

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, FEBRUARY 8, 2017

17-0256

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

PRESENT: [15] Rawlings, Alonzo (*9:01 a.m.), Wilson, Griggs, Medrano, Thomas, Arnold,
Callahan, Young, Clayton, McGough, Kleinman, Greyson, Gates, Kingston

ABSENT: [0]

The meeting was called to order at 9:00 a.m. with a quorum of the city council present.

The invocation was given by Rabbi Adam Roffman of Congregation Shearith Israel.

City Manager T. C. Broadnax 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 1:45 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, FEBRUARY 8, 2017

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, FEBRUARY 8, 2017

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0257

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: Regina Imburgia, 5423 Goodwin Ave.
SUBJECT: Fluoridation/unsafe

SPEAKER: Joanna Cattnach, 6108 Palo Pinto Ave.
SUBJECT: Thank Mayor, concerns

SPEAKER: Jay Malone, 1999 McKinney Ave.
SUBJECT: Thank Mayor, DFW Airport
REPRESENTING: NTX

SPEAKER: Carol Bell-Walton, 6705 Velasco Ave.
SUBJECT: Park Board leadership

SPEAKER: Ronnie Mestas, 3215 Rutz St.
SUBJECT: Land Bank

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

FEBRUARY 8, 2017

17-0258

Item 1: Approval of Minutes of the January 18, 2017 City Council Meeting

Councilmember Greyson moved to adopt the minutes as presented.

Motion seconded by Councilmember Callahan and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0259

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-17 and addendum addition consent agenda items 1-5. Consent agenda item 9 was corrected on the addendum to the agenda to be considered as an individual item as it is a designated public subsidy matter.

Councilmember Greyson requested addendum addition consent agenda items 1 and 3 be considered as individual items later in the meeting; there was no objection voiced to her request.

Councilmember Clayton requested addendum addition consent agenda item 3 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 2-8, 10-17, addendum addition consent agenda items 2, 4 and 5, was presented for consideration.

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

Motion seconded by Mayor Pro Tem Alonzo and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0260

Item 2: Authorize a second amendment to a certain lease of land and facilities with Piedmont/Hawthorne Holdings, Inc. for the addition of approximately 15,274 square feet of land for a three-year period and for the development of a temporary aviation canopy/aircraft hangar tent at Dallas Love Field - Estimated Revenue: \$31,177 (over the three-year period)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0261

Item 3: Authorize a three-year service contract for cathodic protection system surveys and inspections for Water Utilities - Russell Corrosion Consultants, LLC, most advantageous proposer of five - Not to exceed \$162,650 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0262

Item 4: Authorize a three-year service contract for scale repair, calibration, and maintenance services - Nicol Scales L.P. dba Nicol Scales & Measurement, single bid - Not to exceed \$371,205 - Financing: Current Funds (\$134,210), Water Utilities Current Funds (\$179,465), and Sanitation Current Funds (\$57,530) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0263

Item 5: Authorize a three-year service contract to provide grounds maintenance and xeriscaping for Water Utilities facilities - Good Earth Corporation in the amount of \$789,390 and Texas Blooms Organic Landscape Company in the amount of \$213,335, most advantageous proposers of two - Total not to exceed \$1,002,725 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0264

Item 6: Authorize a three-year master agreement for printer toner and cartridges - Barbarian USA, Inc. in the amount of \$939,682, The Office Pal, Inc. in the amount of \$206,824, Printer Components, Inc. in the amount of \$27,260, Encon Systems Ltd., Inc. in the amount of \$6,204, and Printing Supplies USA LLC in the amount of \$2,000, lowest responsible bidders of fourteen - Total not to exceed \$1,181,970 - Financing: Current Funds (\$940,024), Water Utilities Current Funds (\$173,887), Sanitation Current Funds (\$33,259), Aviation Current Funds (\$19,500), Stormwater Drainage Management Current Funds (\$7,700), and Convention and Event Services Current Funds (\$7,600)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0265

Item 7: Authorize three-year service agreement contracts with various veterinary clinics/hospitals, corporations, private organizations, non-profit organizations and other businesses to participate in the Authorized Registrar Program to collect the annual registration fee and issue a registration tag for a dog or cat for the City of Dallas - Not to exceed \$300,000 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0266

Item 8: Authorize a public hearing to be held on February 22, 2017, to receive comments concerning the City of Dallas' participation in the Texas Enterprise Zone Program pursuant to the Texas Enterprise Zone Act, Chapter 2303 Texas Government Code, as revised, in order to allow the nomination of The Neiman Marcus Group LLC, 4121 Pinnacle Point Drive, 1700 Pacific Avenue, 1201 Elm Street and 1618 Main Street as an Enterprise Zone Project - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0267

Note: **Agenda Item No. 9 to be considered as an Item for Individual Consideration Designated Public Subsidy Matters**

Item 9: Authorize (1) rescinding Resolution No. 15-0291, previously approved on February 11, 2015, which authorized a 75 percent real property tax abatement agreement for 8 years with PIHV Mountain Creek, LLC; and (2) a 75 percent business personal property tax abatement agreement for 8 years with PIHV Mountain Creek, LLC and/or CarbonLITE Recycling, LLC on new business personal property to be located at 4685 Mountain Creek Parkway within Mountain Creek Neighborhood Empowerment Zone No. 1 in Dallas - Revenue: First year revenue estimated at \$83,688; eight-year revenue estimated at \$546,224 (Estimated revenue foregone for eight-year business personal property tax abatement estimated at \$1,638,672)

Item classification corrected on the addendum; the reclassification provided the item be considered as an individual item as it is a designated public subsidy matter.

At the time the consent agenda was presented for consideration, the city secretary announced that due to reclassification of this item, the item was being pulled for individual consideration; there was no objection voiced by the city council.

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

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 Thomas moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0268

Item 10: Authorize **(1)** the receipt and deposit of funds in the amount of \$20,874 from Trammell Crow Company for material, equipment and labor provided by the City related to the construction of a traffic signal modification at Woodall Rodgers Freeway and Pearl Street; and **(2)** an increase in appropriations in the amount of \$20,874 in the Capital Projects Reimbursement Fund - Not to exceed \$20,874 - Financing: Capital Projects Reimbursement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0269

Item 11: Authorize the quitclaim of 68 properties acquired by the taxing authorities from the Tax Foreclosure Sheriff's Sale to the highest bidders; and authorize the execution of release of liens for any non-tax liens that may have been filed by the City and were included in the foreclosure judgment (list attached) - Revenue: \$790,865

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0270

Item 12: Authorize a sixteen-year lease agreement with Dallas Area Rapid Transit for approximately 1,068 square feet of office space located at 2111 South Corinth Street, Suite 109, to be used as the South Oak Cliff Community Court for the period February 1, 2017 through January 31, 2033 - Not to exceed \$138,601 (\$138,600 one-time payment for leasehold improvements and a \$1 one-time payment for rent) - Financing: Convention and Event Services Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0271

- Item 13: Authorize **(1)** a Project Specific Agreement with Dallas County for the design, right-of-way acquisition and construction of approximately 5,500 feet of 96-inch diameter water transmission pipeline located along Wintergreen Road between Main Street and Cockrell Hill Road; and **(2)** payment to Dallas County for the City's share of right-of-way acquisition and construction costs for Phase I of the project along Wintergreen Road from the intersection of Main Street and Wintergreen Road to approximately 1,300 feet east - Not to exceed \$2,120,000 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0272

Item 14: Authorize a contract with Freese and Nichols, Inc. to provide engineering services for the City of Dallas Comprehensive Wastewater Collection System Assessment Update - Not to exceed \$2,167,680 - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0273

Item 15: Authorize a contract for the construction of improvements to water meter vaults at three locations (list attached) - Oscar Renda Contracting, Inc., lowest responsible bidder of four - Not to exceed \$4,000,000 - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0274

Item 16: Authorize a contract for the installation of water and wastewater mains at 31 locations (list attached) - Ark Contracting Services, LLC, lowest responsible bidder of four - Not to exceed \$13,377,380 - Financing: Street and Alley Improvement Funds (\$673,745) and Water Utilities Capital Improvement Funds (\$12,703,635)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0275

Item 17: Authorize Supplemental Agreement No. 3 to the professional services contract with CH2M Hill Engineers, Inc. to provide additional construction management services for construction contracts related to water quality improvements at the Elm Fork Water Treatment Plant and the Bachman Water Treatment Plant and improvements at the Walcrest Pump Station - Not to exceed \$2,397,035, from \$10,686,454 to \$13,083,489 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0276

Item 18: 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 announced the item would be held to later in the meeting to allow discussion (in part) in closed session; there was no objection voiced by the city council.

*At 10:00 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 deliberate on the following nominee:

- Hasani Burton, General Public, Animal Advisory Commission.

Mayor Rawlings reconvened the city council meeting after the closed session at 1:04 p.m. The other item discussed during closed session was as duly posted.

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.

The city secretary announced the North Texas Education Finance Corporation appointments would be postponed until the next meeting of the city council; there was no objection voiced by the city council.

Councilmember Kingston moved to appoint the following:

- Hasani Burton, General Public, to the Animal Advisory Commission;
- Lacy L. Durham to the Judicial Nominating Commission;
- Evelyn Montgomery, Historic Preservation, to the Landmark Commission;
- Jesus A. Moreno Jr. to the Park and Recreation Board;
- Jeri C. Baker, 55+ YOA, to the Senior Affairs Commission; and
- Chequan A. Lewis, Chair, to the South Dallas/Fair Park Trust Fund Board.

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

The city secretary distributed ballots for the casting of votes on the appointment of Vice Chair to the Park and Recreation Board as 2 nominees were submitted: Sean D. Johnson and Jesus A. Moreno Jr. (Arnold absent when ballot vote taken)

Following the casting of votes, the item was held to later in the meeting in order to allow the City Secretary's Office time to calculate the balloting results.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

17-0276

Page 2

At Mayor Rawlings' inquiry, the city secretary clarified that as Councilmember Arnold was absent when the ballot votes were cast, city council could approve her being allowed to cast the ballot vote.

Mayor Pro Tem Alonzo moved to allow Councilmember Arnold to cast her ballot vote for the Park and Recreation Board Vice Chair position.

Motion seconded by Councilmember Clayton and unanimously adopted.

The ballot was provided to Councilmember Arnold who proceeded to cast her vote.

Later in the meeting, Mayor Rawlings announced the following individual received the majority of ballot votes cast and was therefore appointed as Vice Chair of the Park and Recreation Board by acclamation:

Sean D. Johnson

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

17-5451	ASC	ANIMAL ADVISORY COMMISSION
17-5452	JNC	JUDICIAL NOMINATING COMMISSION
17-5453	LMC	LANDMARK COMMISSION
17-5454	PAR	PARK AND RECREATION BOARD
17-5455	SAC	SENIOR AFFAIRS COMMISSION
17-5456		BOARD OFFICERS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0277

Item 19: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by C & C Corporation for the construction of houses; **(2)** the sale of 10 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to C & C Corporation; and **(3)** execution of a release of lien for any non-tax liens on the 10 properties that may have been filed by the City - Financing: No cost consideration to the City

Councilmember Griggs moved to adopt the item.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0278

Item 20: 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 houses; **(2)** the sale of 6 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 6 properties that may have been filed by the City - Financing: No cost consideration to the City

Councilmember Griggs moved to adopt the item.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0279

Item 21: Authorize a Chapter 380 e-commerce sales tax grant agreement with Chewy, Inc., a Delaware Corporation, to provide a 10-year e-commerce grant equal to 50 percent of the e-commerce sales taxes paid annually by Chewy.com customers to the City of Dallas for a ten year period beginning March 1, 2017 through February 28, 2027 from its leased facility at 7243 Grady Niblo Road in Dallas, in accordance with the City's Revised Public/Private Partnership Program - Revenue: First year revenue estimated at \$400,000; ten-year revenue is not capped but is estimated to be approximately \$7,015,939 (Estimated ten-year grant agreement payment of \$7,015,939) - Financing: Current Funds (subject to future appropriations)

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

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

Councilmember Callahan moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0280

Item 22: Authorize an historic preservation tax exemption for the Lakewood Theater building located at 1825 Abrams Road for a ten-year period on the added value of the land and structure - Revenue Foregone: First year tax revenue foregone estimated at \$7,825 (Estimated revenue foregone over ten years is \$78,250)

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 Deputy Mayor Pro Tem Wilson and Councilmember Kleinman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0281

The consent zoning docket consisted of agenda items 23-25.

Agenda item 23: Zoning Case Z167-108(WE)
Agenda item 24: Zoning Case Z167-112(WE)
Agenda item 25: Zoning Case Z167-118(SM)

Consent zoning agenda item 24 was removed from the consent zoning docket to be considered as an individual hearing.

Therefore, the consent zoning docket, consisting of agenda items 23 and 25, was presented for consideration.

Agenda item 23: Zoning Case Z167-108(WE)
Agenda item 25: Zoning Case Z167-118(SM)

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 Councilmember Young and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0282

Item 23: Zoning Case Z167-108(WE)

The consent zoning docket, consisting of agenda items 23 and 25, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a CS Commercial Service District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an R-7.5(A) Single Family District on the south line of Ravenview Road, east of Garden Springs Drive.

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. 30348

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0283

Item 24: Zoning Case Z167-112(WE)

The consent zoning docket, consisting of agenda items 23 and 25, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for MU-3 Mixed Use District uses and a Utility or government installation other than listed limited to a courthouse and offices on property zoned an MU-3 Mixed Use District and Specific Use Permit No. 1507 for a radio, television or microwave tower on the southeast corner of Greenville Avenue and Blackwell Street.

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

Councilmember Gates requested the item be removed from the consent zoning docket to be considered as an individual hearing later in the meeting; there was no objection voiced to her request.

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

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

- Maximum floor area for a community service center is 2,000 square feet

and pass the ordinance.

Motion seconded by Councilmember Kingston and unanimously adopted.

Assigned ORDINANCE NO. 30349

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0284

Item 25: Zoning Case Z167-118(SM)

The consent zoning docket, consisting of agenda items 23 and 25, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an MU-1 Mixed Use tract on property zoned an MF-2(A) Multifamily tract within Subdistrict 9 of Planned Development District No. 298, the Bryan Place Special Purpose District, on an internal lot northwest of the northwest line of Bryan Street and southwest of Burlew 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. 30350

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0285

ZONING CASES - INDIVIDUAL

Item 26: Zoning Case Z167-104(WE)

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 a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on the northeast corner of Great Trinity Forest Way (Loop 12) and Jim Miller Road.

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

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

Prior to presentation of the consent zoning docket and item being read into the record, Deputy Mayor Pro Tem Wilson moved to continue the public hearing and defer the item to the March 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. (Arnold absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0286

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 27: Zoning Case Z156-223(SM)

A public hearing to receive comments regarding an application for a new subdistrict for Light Commercial/Office and restaurant with drive-in or drive-through service uses within the Light Commercial/Office Subdistrict of Planned Development District No. 631, the West Davis Special Purpose District and an R-7.5(A) Single Family District on property on the southwest corner of West Davis Street and North Westmoreland Road.

Recommendation of Staff and CPC: Denial.

Note: This item was considered by the City Council at a public hearing on January 11, 2017, and was deferred until February 8, 2017, with the public hearing open.

Prior to presentation of the consent zoning docket and item being read into the record, Councilmember Griggs 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. (Arnold absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0287

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 28: Zoning Case Z156-270(JM)

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.

Note: This item was considered by the City Council at a public hearing on January 25, 2017, and was deferred until February 8, 2017, with the public hearing open.

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

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

Michael Coker, 7809 Glenneagle Dr.

Councilmember Young moved to deny the item.

Motion seconded by Councilmember Medrano.

After discussion ended, Mayor Rawlings called the vote and declared the item denied on a divided vote with Councilmember Callahan voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0288

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 29: Zoning Case Z156-289(JM)

A public hearing to receive comments regarding an application for (1) a CR Community Retail District with deed restrictions volunteered by the applicant, and (2) a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise store 3,500 square feet or less on property zoned an NS(A)-D-1 Neighborhood Service District with a D-1 Liquor Control Overlay, with an ordinance granting a CR Community Retail District and a resolution accepting deed restrictions volunteered by the applicant on the west corner of South Beltline Road and Garden Grove Drive.

Recommendation of Staff: Approval of a CR Community Retail District with deed restrictions volunteered by the applicant; and approval of a Specific Use Permit for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a revised site plan and conditions.

Recommendation of CPC: Approval of a CR Community Retail District with deed restrictions volunteered by the applicant; and denial of a Specific Use Permit.

Note: This item was considered by the City Council at a public hearing on January 11, 2017, and was deferred until February 8, 2017, with the public hearing open.

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

Deputy Mayor Pro Tem Wilson moved to continue the public hearing and hold the item under advisement until the February 22, 2017 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0289

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 30: Zoning Case Z156-310(OTH)

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 2099 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 and deed restrictions on the southwest corner of Great Trinity Forest Way and North Jim Miller Road.

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

Recommendation of CPC: Approval for a three-year period, subject to conditions.

Note: This item was considered by the City Council at a public hearing on January 11, 2017, and was deferred until February 8, 2017, with the public hearing open.

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

Deputy Mayor Pro Tem Wilson requested the item be held to later in the meeting; there was no objection voiced by the city council.

Later in the meeting, the item was brought back for consideration.

Deputy Mayor Pro Tem Wilson moved to continue the public hearing and hold the item under advisement until the February 22, 2017 voting agenda meeting of the city council.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0290

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 31: Zoning Case Z156-328(WE)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 937 for R-7.5(A) Single Family District uses and an open-enrollment charter school on the southwest corner of Korgan Street and South Ewing Avenue.

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

Note: This item was considered by the City Council at a public hearing on November 9, 2016, and was deferred until February 8, 2017, with the public hearing open.

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:

Tommy Mann, 2728 N. Harwood St.

Councilmember Arnold moved to close the public hearing, accept the recommendation of the city plan commission, pass the ordinance and direct staff to conduct a site visit during drop-off and pick-up times to ensure the traffic management plan works and provide notification when plan is submitted in March 2018.

Motion seconded by Councilmember Young and unanimously adopted.

Assigned ORDINANCE NO. 30351

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0291

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 32: 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 public hearings on January 11, 2017 and January 25, 2017, and was deferred until February 8, 2017, with the public hearing open.

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:

Phinias Pfuridzo, 2618 Crosscreek Ln., Mesquite, TX

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

Motion seconded by Councilmember Kingston.

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

Assigned ORDINANCE NO. 30352

Note: This item includes a resolution accepting the deed restrictions volunteered by the applicant.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0292

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 33: Zoning Case Z156-347(LE)

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-D-1 Community Retail District with a D-1 Liquor Control Overlay and deed restrictions on the northwest corner of Haymarket Road and Oakwood Drive.

Recommendation of Staff and CPC: Approval with retention of the D-1 Liquor Control Overlay.

Note: This item was considered by the City Council at a public hearing on January 11, 2017, and was deferred until February 8, 2017, with the public hearing open.

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

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

Motion seconded by Councilmember Kingston and unanimously adopted.

Assigned ORDINANCE NO. 30353

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0293

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 34: Zoning Case Z167-111(AR)

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.

Note: This item was considered by the City Council at a public hearing on January 25, 2017, and was deferred until February 8, 2017, with the public hearing open.

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

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 Deputy Mayor Pro Tem Wilson and unanimously adopted.

Assigned ORDINANCE NO. 30354

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0294

DESIGNATED ZONING CASES - INDIVIDUAL

Item 35: Zoning Case Z167-103(JM)

A public hearing to receive comments regarding an application for and an ordinance granting an MU-3 Mixed Use District and a resolution accepting deed restrictions volunteered by the applicant on property zoned a GO(A) General Office District, on the east line of North Central Expressway, north of Meadow Road.

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

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 Gates 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 Kingston and unanimously adopted.

Assigned ORDINANCE NO. 30355

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0295

MISCELLANEOUS HEARINGS

Item 36: A public hearing to receive comments on the proposed sale of one unimproved property acquired by the taxing authorities from the Sheriff to City Wide Community Development Corporation, a qualified non-profit organization; and, at the close of the public hearing, authorize the City Manager to: **(1)** quitclaim one unimproved property to City Wide Community Development Corporation, under the HB110 process of the City's Land Transfer Program; and **(2)** release the City's non-tax liens included in the foreclosure judgment and post-judgment non-tax liens, if any (list attached) - Revenue: \$1,000

No one addressed the city council on the item.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0296

MISCELLANEOUS HEARINGS

Item 37: A public hearing to receive comments on the proposed sale of four unimproved properties acquired by the taxing authorities from the Sheriff to South Dallas Fair Park Innerscity Community Development Corporation, a qualified non-profit organization; and, at the close of the public hearing, authorize the City Manager to: (1) quitclaim four unimproved properties (list attached) to South Dallas Fair Park Innerscity Community Development Corporation, under the HB110 process of the City's Land Transfer Program; and (2) release the City's non-tax liens included in the foreclosure judgment and post-judgment non-tax liens, if any (list attached) - Revenue: \$4,000

No one addressed the city council on the item.

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

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0297

Closed Session

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

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

At 10:00 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 matters:

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

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

Addition:

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

Agenda Item #18

- Consideration of appointment to boards and commissions, in part
 - Hasani Burton, Animal Advisory Commission

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

FEBRUARY 8, 2017

17-0298

Addendum Addition 1: Authorize a one-year service contract, with two one-year renewal options, with Real Time Transport Corporation to provide transportation services to medical appointments within the City of Dallas for low-and moderate-income seniors - Not to exceed \$190,000 - Financing: Current Funds (subject to annual appropriations)

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 Griggs moved to adopt the item.

Motion seconded by Councilmember Medrano.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0299

Addendum Addition 2: A resolution authorizing support for the IH 635 LBJ Freeway East Project - Financing: This action has no cost consideration to the City

Adopted as part of consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0300

Addendum Addition 3: Authorize a twenty-year license agreement with the Old Lake Highlands Neighborhood Association for approximately 930 square feet of land in Norbuck Park located near the intersection of Classen Drive and Northwest Highway ("Property") - Revenue: \$10 one-time fee

Councilmember Clayton and Councilmember Greyson requested the item be considered as an individual item later in the meeting; there was no objection voiced to their request.

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

Councilmember Clayton moved to hold the item indefinitely.

Motion seconded by Councilmember Kingston and unanimously held indefinitely.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0301

Addendum Addition 4: An ordinance abandoning a portion of Newton Court to Park Cities Presbyterian Church, the abutting owner, containing approximately 19,556 square feet of land, located near the intersection of Oak Lawn Avenue and Newton Court, and authorizing the quitclaim - Revenue: \$1,163,582, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30356

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0302

Addendum Addition 5: An ordinance abandoning portions of two alleys and portions of Texas, Live Oak, and Cantegral Streets to Biscuit Holdings, Ltd., the abutting owner, containing a total of approximately 6,728 square feet of land, located near the intersection of Cantegral and Live Oak Streets, and authorizing the quitclaim - Revenue: \$356,584, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30357

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 8, 2017

17-0303

Addendum Addition 6: An ordinance ordering a general election to be held in the City of Dallas on Saturday, May 6, 2017, for the purpose of electing 14 members of the City Council to represent Districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14 for the term beginning June 19, 2017 - Financing: No cost consideration to the City

Councilmember Kingston moved to adopt the item.

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

Assigned ORDINANCE NO. 30358

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, FEBRUARY 8, 2017

EXHIBIT C