

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 12, 2017

17-0560

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

PRESENT: [15] Rawlings, Alonzo, Wilson, Griggs (*9:31 a.m.), Medrano (*9:11 a.m.), Thomas (*9:14 a.m.), Arnold, Callahan, Young, Clayton, McGough, Kleinman, Greyson, Gates, Kingston (*9:26 a.m.)

ABSENT: [0]

The meeting was called to order at 9:10 a.m. with a quorum of the city council present.

The invocation was given by Pastor Pat Bills, Highland Oaks Church of Christ.

Deputy Mayor Pro Tem Wilson 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 4:53 p.m.

Mayor

ATTEST:

City Secretary

Date Approved

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

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

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

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

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 12, 2017

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 12, 2017

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0561

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: David Gipson, 6011 Melody Ln.
SUBJECT: Return pension funds to liquidity

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Dallas Police pension

SPEAKER: Yvette Martinez, 4304 Glenhaven Blvd.
SUBJECT: Education

SPEAKER: Eric Williams, 7315 Wilcox Dr.
SUBJECT: Water/economic development

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

Mayor Rawlings allowed the following individual to address the city council at the beginning of meeting; there was no objection voiced by the city council.

SPEAKER: Arthur Lee Adams Jr., 2227 Fenwick Dr.
SUBJECT: Homeless & less fortunate

At Councilmember Arnold's request, the following individual addressed the city council at the beginning of the meeting; there was no objection voiced by the city council.

SPEAKER: Derrick Battie, 1342 E. Red Bird Ln.
SUBJECT: South Oak Cliff High School
REPRESENTING: South Oak Cliff Bear Cave Alumni

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

APRIL 12, 2017

17-0562

Item 1: Approval of Minutes of the March 22, 2017 City Council Meeting

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0563

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-53. Consent agenda item 40 was deleted on the addendum.

Prior to presentation of the consent agenda, consent agenda item 19 was removed for deferral.

Councilmember Kingston requested consent agenda items 2, 9 and 53 be considered as individual items later in the meeting; there was no objection voiced to his request.

Councilmember Griggs requested consent agenda items 9 and 39 be considered as individual items later in the meeting; there was no objection voiced to his request.

Councilmember Young requested consent agenda items 22 and 25 be considered as individual items later in the meeting; there was no objection voiced to her request.

The city secretary announced Councilmember Griggs had previously deferred consideration of consent agenda item 24 in accordance with Subsection 7.11 of the City Council Rules of Procedure prior to the meeting to the April 26, 2017 voting agenda meeting of the city council.

Councilmember McGough requested consent agenda item 25 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 3-8, 10-18, 20, 21, 23, 26-38 and 41-52, was presented for consideration.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0564

Item 2: Authorize a service contract for consultant services to assist with the development of specifications and the proposal process for the management and operations of Dallas Fair Park - C.H. Johnson Consulting, Inc., most advantageous proposer of four - Not to exceed \$102,000 - Financing: Current Funds (subject to 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 Young moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0565

Item 3: Authorize a three-year service contract for bagged ice with storage containers - Emergency Ice, Inc., lowest responsible bidder of three - Not to exceed \$279,514 - Financing: Current Funds (\$79,021), Water Utilities Current Funds (\$122,570), Sanitation Current Funds (\$63,538), and Stormwater Drainage Management Current Funds (\$14,385) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0566

Item 4: Authorize a three-year service contract for railroad spur track inspections, maintenance, and repairs - Lone Star Railroad Contractors, Inc. in the amount of \$395,580 and HAFCO Services, Inc. in the amount of \$19,500, most advantageous proposers of five - Total not to exceed \$415,080 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0567

Item 5: Authorize a three-year service contract for non-destructive pipe analysis and internal leak surveying services - Pure Technologies U.S., Inc. in the amount of \$5,633,645 and Echologics, LLC in the amount of \$388,815, most advantageous proposers of four - Total not to exceed \$6,022,460 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0568

Item 6: Authorize (1) a three-year service contract for original equipment manufacturer service with associated parts to maintain City vehicles and equipment - Holt Texas, Ltd. in the amount of \$5,916,179, Southwest International Trucks, Inc. in the amount of \$4,163,860, Westway Ford in the amount of \$2,214,939, Kirby-Smith Machinery, Inc. in the amount of \$2,150,460, Four Brothers Outdoor Power, Inc. in the amount of \$1,460,316, Kinloch Equipment and Supply, Inc. in the amount of \$1,031,105, Metro Fire Apparatus Specialists, Inc. in the amount of \$1,003,900, Berry Companies, Inc. dba Bobcat of Dallas in the amount of \$970,700, RDO Equipment Company in the amount of \$773,500, Trash Truck Repair Services, Inc. in the amount of \$749,600, ATC Freightliner Group, LLC in the amount of \$448,690, REV Ambulance Group Orlando, Inc. in the amount of \$400,339, Stewart & Stevenson Power Products, LLC in the amount of \$399,003, Landmark Equipment, Inc. in the amount of \$346,480, Longhorn Harley-Davidson in the amount of \$282,240, CTE Holding, LLC dba Custom Truck & Equipment in the amount of \$104,220, and Tom Loftus, Inc. dba Austin Turf and Tractor in the amount of \$102,415, lowest responsible bidders of twenty-seven; and (2) a three-year service contract for original equipment manufacturer service with associated parts to maintain City vehicles and equipment - Freedom Dodge in the amount of \$2,381,500, MHC Kenworth dba Texas Kenworth in the amount of \$1,258,336, Rush Truck Centers of Texas, LP in the amount of \$1,162,484, Freedom Chevrolet in the amount of \$882,740, Romco Equipment Co. in the amount of \$772,700, and CLS Sewer Equipment Co., Inc. in the amount of \$187,500 through the Texas Association of School Boards (BuyBoard) - Total not to exceed \$29,163,206 - Financing: Current Funds (\$20,098,669), Sanitation Current Funds (\$6,745,625), Water Utilities Current Funds (\$1,904,615), Confiscated Monies Funds (\$197,452), Aviation Current Funds (\$111,079), Stormwater Drainage Management Current Funds (\$73,503), and Convention and Event Services Current Funds (\$32,263) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0569

Item 7: Authorize a three-year service contract, with two one-year renewal options, for communicable disease exposure testing for Fire-Rescue personnel - Clinical Pathology Laboratories, Inc., most advantageous proposer of two - Not to exceed \$175,650 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0570

Item 8: Authorize a three-year service contract, with two one-year renewal options, for wastewater flowmeter monitoring services - Hach Company, most advantageous proposer of five - Not to exceed \$1,442,553 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0571

Item 9: Authorize a seven-year service contract, with three one-year renewal options, for the installation, management, operation, violation ticket processing, and collection services of an automated red-light camera enforcement system - American Traffic Solutions, Inc., most advantageous proposer of five - Not to exceed \$17,793,000 - Financing: Current Funds (subject to annual appropriations) costs are expected to be offset by revenues

Councilmembers Griggs and Kingston requested the item be considered as an individual item later in the meeting; there was no objection voiced to their request.

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

The following individuals addressed the city council on the item:

Frank Harrison, 17505 Ashton Forest Ter., Sandy Spring, MD
Freddy Vaca, 5501 Lyndon B. Johnson Frwy.

Councilmember Medrano moved to adopt the item.

Motion seconded by Councilmember Greyson.

After discussion ended, Mayor Rawlings called a record vote on Councilmember Medrano's motion to adopt the item as presented:

Voting Yes: [9] Rawlings, Alonzo, Medrano, Callahan, Clayton, McGough,
Kleinman, Greyson, Gates

Voting No: [6] Wilson, Griggs, Thomas, Arnold, Young, Kingston

The city secretary declared the item adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0572

Item 10: Authorize a three-year master agreement for pre-cast water meter vaults - Oldcastle Precast, Inc. in the amount of \$74,680, Act Pipe & Supply, Inc. in the amount of \$2,526, and Forterra Pipe & Precast, LLC in the amount of \$2,343, lowest responsible bidders of three - Total not to exceed \$79,549 - Financing: Water Utilities Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0573

Item 11: Authorize a three-year master agreement for the purchase of athletic gear, equipment, and supplies - BSN Sports in the amount of \$1,000,000, S & S Worldwide, Inc. in the amount of \$200,000, and Santex in the amount of \$75,000, lowest responsible bidders of three - Total not to exceed \$1,275,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0574

Item 12: Authorize settlement of the lawsuit styled Alejandro Morales-Loza v. City of Dallas, Cause No. CC-15-02250-C - Not to exceed \$100,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0575

Item 13: Authorize Supplemental Agreement No. 3 to the professional services contract with the law firm of Carter Scholer Arnett & Mockler, PLLC f/k/a Carter Scholer Arnett Hamada & Mockler, PLLC for additional legal services necessary in the lawsuits styled Kenneth E. Albert, et al. v. City of Dallas, Cause No. 199-00697-94; Anthony Arredondo, et al. v. City of Dallas, Cause No. 199-1743-99; David L. Barber, et al. v. City of Dallas, Cause No. 199-624-95; David S. Martin, et al. v. City of Dallas, Cause No. 1-95-506; George G. Parker, et al. v. City of Dallas, Cause No. 1-95-107; Kevin Michael Willis, et al. v. City of Dallas, Cause No. 199-200-95; and any other proceedings relating to the subject matter of this litigation - Not to exceed \$750,000, from \$825,000 to \$1,575,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0576

Item 14: Authorize Supplemental Agreement No. 5 to the professional services contract with Sayles Werbner, P.C. for additional legal services necessary in the lawsuits styled Kenneth E. Albert, et al. v. City of Dallas, Cause No. 199-00697-94; Anthony Arredondo, et al. v. City of Dallas, Cause No. 199-1743-99; David L. Barber, et al. v. City of Dallas, Cause No. 199-624-95; David S. Martin, et al. v. City of Dallas, Cause No. 1-95-506; George G. Parker, et al. v. City of Dallas, Cause No. 1-95-107; Kevin Michael Willis, et al. v. City of Dallas, Cause No. 199-200-95 and any other proceedings relating to the subject matter of this litigation - Not to exceed \$750,000, from \$1,100,000 to \$1,850,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0577

Item 15: Authorize Supplemental Agreement No. 15 to the professional services contract with Hankinson, L.L.P. for additional legal services necessary in the lawsuits styled Kenneth E. Albert, et al. v. City of Dallas, Cause No. 199-00697-94; Anthony Arredondo, et al. v. City of Dallas, Cause No. 199-1743-99; David L. Barber, et al. v. City of Dallas, Cause No. 199-624-95; David S. Martin, et al. v. City of Dallas, Cause No. 1-95-506; George G. Parker, et al. v. City of Dallas, Cause No. 1-95-107; Kevin Michael Willis, et al. v. City of Dallas, Cause No. 199-200-95; and any other proceedings relating to the subject matter of this litigation - Not to exceed \$100,000, from \$1,105,000 to \$1,205,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0578

Item 16: Authorize the purchase and installation of two replacement chillers, cooling towers and associated pumps at the Kay Bailey Hutchison Convention Center Dallas located at 650 South Griffin Street - Trane U.S., Inc., through the U.S. Communities Government Purchasing Alliance - Not to exceed \$2,430,632 - Financing: Convention and Event Services Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0579

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

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0580

Item 18: 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 a house; **(2)** the sale of one vacant lot (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 one property that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0581

Item 19: 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 two 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 two properties that may have been filed by the City - Financing: No cost consideration to the City

Prior to presentation of the consent agenda and item being read into the record, Mayor Pro Tem Alonzo moved to defer consent agenda item 19 to the June 28, 2017 voting agenda meeting of the city council.

Motion seconded by Councilmember Greyson and unanimously deferred. (Griggs absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0582

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 a house; **(2)** the sale of one vacant lot (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 one property that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0583

Item 21: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Dallas Area Habitat for Humanity for the construction of houses; **(2)** the sale of eight vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Dallas Area Habitat for Humanity; and **(3)** execution of a release of lien for any non-tax liens on the eight properties that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0584

Item 22: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by KW New Vision Properties and Land, Inc. for the construction of houses; **(2)** the sale of two vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to KW New Vision Properties and Land, Inc.; and **(3)** execution of a release of lien for any non-tax liens on the two properties that may have been filed by the City - Financing: No cost consideration to the City

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

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

Councilmember Young moved to defer the item to the May 10, 2017 voting agenda meeting of the city council.

Motion seconded by Councilmember Kingston and unanimously deferred.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0585

Item 23: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by South Dallas Fair Park Inncity Community Development Corporation for the construction of houses; **(2)** the sale of two vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to South Dallas Fair Park Inncity Community Development Corporation; and **(3)** execution of a release of lien for any non-tax liens on the two properties that may have been filed by the City - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0586

Item 24: Authorize **(1)** a Memorandum of Understanding with Metro Dallas Homeless Alliance (MDHA) for continued participation in the local Homeless Management Information System (HMIS), effective April 1, 2017; **(2)** a Subscription Services Agreement with Pieces Technology, Inc., for use of the Pieces Iris™ software solution being implemented by MDHA as the new HMIS, effective April 1, 2017; and **(3)** execution of any and all documents required for participation in the HMIS
- Financing: No cost consideration to the City

The city secretary announced Councilmember Griggs had previously deferred consideration of the item to the April 26, 2017 voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure prior to the meeting.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0587

Item 25: Authorize **(1)** an amendment to the grant agreement (Grant No. TX0236L6T001507) between the City of Dallas and the U.S. Department of Housing and Urban Development (HUD) to add The Way Apartments, The Vineyards at Forest Edge Apartments, and The Vineyards at the Ranch Apartments as project sites to the grant agreement; **(2)** three Memorandums of Understanding (MOUs) between the City of Dallas and the three apartment property owners, MDL The Way LP herein referred to as The Way, Indigo JV LLC herein referred to as Forest Edge, and Stone Ranch Owner LLC herein referred to as The Ranch to provide project-based affordable housing to the Gateway to Permanent Supportive Housing Program, contingent upon approval of the amendment by HUD in Subject Number 1 for the term March 1, 2017 through December 31, 2017, with two twelve-month renewal options; and **(3)** execution of the amendment to the grant agreement and of the MOUs - Financing: No cost consideration to the City

Councilmembers Young and McGough 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 McGough moved to defer the item to the May 24, 2017 voting agenda meeting of the city council.

Motion seconded by Councilmember Kingston.

Following discussion, Councilmember Young moved a friendly amendment to separate the item as follows:

- Defer The Vineyards at Forest Edge Apartments and The Vineyards at the Ranch Apartments, both in District 10, to the May 24, 2017 voting agenda meeting of the city council; and
- Adopt Section 1 in its entirety, Section 2 only for The Way Apartments located in Districts 3 and 7 and Section 3 in its entirety.

Councilmember McGough accepted Councilmember Young's friendly amendment.

Councilmember Kingston, who seconded Councilmember McGough's motion, also accepted Councilmember Young's friendly amendment.

Councilmember Young requested to hold the item to later in the meeting to allow staff time to provide additional supporting documentation related to the item; there was no objection voiced by the city council.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

17-0587

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Later in the meeting, discussion continued on the item.

After discussion ended, Mayor Rawlings called a vote and declared the item unanimously adopted as amended with partial deferral to the May 24, 2017 voting agenda meeting of the city council.

Note: The item had been previously corrected to change the applicable districts from 3, 7, 9 to Districts 3, 7, 10.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0588

Item 26: Authorize a public hearing to be held on May 10, 2017, to receive comments on the proposed sale of eight unimproved properties (list attached) acquired by the taxing authorities from the Sheriff to Dallas Neighborhood Alliance for Habitat, a qualified non-profit organization, under the HB110 process of the City's Land Transfer Program and the release of the City's non-tax liens included in the foreclosure judgment and post-judgment non-tax liens, if any - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0589

Item 27: Authorize a contract with Jeske Construction Company, lowest responsive bidder of five, for the construction of street and alley paving, storm drainage, water and wastewater main improvements for Project Group 12-3004 (list attached) - Not to exceed \$911,793 - Financing: 2012 Bond Funds (\$729,680), Water Utilities Capital Improvement Funds (\$168,613) and Water Utilities Capital Construction Funds (\$13,500)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0590

Item 28: Authorize **(1)** alley paving, water and wastewater main improvements, for Alley Group 12-1126; provide for partial payment of construction costs by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law (list attached); and **(2)** a benefit assessment hearing to be held on May 24, 2017, to receive comments - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Note: There are two resolutions with this item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0591

Item 29: Authorize **(1)** street paving and water improvements for North Adams Avenue from Tenth Street to Davis Street; provide for partial payment of construction cost by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law; and **(2)** a benefit assessment hearing to be held on May 24, 2017, to receive comments - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Note: There are two resolutions with this item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0592

Item 30: Authorize **(1)** the receipt and deposit of funds in the amount of \$254,561 from Highland Springs for the construction of a new traffic signal at Frankford Road and Unnamed Street FN3; and **(2)** an increase in appropriations in the amount of \$254,561 in the Capital Projects Reimbursement Fund - Not to exceed \$254,561 - Financing: Capital Projects Reimbursement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0593

Item 31: Authorize Supplemental Agreement No. 4 to the professional services contract with EJES, Inc. for additional engineering design of street paving, drainage, sidewalk, streetscaping, traffic signal, street lights, landscaping, and water main improvements for Pearl Expressway from Pacific Avenue to Live Oak Street - Not to exceed \$112,444, from \$466,347 to \$578,791 - Financing: 2006 Bond Funds (\$97,479) and Water Utilities Capital Construction Funds (\$14,965)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0594

Item 32: Authorize **(1)** the Cultural Facilities Program to support long-term improvement, renovation or major repairs of cultural facilities owned and operated by not-for-profit organizations with an annual operating budget less than \$5 million; and **(2)** execution of the grant agreements up to \$200,000 per qualifying organization and any other legal instruments, after approval as to form by the City Attorney, in accordance with the requirements in the Cultural Facilities Program Guidelines - Not to exceed \$400,000 - Financing: Capital Construction Funds (in FY 2016-17 and additional program funds in successive fiscal years) (subject to future appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0595

Item 33: Authorize final adoption of Reprogramming Budget No. 1 to the FY 2016-17 Action Plan for U.S. Department of Housing and Urban Development Grant Funds to use unspent prior year Community Development Block Grant Funds in the amount of \$1,413,595 for the Major Systems Repair Program - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0596

Item 34: An ordinance authorizing Oncor Electric Delivery Company LLC, Tariff for Retail Delivery Service Section 6.1.1.1.8.2 Lighting Service in the City of Dallas as requested by Oncor Electric Delivery Company LLC pursuant to its statement of intent filed with the City on or about December 16, 2016 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30400

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0597

Item 35: A resolution suspending the effective date of the rate filing made by Oncor Electric Delivery Company LLC on March 17, 2017 for an additional 90 days - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0598

Item 36: Authorize **(1)** application of seven candidate projects to the North Central Texas Council of Governments through the Transportation Alternatives Set-Aside Program for cost reimbursement in (a) the Active Transportation Project category for the proposed: Katy Trail Bridges Project, Lake Highlands Trail Northern Extension, Lake Highlands Trail Phase 2A, 2B Project, Ridgewood Trail Lighting Project, Trinity Forest Spine Trail Project, Trinity Strand Trail Phase 2 Project, and Union Bikeway Connector Project and (b) the Safe Routes to School Project category: Lake Highlands Trail Northern Extension Project; and **(2)** a required local match not to exceed \$9,152,799 - Financing: This action has no cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0599

Item 37: Authorize a Memorandum of Understanding with Richardson Independent School District as required for application submission for the Transportation Alternatives Set-Aside Safe Routes to School infrastructure application Call for Projects for the Lake Highlands Trail Northern Extension Project - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0600

Item 38: Authorize the rejection of proposals for a new pavilion at Lakeland Hills Park located at 2600 St. Francis Avenue - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0601

Item 39: Authorize a Memorandum of Agreement between the City of Dallas through the Dallas Police Department and the Department of Homeland Security, Federal Law Enforcement Training Centers regarding collaborative training delivery of the jointly developed interrogation case study - Financing: No cost consideration to the City

Councilmember Griggs 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.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0602

Item 40: Authorize the creation and implementation of a Cite and Release Pilot Program with Dallas County in accordance with Texas Criminal Code Section 14.06 for Class A and B misdemeanor possession of marijuana and Class B criminal mischief, graffiti, theft, theft of service, contraband in a correctional facility, and driving with an invalid license, effective October 1, 2017 through March 31, 2018
- Financing: No cost consideration to the City

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0603

Item 41: Authorize **(1)** the quitclaim of 15 properties acquired by the taxing authorities from the Tax Foreclosure Sheriff's Sale to the highest bidders; and **(2)** 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: \$66,542

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0604

Item 42: A resolution **(1)** declaring approximately 6,500 square feet of developable land unwanted and unneeded, located near the intersection of Edgewood Street and Birmingham Avenue, and authorizing its advertisement for sale by public auction; and **(2)** authorizing a Purchase and Sale Agreement to be prepared for the auctioned surplus property receiving the highest qualified bid that is sold absolute - Estimated Revenue: \$6,000

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0605

Item 43: An ordinance granting a private license to LICGF Dallas Lofts, Inc. for the use of a total of approximately 85 square feet of aerial space to utilize and maintain two projecting attached video board signs over portions of Main and Elm Streets rights-of-way, near their intersection with Akard Street - Revenue: \$2,000 annually, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30401

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0606

Item 44: An ordinance abandoning a sanitary sewer easement to Travis Cole Apartments 2012 LP, the abutting owner, containing approximately 5,428 square feet of land, located near the intersection of Cole and Hester Avenues, and providing for the dedication of approximately 6,364 square feet of land needed for a wastewater easement - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30402

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0607

Item 45: An ordinance abandoning a wastewater easement to Good Cluck, LLC, the abutting owner, containing a total of 1,588 square feet of land, located near the intersection of Buckner and Samuell Boulevards - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30403

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0608

Item 46: An ordinance abandoning a wastewater easement to Harwood International Center V, L.P., the abutting owner, containing approximately 1,925 square feet of land, located near the intersection of McKinnon and Randall Streets - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30404

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0609

Item 47: An ordinance abandoning a temporary turnaround easement and a drainage easement to HT Midtown LP, the abutting owner, containing a total of approximately 985 square feet of land, located near the intersection of Meadow and Rambler Roads; and authorizing the quitclaim - Revenue: \$14,196, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30405

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0610

Item 48: An ordinance abandoning a water easement and portions of a variable width floodway easement and wastewater easement to HT Midtown LP, the abutting owner, containing a total of approximately 25,343 square feet of land, located near the intersection of Treehouse Lane and Meadow Road and providing for the dedication of approximately 23,235 square feet of land needed for a floodway easement - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30406

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0611

Item 49: An ordinance abandoning a water easement and two sanitary sewer easements to Capref Walnut Hill, LLC, the abutting owner, containing a total of approximately 8,194 square feet of land, located near the intersection of North Central Expressway and Walnut Hill Lane - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30407

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0612

Item 50: Authorize **(1)** settlement in lieu of proceeding further with condemnation in the condemnation suit styled City of Dallas v. Bryan/Haskell, Ltd., a Colorado limited partnership, et al., Cause No. CC-15-05434-B, pending in Dallas County Court at Law No. 2, of a subsurface easement under approximately 12,070 square feet of land from Bryan/Haskell, Ltd., located on Haskell Avenue at its intersection with Bryan Street for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project; and **(2)** the deposit of the settlement amount reached through negotiation of the condemnation suit for an amount not to exceed the settlement amount - Not to exceed \$20,752, increased from \$79,748 (\$77,248 plus closing costs and title expenses not to exceed \$2,500) to \$100,500 (\$98,000 being the settlement amount plus closing costs and title expenses not to exceed \$2,500) - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0613

Item 51: Authorize **(1)** settlement in lieu of proceeding further with condemnation in the condemnation suit styled City of Dallas v. M.I. Gaston Partners, Ltd., a Texas limited partnership, et al., Cause No. CC-16-00392-B, pending in Dallas County Court at Law No. 2, of a subsurface easement under approximately 10,702 square feet of land from M.I. Gaston Partners, Ltd., located on Gaston Avenue near its intersection with Peak Street for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project; and **(2)** the deposit of the settlement amount reached through negotiation of the condemnation suit for an amount not to exceed the settlement amount - Not to exceed \$19,000, increased from \$70,500 (\$68,000 plus closing costs and title expenses not to exceed \$2,500) to \$89,500 (\$87,000 being the settlement amount plus closing costs and title expenses not to exceed \$2,500) - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0614

Item 52: Authorize a professional services contract with O'Brien Engineers, Inc. for the engineering design of two erosion control improvement projects (list attached) - Not to exceed \$91,998 - Financing: 2012 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0615

Item 53: Authorize **(1)** the receipt and deposit of funds in the amount of \$100,000 from the Trinity Trust Foundation in support of the Margaret McDermott (IH30) Bridge over the Trinity Floodway; **(2)** Supplemental Agreement No. 3 to decrease the professional services contract with Santiago Calatrava, LLC for the IH30 Bridge over the Trinity Floodway for a contract credit, in an amount not to exceed (\$125,000), from \$10,688,500 to \$10,563,500 without any change in the services to be performed under the contract; **(3)** an increase in appropriations in the IH30 Bridge Donation Fund in the amount of \$100,000; and **(4)** payment to the Texas Department of Transportation in an amount not to exceed \$222,017 for additional costs associated with the construction of the pedestrian and bicycle components of the IH30 Bridge over the Trinity Floodway - Financing: IH30 Bridge Donation Funds (\$97,017) and 2006 Bond (\$125,000)

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 Mayor Pro Tem Alonzo and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0616

Item 54: 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 the nominee met qualifications for service.

Councilmember Kingston moved to appoint the following:

- Jennifer L. Rylander to the Permit and License Appeal Board.

Motion seconded by Councilmember Greyson and unanimously adopted.

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

17-5853 PLA PERMIT AND LICENSE APPEAL BOARD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0617

Item 55: A resolution granting a waiver from the standard for naming a street within two years after the death of a person as required by Section 51A-9.304(c)(2) of the Dallas Development Code for a newly platted street (St. Louis Street Reservation on the preliminary plat) between South Pearl Expressway and South Cesar Chavez Boulevard - Financing: No cost consideration to the City

Councilmember Medrano moved to adopt the item.

Motion seconded by Councilmember Kingston.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0618

Item 56: An ordinance granting a private license to Arts District Properties, Ltd., for the use of a total of approximately 15,694 square feet of land to install, maintain, and utilize landscape with irrigation, planters with appurtenances, thirty-three trees, twenty-three bollards, decorative pavers and eleven pole lights along portions of Pearl, Flora, and Olive Streets rights-of-way, near their intersection - Revenue: \$600 one-time fee, plus the \$20 ordinance publication fee

At Mayor Rawlings' request, the city secretary announced agenda items 56-58 would be considered collectively; there was no objection voiced by the city council.

Councilmember Callahan moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

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

Assigned ORDINANCE NO. 30408

Note: Per staff, the city council was previously notified agenda item 56 [Section 7(F)] and agenda item 57 [Section 9(A)] had been corrected.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0619

Item 57: An ordinance abandoning aerial portions of Pearl and Flora Streets and a subsurface portion of Flora Street to Arts District Properties, Ltd., the abutting owner, containing a total of approximately 2,628 square feet of land, located near the intersection of Flora and Olive Streets, and authorizing the quitclaim - Revenue: \$286,811, plus the \$20 ordinance publication fee

At Mayor Rawlings' request, the city secretary announced agenda items 56-58 would be considered collectively; there was no objection voiced by the city council.

Councilmember Callahan moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

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

Assigned ORDINANCE NO. 30409

Note: Per staff, the city council was previously notified agenda item 56 [Section 7(F)] and agenda item 57 [Section 9(A)] had been corrected.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0620

Item 58: An ordinance abandoning a portion of a sidewalk and drainage easement to Arts District Properties, Ltd., the abutting owner, containing approximately 252 square feet of land, located near the intersection of Pearl and Flora Streets - Revenue: \$46,053, plus the \$20 ordinance publication fee

At Mayor Rawlings' request, the city secretary announced agenda items 56-58 would be considered collectively; there was no objection voiced by the city council.

Councilmember Callahan moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

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

Assigned ORDINANCE NO. 30410

Note: Per staff, the city council was previously notified agenda items 56 [Section 7(F)] and agenda item 57 [Section 9(A)] had been corrected.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0621

Item 59: Authorize a Development Agreement with GPIF Houston Street LLC, to assist with the Corgan-Crescent addition project located at 401 North Houston Street in the City Center TIF District - Not to exceed \$875,000 - 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 Medrano moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0622

Item 60: Authorize a Chapter 380 Economic Development Grant Agreement with S&D Longhorn Partners, LLC and/or its affiliates (“Owner”), in an amount not to exceed \$500,000 in consideration of the Owner’s investment in eligible expenditures for improvements to the Longhorn Ballroom site and buildings located at 200 and 216 North Corinth Street, pursuant to the Public/Private Partnership Program - Not to exceed \$500,000 - Financing: Public/Private Partnership Funds

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

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

The city secretary announced approval of the item would require a favorable vote of three-fourths of all members of the city council.

Councilmember Medrano moved to adopt the item.

Motion seconded by Councilmember Clayton and Councilmember Kingston.

At Councilmember Medrano’s request, the following individual addressed the city council on the item; there was no objection voiced by the city council.

Jay LaFrance, 4161 McKinney Ave., representing S&D Longhorn Partners, LLC

Following discussion, Councilmember Callahan moved a substitute motion to defer the item to the April 26, 2017 voting agenda meeting of the city council.

Substitute motion seconded by Councilmember Clayton.

Staff clarified the property is not in the target area when the Public/Private Partnership was amended several months back and is considered to be non-conforming. Therefore, an exception to policy requires a three-fourths vote.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0623

The consent zoning docket consisted of agenda items 61-72.

Agenda item 61: Zoning Case Z156-277(WE)
Agenda item 62: Zoning Case Z156-323(JM)
Agenda item 63: Zoning Case Z156-334(OTH)
Agenda item 64: Zoning Case Z156-348(AR)
Agenda item 65: Zoning Case Z156-360(PD)
Agenda item 66: Zoning Case Z167-123(JM)
Agenda item 67: Zoning Case Z167-150(JM)
Agenda item 68: Zoning Case Z167-154(OTH)
Agenda item 69: Zoning Case Z167-156(JM)
Agenda item 70: Zoning Case Z167-157(KK)
Agenda item 71: Zoning Case Z167-161(JM)
Agenda item 72: Zoning Case Z167-162(KK)

Prior to presentation of the consent zoning docket, consent zoning agenda items 61, 62, and 66 were removed for deferral.

At the time the consent zoning docket was presented for consideration, consent zoning agenda item 71 was removed for individual consideration.

Therefore, the consent zoning docket, consisting of agenda items 63-65, 67-70 and 72, was presented for consideration.

Agenda item 63: Zoning Case Z156-334(OTH)
Agenda item 64: Zoning Case Z156-348(AR)
Agenda item 65: Zoning Case Z156-360(PD)
Agenda item 67: Zoning Case Z167-150(JM)
Agenda item 68: Zoning Case Z167-154(OTH)
Agenda item 69: Zoning Case Z167-156(JM)
Agenda item 70: Zoning Case Z167-157(KK)
Agenda item 72: Zoning Case Z167-162(KK)

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.

Councilmember Griggs 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 Deputy Mayor Pro Tem Wilson and unanimously adopted. (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0624

Item 61: Zoning Case Z156-277(WE) [Consent Zoning Docket]

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 an R-7.5(A) Single Family District on the northeast corner of North Prairie Creek Road and Scyene Road.

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

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 October 11, 2017 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0625

Item 62: Zoning Case Z156-323(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a private recreation center, club, or area on property zoned an A(A) Agricultural District on the south line of Tea Garden Road, west of Haymarket Road.

Recommendation of Staff and 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 May 24, 2017 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0626

Item 63: Zoning Case Z156-334(OTH) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for R-7.5(A) Single Family District uses and a child-care facility; and an ordinance repealing Specific Use Permit No. 597 for a day nursery on property zoned an R-7.5(A) Single Family District, on the northwest corner of Inwood Road and Oriole Drive.

Recommendation of Staff and CPC: Approval, subject to a development plan and conditions; and approval of the repealing of Specific Use Permit No. 597.

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 NOS. 30411 AND 30412

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0627

Item 64: Zoning Case Z156-348(AR) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a D-1 Liquor Control Overlay and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a restaurant without drive-in or drive-through service on property zoned a CR-D Community Retail District with a D Liquor Control Overlay, on the southeast side of Garland Road, north of Alvin Street.

Recommendation of Staff and CPC: Approval of the D-1 Liquor Control Overlay; and approval of the Specific Use Permit for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions.

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NOS. 30413 AND 30414

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0628

Item 65: Zoning Case Z156-360(PD) [Consent Zoning Docket]

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)-D-1 Neighborhood Service District with a D-1 Liquor Control Overlay on the west corner of Buckner Boulevard and St. Francis Avenue.

Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan, 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. 30415

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0629

Item 66: Zoning Case Z167-123(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a private school or an open-enrollment charter school on property zoned an A(A) Agricultural District on the north line of Grady Niblo Road, between the termini of Old Settlers Way and Founders Court.

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

Prior to presentation of the consent zoning docket and item being read into the record, Councilmember Thomas moved to continue the public hearing and defer the item to the May 24, 2017 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0630

Item 67: Zoning Case Z167-150(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an R-3.8(A) Single Family Subdistrict on property zoned an NC Neighborhood Commercial Subdistrict within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District, on the northwest line of Frank Street, northeast of Foreman 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. 30416

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0631

Item 68: Zoning Case Z167-154(OTH) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 2122 for a bar, lounge, or tavern use on property zoned Tract A within Planned Development District No. 269 on the south side of Elm Street, west of North Crowds Street.

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

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30417

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0632

Item 69: Zoning Case Z167-156(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 206 for a pre-retirement home and a private community center to revise the parking regulations and update the uses to MF-2(A) Multifamily District uses on the northeast corner of Meadow Road and Stone Canyon Road.

Recommendation of Staff and CPC: Approval, subject to a revised development plan, a 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. 30418

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0633

Item 70: Zoning Case Z167-157(KK) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a P(A) Parking District on property zoned an R-7.5(A) Single Family District and a portion of Planned Development District No. 136, on the north side of Culver Street, west of Beeman Avenue.

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

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. 30419

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0634

Item 71: Zoning Case Z167-161(OTH) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 76 to allow changes to the sign regulations on the northeast corner of Walnut Hill Lane and Rambler Road.

Recommendation of Staff and CPC: Approval, subject to a sign location 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.

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

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:

- The request for additional signage is approved, but the Planned Development (PD) will retain its original Chapter 51 format

and pass the ordinance.

Motion seconded by Councilmember Clayton and unanimously adopted as amended.

Assigned ORDINANCE NO. 30420

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0635

Item 72: Zoning Case Z167-162(KK) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and (1) an ordinance granting the creation of a new subdistrict within Planned Development District No. 784 to allow a tower/antenna for cellular communication use by Specific Use Permit; and (2) an ordinance granting a Specific Use Permit for the tower/antenna for cellular communication use on property zoned the Mixmaster Riverfront Subarea within Planned Development District No. 784, Trinity River Corridor Special Purpose District, on the southeast side of Rock Island Street, west of South Riverfront Boulevard.

Recommendation of Staff and CPC: Approval of a new Subdistrict; and approval of a Specific Use Permit 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 NOS. 30421 AND 30422

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0636

ZONING CASES - INDIVIDUAL

Item 73: Zoning Case Z167-114(JM)

A public hearing to receive comments regarding an application for **(1)** a TH-2(A) Townhouse District with deed restriction volunteered by the applicant on property zoned an LI Light Industrial District and an R-7.5(A) Single Family District on the northern portion of the request area; and **(2)** the termination of existing deed restrictions on property zoned an LI Light Industrial District, on the east line of North Prairie Creek Road, north of Cedar Run Drive.

Recommendation of Staff and CPC: Approval of a TH-2(A) Townhouse District, subject to deed restrictions volunteered by the applicant; and approval of the termination of existing deed restrictions.

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 with the following change:

- The ordinance, termination of deed restrictions, and new deed restrictions to return to city council once the deed restriction instruments have been executed.

Motion seconded by Councilmember McGough and unanimously adopted as amended.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0637

ZONING CASES - INDIVIDUAL

Item 74: Zoning Case Z167-164(WE)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an alcoholic beverage establishment limited to a bar, lounge or tavern and a private club-bar on property zoned Subdistrict 6 (Davis Corridor) within Planned Development District No. 830 on the east side of North Tyler Street, between Fouraker Street and West Davis Street.

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

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

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

Pam Conley, P. O. Box 5212 (handout provided)
Maralyn Hamaker, 1139 Haines Ave.
Jeane Marie Keith, 700 Woodlawn Ave.
Carolyn Armour, 919 Haines Ave.

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

David Spence, 1941 Old Orchard Dr.
Tracy Popkin Springer, 301 Melba St.
Lisa Benskin, 639 Turner Ave.
Santos Martinez, 900 Jackson St. (handout provided)
Augustine Jalomo, 607 W. Canty St.

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

Motion seconded by Councilmember Kingston.

At Mayor Pro Tem Alonzo's request, the following individual addressed the city council on the item; there was no objection voiced by the city council.

David Spence, 1941 Old Orchard Dr.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

17-0637

Page 2

After discussion ended, Mayor Rawlings called the vote and declared the item adopted on a divided vote with Mayor Pro Tem Alonzo and Councilmembers Arnold, Callahan, Greyson voting “No.”

Assigned ORDINANCE NO. 30423

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0638

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 75: Zoning Case Z156-278(WE)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to, and an expansion of, Planned Development Subdistrict No. 111 for LC Light Commercial Subdistrict uses on property zoned an LC Light Commercial Subdistrict and Planned Development Subdistrict No. 111 within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the northwest line of McKinney Avenue, northeast of Bowen Street.

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

Note: This item was considered by the City Council at a public hearing on March 22, 2017, and was deferred until April 12, 2017, with the public hearing open.

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 with the following change:

- Section S111.109, Sub 4: Loading areas must be enclosed on all four sides and access with a gated entry that remains closed except during deliveries for a hotel use a minimum of 1 medium loading space must be provided

and pass the ordinance.

Motion seconded by Councilmember Griggs and unanimously amended. (McGough absent when vote taken)

Assigned ORDINANCE NO. 30424

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0639

DESIGNATED ZONING CASES - INDIVIDUAL

Item 76: Zoning Case Z156-255(OTH)

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for RR Regional Retail District uses and multifamily use by right, and a resolution accepting deed restrictions volunteered by the applicant, and a resolution accepting the termination of existing deed restrictions on property zoned an RR Regional Retail District with deed restrictions on the northwest corner of Abrams Road and Northwest Highway.

Recommendation of Staff: Approval, subject to a conceptual plan and staff's recommended conditions; and approval of the termination of existing deed restrictions.

Recommendation of CPC: Approval, subject to a conceptual plan, a monument sign exhibit, and conditions; and deed restrictions volunteered by the applicant; and approval of the termination of existing deed restrictions.

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:

Carlota Robinson, 6105 Abrams Rd.

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

- Multifamily is deleted as a permitted use;
- Metal siding may be used on up to 15 percent of each façade;

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- Upon the issuance of certificates of occupancy for 125,000 square feet of floor area, no additional building permits, except for grading or utility permits, may be issued until a traffic control light is installed at the corner of Northwest Highway and abandoned Quality Lane, subject to TXDOT's approval;
- Not accept the deed restrictions volunteered by the applicant;

and pass the ordinance.

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

Assigned ORDINANCE NO. 30425

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0640

DESIGNATED ZONING CASES - INDIVIDUAL

Item 77: Zoning Case Z156-273(OTH)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for the placement of fill material on property zoned an A(A) Agricultural District and an R-10(A) Single Family District on the east side of Haymarket Road, south of LBJ Freeway.

Recommendation of Staff and CPC: Approval for a three-year period, subject to an operations plan and conditions.

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

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

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

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

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

Assigned ORDINANCE NO. 30426

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0641

DESIGNATED ZONING CASES - INDIVIDUAL

Item 78: Zoning Case Z156-332(PD)

A public hearing to receive comments regarding an application for the renewal of Specific Use Permit No. 1813 for a recycling collection center for the collection of household metals, industrial metals and recyclable materials on property zoned an IR Industrial Research District on the northeast corner of Sylvan Avenue and Fabrication Street.

Recommendation of Staff: Approval for an 18-month period, subject to conditions.
Recommendation of CPC: Denial.

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."

The item required a favorable vote of three-fourths due to denial by the city plan commission.

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 and deny the item.

Motion seconded by Councilmember Kingston and unanimously denied. (McGough absent when vote taken)

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APRIL 12, 2017

17-0642

DESIGNATED ZONING CASES - INDIVIDUAL

Item 79: Zoning Case Z167-101(OTH)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 938 on property on the south side of Clarkwood Drive and the east side of Clark Springs Drive, north of Camp Wisdom Road.

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

Recommendation of CPC: Approval, subject to a revised development plan and staff's recommended 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 Thomas moved to close the public hearing, accept the recommendation of the city plan commission with the following changes:

- The building official shall not issue a certificate of occupancy for more than 200 dwelling units unless there is an executed developer agreement or contract for installation of the traffic signal at the intersection of Clark Road and Clarkridge Drive;
- The dwelling unit per acre limitation is removed and dwelling units are limited to a total of 248 units;

and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Wilson and Councilmember Kingston and unanimously amended. (McGough absent when vote taken)

Assigned ORDINANCE NO. 30427

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0643

DESIGNATED ZONING CASES - INDIVIDUAL

Item 80: Zoning Case Z167-163(SM)

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for GR General Retail Subdistrict, bank or savings and loan office with drive-through window service, and service station uses on property zoned an LC Light Commercial and MF-2 Multiple Family Subdistricts within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the west corner of Denton Drive and Hudnall Street.

Recommendation of Staff and CPC: Approval, subject to a development 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 Medrano moved to close the public hearing, accept the recommendation of the city plan commission with the following changes:

- Above-ground parking structures must be in conjunction with a multiple family development with a minimum of 200 dwelling units;
- Surface parking in this subdistrict is limited to one row of spaces fronting along Hudnall Street in front of the building façade and located between the centerline of the terminus of Fleetwood Oaks Avenue and Denton Drive;

and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Wilson and Councilmember Kingston and unanimously adopted as amended. (McGough absent when vote taken)

Assigned ORDINANCE NO. 30428

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0644

MISCELLANEOUS HEARINGS

Item 81: A public hearing to receive comments to amend the City of Dallas Central Business District Streets and Vehicular Circulation Plan to: **(1)** change the operational characteristics of Commerce Street from Houston Street to Cesar Chavez Boulevard from a four-lane eastbound roadway in 80 feet of right-of-way to a three-lane eastbound roadway in 80 feet of right-of-way; **(2)** delete Akard Street between Jackson Street and Wood Street; **(3)** change the operational characteristics of Akard Street from Wood Street to Young Street from a three-lane southbound roadway in 61-74 feet of right-of-way to a one-lane northbound and one-lane southbound roadway in 61-74 feet of right-of-way; **(4)** close Jackson Street between Field Street and 350 feet west of Lane Street to vehicular access; **(5)** change the operational characteristics of Jackson Street from 350 feet west of Lane Street to Cesar Chavez Boulevard from a three-lane westbound roadway in 50-70 feet of right-of-way to a one-lane westbound and one-lane eastbound roadway in 50-70 feet of right-of-way; and **(6)** change the operational characteristics of Wood Street from Griffin Street to Pearl Expressway from a three-lane eastbound roadway in 45-80 feet of right-of-way to a one-lane westbound and one-lane eastbound roadway in 45-80 feet of right-of-way; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City

The following individuals addressed the city council on the item:

Kourtney Garrett, 901 Main St.
Russ McFadden, 6936 Spanky Branch Ct.
Frances Mercer, 1222 Commerce St.
Peter Cwalino, 1200 Main St.
Kip Strauss, 13012 Ash St., Leawood, KS

Councilmember Medrano moved to close the public hearing and adopt the item with the following changes:

- Follow Staff Recommendation to change the operational characteristics of Commerce Street from Houston Street to Cesar Chavez Boulevard from a four-lane eastbound roadway in 80 feet of right-of-way to a three-lane eastbound roadway in 80 feet of right-of-way;
- Follow CPC and Staff Recommendation to delete Akard Street between Jackson Street and Wood Street;
- Follow CPC and Staff Recommendation to change the operational characteristics of Akard Street from Wood Street to Young Street from a three-lane southbound roadway in 61-74 feet of right-of-way to a one-lane northbound and one-lane southbound roadway in 61-74 feet of right-of-way;

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- Follow CPC and Staff Recommendation to close Jackson Street from 190 feet west of Akard Street to 350 feet west of Lane Street to vehicular access;
- Do not follow CPC or Staff Recommendation and that we change the operational characteristics of Jackson Street from 350 feet west of Lane Street to Pearl Expressway from a three-lane westbound roadway in 50-70 feet of right-of-way to a one-lane westbound and one-lane eastbound roadway in 50-70 feet of right-of-way with a two-way bicycle facility;
- Follow CPC and Staff Recommendation to change the operational characteristics of Wood Street from Griffin Street to Pearl Expressway from a three-lane westbound roadway in 45-80 feet of right-of-way to a one-lane westbound and one-lane eastbound roadway in 45-80 feet of right-of-way;
- Follow CPC Recommendation to change the operational characteristics of Jackson Street from Field Street to 190 feet west of Akard Street from a three-lane westbound roadway in 50 feet of right-of-way to a one-lane westbound roadway within 50 feet of right-of-way with a two-way bicycle facility;

and pass the ordinance.

Motion seconded by Councilmember Callahan.

Councilmember Kingston moved a friendly amendment to Section (4) of the item to delete the closure of Jackson Street and make it a one-way eastbound/westbound across its entire length.

Councilmember Medrano accepted Councilmember Kingston's friendly amendment.

Councilmember Callahan, who seconded Councilmember Medrano's original motion, did not accept Councilmember Kingston's friendly amendment and withdrew his second on the original motion to amend the item.

Motion seconded by Councilmember Kingston amending the item with an additional change to Section (4).

Following clarification that Councilmember Kingston's friendly amendment was in contradiction to Councilmember Medrano's amending motion, Councilmember Medrano withdrew his acceptance of the friendly amendment. As a result, Councilmember Kingston withdrew his second.

Original amending motion seconded by Councilmember Callahan.

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Councilmember Kingston moved a substitute motion to adopt the item exactly in line with Councilmember Medrano's amending motion with the only change being Jackson Street remains open along its entire lane and is converted fully to a 2-way operation in the same way that the non-close parts are changed in the original amending motion.

The substitute motion died due to lack of a second.

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

Assigned ORDINANCE NO. 30429

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0645

MISCELLANEOUS HEARINGS

Item 82: A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath property owned by Storage Choice - Design District, Ltd., located near the intersection of Slocum Street and Wichita Street and adjacent street rights-of-way; and an ordinance authorizing support of the issuance of a municipal setting designation to Storage Choice - Design District, Ltd., by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City

The city secretary read the following statement into the record:

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

The following individual addressed the city council on the item:

Kevin Wayne Almaguer, 5506 Kerry Ln., Garland, TX, registered professional geoscientist

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

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

Assigned ORDINANCE NO. 30430

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0646

Closed Session

The following item was posted for discussion in closed session:

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

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

At 2:07 p.m., Mayor Rawlings announced the closed session of the city council authorized by Chapter 551, "OPEN MEETINGS," of the (Texas Open Meetings Act) to discuss the following matter:

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

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

Additions:

Security (Section 551.076 T.O.M.A.) to discuss the deployment or implementation of security personnel or devices

Emergency Supplemental Addendum Individual Agenda Item #4

- Briefing on critical system vulnerabilities and authorize Supplemental Agreement No. 1 to increase the service contract with West Shore Services, Inc. for immediate security enhancements to address an imminent threat to public health and safety and to address a reasonably unforeseen situation - Not to exceed \$100,000, from \$567,368 to \$667,368 - Financing: Current Funds (subject to appropriations)

Mayor Rawlings reconvened the city council meeting after the closed session at 3:38 p.m. No other matters were discussed during the closed session.

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APRIL 12, 2017

17-0647

Addendum Addition 1: A resolution designating an absence by Councilmember Casey Thomas as being for "Official City Business" - Financing: No cost consideration to the City

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

Mayor Pro Tem Alonzo moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson and unanimously adopted. (Thomas abstain)

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17-0648

Addendum Addition 2: Authorize **(1)** the creation and incorporation of a Dallas Area Partnership to End and Prevent Homelessness Local Government Corporation (LGC) with a citizen advisory board; **(2)** consideration of two alternative ordinances amending Chapter 2, “Administration,” of the Dallas City Code to create a citizen homelessness commission of either (A) twenty-three members, fifteen of whom shall be appointed by the Dallas City Council, six by Dallas County, and two by the City Manager; or (B) fifteen members appointed by the Dallas City Council; and **(3)** an Interlocal Cooperation Agreement between the City of Dallas and Dallas County - Not to exceed \$50,000 - Financing: Current Funds

Councilmember Clayton moved to adopt Section (2) of the item.

Motion simultaneously seconded by Councilmembers Arnold and Kingston.

At Mayor Rawlings’ request, Councilmember Clayton clarified his motion was to adopt Sections (1) and (3) of the item as presented and Option B in Section (2).

Councilmember Greyson moved a friendly amendment to divide the question as she is in favor of Section (2) Option B, but not in favor of Section (1).

Councilmember Clayton did not accept Councilmember Greyson’s friendly amendment.

Following discussion, Councilmember Greyson moved the following friendly amendments to Section 2.2 of the LGC bylaws:

- 1) Requiring annual meetings; and
- 2) Requiring coordination between LGC and the Citizens Homeless Commission.

Councilmember Clayton accepted Councilmember Greyson’s friendly amendments.

Councilmembers Arnold and Kingston, who simultaneously seconded Councilmember Clayton’s motion, also accepted Councilmember Greyson’s friendly amendments.

Councilmember Greyson moved an additional friendly amendment wherein the Articles of Incorporation and Interlocal Agreement include language requiring the directors reside in the City of Dallas or Dallas County.

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Councilmember Clayton initially accepted Councilmember Greyson's additional friendly amendment. Following clarification that the additional friendly amendment would invalidate the commission/project, Councilmember Clayton withdrew his acceptance of Councilmember Greyson's additional friendly amendment.

Councilmember Kingston moved a substitute motion to divide the question, retaining Councilmember Greyson's accepted friendly amendments accepted by Councilmember Clayton earlier in the meeting, and excluding Section (1) of the item.

Substitute motion seconded by Councilmember Greyson.

Mayor Rawlings called a record vote on Councilmember Kingston's substitute motion to divide the question:

Voting Yes: [6] Griggs, Medrano, Arnold, Kleinman, Greyson, Kingston

Voting No: [9] Rawlings, Alonzo, Wilson, Thomas, Callahan, Young, Clayton, McGough, Gates

The city secretary declared the substitute motion failed.

Councilmember Kingston moved a substitute motion adopting (a) Section (1) and (3) and Option B of Section (2), (b) amending Section 2.2 of the LGC bylaws to require annual meetings and coordination between LGC and the Citizens Homeless Commission, and (c) amending the Interlocal Agreement to provide for the termination clause that is at the will of the city council.

Substitute motion seconded by Councilmember Medrano.

After discussion ended, Mayor Rawlings called a record vote on Councilmember Kingston's substitute motion to adopt (a) Section (1) and (3) and Option B of Section (2), (b) amending Section 2.2 of the LGC bylaws to require annual meetings and coordination between LGC and the Citizens Homeless Commission, and (c) amending the Interlocal Agreement to provide for the termination clause that is at the will of the city council:

Voting Yes: [7] Griggs, Medrano, Thomas, Arnold, Clayton, Greyson, Kingston

Voting No: [8] Rawlings, Alonzo, Wilson, Callahan, Young, McGough, Kleinman, Gates

The city declared the substitute motion failed.

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Mayor Rawlings called a record vote on Councilmember Clayton's amending motion to adopt Section (1) and (3) and Option B of Section (2), (b) amending Section 2.2 of the LGC bylaws to require annual meetings and coordination between LGC and the Citizens Homeless Commission:

Voting Yes: [10] Rawlings, Alonzo, Griggs, Medrano, Thomas, Arnold,
Clayton, McGough, Gates, Kingston

Voting No: [5] Wilson, Callahan, Young, Kleinman, Greyson

The city secretary declared the amending motion adopted.

Assigned ORDINANCE NO. 30431

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 12, 2017

17-0649

Addendum Addition 3: Authorize the creation and implementation of a cite and release program with Dallas County in accordance with Texas Criminal Code Section 14.06 for Class A and B misdemeanor possession of marijuana and Class B criminal mischief, graffiti, theft, theft of service, contraband in correctional facility, and driving while license is invalid, effective October 1, 2017 - Financing: No cost consideration to the City (via Council Members Griggs, Medrano, Young, Clayton, Kingston)

The city secretary announced the item would be addressed later in the meeting; there was no objection by the city council.

Later in the meeting, Mayor Rawlings announced the item would be considered during the afternoon session after the closed session had been held.

Councilmember Kingston moved to consider the item before recess.

Motion seconded by Councilmember Young.

Mayor Rawlings requested a record vote on the motion; however, as the majority of the city council members present cast their votes in favor, announced the item would be considered before the recess.

The following individuals addressed the city council on the item:

Brittany White, 8412 Creekbluff Dr.
Gill Richards, 1200 Main St.
Joe Swanson, 624 W. 10th St.
Julie Ross, 6230 Goliad Ave.
Yolanda Smith, 2502 Volga Ave.
Beth Wise, 924 Forrester Dr., Richardson, TX

Councilmember Young moved to adopt the item with the following changes:

- Remove Class B criminal mischief, graffiti, theft and theft of services from the last Whereas clause;
- Add Class B contraband in a correctional facility and driving with an invalid license to Section 1 of the Resolution;
- Delete Section 2; and
- Add Class B contraband in a correctional facility and driving with an invalid license to Section 5 of the Resolution.

Motion seconded by Councilmember Kingston.

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Councilmember Gates made a substitute motion to remand the item to Public Safety Council Committee for further vetting.

Substitute motion seconded by Councilmember Callahan.

At Deputy Mayor Pro Tem Wilson's request, the following individual addressed the city council; there was no objection voiced by the city council:

Ellyce Lindberg, 133 N. Riverfront Blvd.

Following discussion, Mayor Rawlings called a record vote on Councilmember Gates's substitute motion to remand the item to Public Safety City Council Committee:

Voting Yes: [7] Rawlings, Alonzo, Arnold, Callahan, McGough, Greyson, Gates

Voting No: [8] Wilson, Griggs, Medrano, Thomas, Young, Clayton, Kleinman, Kingston

The city secretary declared the substitute motion failed.

Councilmember Kingston called the question.

Mayor Rawlings called a record vote on Councilmember Kingston calling the question:

Voting Yes: [5] Griggs, Medrano, Arnold, Young, Kingston

Voting No: [10] Rawlings, Alonzo, Wilson, Thomas, Callahan, Clayton, McGough, Kleinman, Greyson, Gates

Mayor Rawlings declared the call failed.

Councilmember Arnold moved a friendly amendment to Councilmember Young's amending motion to implement Cite and Release in accordance with Section 1406 as it relates to misdemeanor possession of marijuana.

Councilmember Young accepted Councilmember Arnold's friendly amendment.

Councilmember Kingston, who seconded Councilmember Young's amending motion, also accepted Councilmember Arnold's friendly amendment.

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Mayor Rawlings called a record vote on Councilmember Young's amending motion, including Councilmember Arnold's friendly amendment:

Voting Yes: [10] Alonzo, Wilson, Griggs, Medrano, Thomas, Arnold,
Young, Clayton, Kleinman, Kingston

Voting No: [5] Rawlings, Callahan, McGough, Greyson, Gates

The city secretary declared the amending motion adopted.

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17-0660

EMERGENCY SUPPLEMENTAL ADDENDUM TO THE AGENDA

Addendum Addition 4: Briefing on critical system vulnerabilities and authorize Supplemental Agreement No. 1 to increase the service contract with West Shore Services, Inc. for immediate security enhancements to address an imminent threat to public health and safety and to address a reasonably unforeseen situation - Not to exceed \$100,000, from \$567,368 to \$667,368 - Financing: Current Funds (subject to appropriations)

The city secretary announced the item would be held to later in the meeting to allow for discussion during the closed session; there was no objection voiced by the city council.

*At 2:07 p.m., Mayor Rawlings announced the closed session of the city council authorized by Chapter 551, "OPEN MEETINGS," of the (Texas Open Meetings Act) to discuss this item under Security (Sec. 551.076 Texas Open Meetings Act).

Mayor Rawlings reconvened to open session at 3:38 p.m.

The item was presented for consideration.

Councilmember Kingston 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 Councilmember Kleinman voting "No." (McGough absent when vote taken)

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 12, 2017

EXHIBIT C