an application for and an ordinance granting the creation of a new subdistrict on property zoned Subdistricts 1 and 1C within Planned Development District No. 621, the Old Trinity and Design District Special Purpose District at the southwest intersection of Inspiration Drive and North Stemmons Freeway.

Recommendation of Staff and CPC: Approval, subject to conditions.

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

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

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

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

Jonathan Vinson, 6342 Vickery Blvd.

Mayor Pro Tem Alonzo moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Greyson and Councilmember Kingston.

Mayor Rawlings called the vote and declared the item unanimously adopted. (Wilson, Kleinman absent when vote taken)

Assigned ORDINANCE NO. 30347

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0243

MISCELLANEOUS HEARINGS

Item 70: A public hearing to receive comments regarding consideration of a resolution adopting the Northwest Highway and Preston Road Area Plan; this area plan, if adopted, will be used as a planning and implementation guide for future development in the area generally bounded by Meadowbrook Drive on the west, Walnut Hill Lane on the north, Hillcrest Road on the east, and Greenbrier Drive on the south - Financing: No cost consideration to the City

The following individual addressed the city council on the item:

Peter Kline, 5807 Deloache Ave.

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

Motion seconded by Councilmember Kingston.

Mayor Rawlings called the vote and declared the item unanimously adopted. (Wilson, Kleinman absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0244

MISCELLANEOUS HEARINGS

Item 71: A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from a public school, W. H. Adamson High School, as required by Section 6-4 of the Dallas City Code to allow a mixed beverages permit (Chapter 28) for a restaurant without drive-in or drive-through service with a food and beverage certificate [Los Sapos, Inc. dba Las Ranitas] on the west corner of East Jefferson Boulevard and South Crawford Street - AV167-001 - Financing: No cost consideration to the City

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

The following individual addressed the city council on the item:

Raul Estrada, 1636 Cedar Hill Ave.

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

Motion seconded by Mayor Pro Tem Alonzo and Councilmember Callahan.

After discussion ended, Mayor Rawlings called the vote and declared the item unanimously adopted. (Wilson absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0245

Closed Session

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

- Legal issues related to the Dallas Police & Fire Pension System.

Addendum Item #2 - A resolution (1) encouraging councilmembers who serve as Dallas Police & Fire Pension System (“System”) trustees to take all available actions to address the System’s dire financial situation; (2) authorizing reimbursement of the councilmembers’ costs arising from any such actions; (3) reaffirming the City’s dedication to providing a secure retirement for its first responders and their families, while not jeopardizing the public treasury; and (4) reaffirming the City’s dedication to seeking balanced and responsible legislation with the System for as long as those efforts appear to have a chance of success - Financing: This action has no cost consideration to the City

At 10:16 a.m., Mayor Rawlings announced the closed session of the city council authorized by Chapter 551, “OPEN MEETINGS,” of the (Texas Open Meetings Act) to discuss the following matter:

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

- Legal issues related to the Dallas Police & Fire Pension System.

Addendum Item #2 - A resolution (1) encouraging councilmembers who serve as Dallas Police & Fire Pension System (“System”) trustees to take all available actions to address the System’s dire financial situation; (2) authorizing reimbursement of the councilmembers’ costs arising from any such actions; (3) reaffirming the City’s dedication to providing a secure retirement for its first responders and their families, while not jeopardizing the public treasury; and (4) reaffirming the City’s dedication to seeking balanced and responsible legislation with the System for as long as those efforts appear to have a chance of success - Financing: This action has no cost consideration to the City

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0246

Addendum Addition 1: Authorize an amendment to Resolution No. 16-1988, previously approved on December 14, 2016, for the amendment of the Loan Agreement between Carpenter's Point, L.P., a Texas limited partnership, and the City of Dallas to allow an increase for refinancing of the developer's first lien loan from \$3.3M to \$3.4M for the Carpenter's Point Senior Apartments project, located at 4645 Dolphin Road - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0247

Addendum Addition 2: A resolution **(1)** encouraging councilmembers who serve as Dallas Police & Fire Pension System (“System”) trustees to take all available actions to address the System’s dire financial situation; **(2)** authorizing reimbursement of the councilmembers’ costs arising from any such actions; **(3)** reaffirming the City’s dedication to providing a secure retirement for its first responders and their families, while not jeopardizing the public treasury; and **(4)** reaffirming the City’s dedication to seeking balanced and responsible legislation with the System for as long as those efforts appear to have a chance of success - Financing: This action has no cost consideration to the City

The city secretary announced the item would be held until after the closed session; there was no objection voiced to the request.

*At 10:16 a.m., Mayor Rawlings announced the closed session of the city council authorized by Chapter 551, “OPEN MEETINGS,” of the (Texas Open Meetings Act) to discuss this item under Attorney Briefings (Sec. 551.071 Texas Open Meetings Act).

Mayor Rawlings reconvened to open session at 1:04 p.m.

The item was presented for consideration.

Councilmember Kingston moved to adopt the item as amended (revised resolution distributed to city council).

Motion seconded by Councilmember Kleinman.

After discussion ended, Mayor Rawlings called the vote and declared the amended item unanimously adopted.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0248

Addendum Addition 3: A resolution realigning the North Texas Education Finance Corporation (NFC) Board of Directors terms to begin October 1 of odd-numbered years and expire September 30 of odd-numbered years - Financing: No cost consideration to the City

Councilmember Greyson moved to adopt the item.

Motion seconded by Councilmember Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2017

17-0249

Addendum Addition 4: A resolution designating an absence by Councilmember B. Adam McGough as being for "Official City Business" - Financing: No cost consideration to the City

The city secretary announced Councilmember McGough had a conflict of interest on the item and would abstain from voting or participating in any discussion. Councilmember McGough left the city council chamber.

Councilmember Kingston moved to adopt the item.

Motion seconded by Councilmember Greyson.

After discussion ended, Mayor Rawlings called the vote and declared the item unanimously adopted. (McGough abstain)

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 25, 2017

EXHIBIT C