

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 10, 2017

17-0740

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

PRESENT: [15] Rawlings, Alonzo, Wilson, Griggs (*9:14 a.m.), Medrano (*9:17 a.m.), Thomas, Arnold (*9:21 a.m.), Callahan (*9:16 a.m.), Young, Clayton, McGough, Kleinman, Greyson, Gates, Kingston

ABSENT: [0]

The meeting was called to order at 9:09 a.m. with a quorum of the city council present.

The invocation was given by Reverend Stephen Bierschenk, St. Monica Catholic Church.

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 1:24 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, MAY 10, 2017

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 10, 2017

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0741

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: Deloris Phillips, 4271 Altoona Dr.
SUBJECT: 3 unlawful nights/Green Oaks

SPEAKER: Albert Garry, 8303 E. R.L. Thornton Frwy. (handout provided)
SUBJECT: Better informed jurists

SPEAKER: Bobbie Shepard, 918 Highfalls Dr. (handout provided)
SUBJECT: Community conditions

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

MAY 10, 2017

17-0742

Item 1: Approval of Minutes of the April 19, 2017 City Council Meeting

Deputy Mayor Pro Tem Wilson moved to adopt the minutes as presented.

Motion seconded by Mayor Pro Tem Alonzo and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0743

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-22. There was no addendum addition consent agenda to consider.

No items were pulled for individual consideration.

Therefore, the consent agenda, consisting of consent agenda items 2-22, was presented for consideration.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0744

Item 2: Authorize a one-year corporate membership to LinkedIn Corporation - Not to exceed \$137,147 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0745

Item 3: Authorize changes to the Board of Directors of the Dallas Convention Center Hotel Development Corporation - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0746

Item 4: Authorize the (1) second amendment to Contract No. 2015-047695-001 with the Department of State Health Services, Family and Community Health Service, Office of Title V and Family Health for the Lactation Center Support Services Strategic Expansion Program that would complement and expand the Women, Infants, and Children (WIC) Lactation Center Program to (a) revise the budget and extend the term of the contract from August 31, 2017 to August 31, 2018 to allow for successful completion of the WIC Project for Fiscal Year (FY) 2018 grant allocation; and (b) accept grant funds in an amount not to exceed \$260,000 for FY 2018 allocation (Amendment No. 2 Contract No. 2015-047695-002A) for the period of September 1, 2017 through August 31, 2018; (2) receipt and deposit of grant funds in an amount not to exceed \$260,000 into the WIC Lactation Resource and Training Expansion Grant Fund; (3) establishment of appropriations in an amount not to exceed \$260,000 in the WIC Lactation Resource and Training Expansion Grant Fund; and (4) execution of the amendment and all terms, conditions, and documents required by the contract - Not to exceed \$260,000, from \$650,000 to \$910,000 - Financing: Department of State Health Services, Office of Title V and Family Health Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0747

Item 5: Authorize a Highway Overpass Modification and Construction Agreement between the State of Texas, acting by and through the Texas Department of Transportation, the City of Dallas, the City of Carrollton, Dallas Area Rapid Transit (DART), and AGL Constructors in order to improve the safety of the traveling public and train operations along a portion of the 30-mile section of Interstate Highway 35E from Interstate Highway 635 to U.S. Highway 380 in Denton County specifically at Belt Line Road and DART/Madill Corridor - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0748

Item 6: Authorize **(1)** street paving, drainage, water and wastewater main improvements for South Ewing Avenue from Genoa Avenue to Galloway Avenue; 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 June 14, 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

MAY 10, 2017

17-0749

Item 7: Authorize **(1)** the receipt and deposit of funds in an amount not to exceed \$200,000 from the Thomas M. Gaubert Irrevocable Trust for the construction of a new traffic signal at Clark Road and Clarkridge Drive; and **(2)** an increase in appropriations in an amount not to exceed \$200,000 in the Capital Projects Reimbursement Fund - Not to exceed \$200,000 - Financing: Capital Projects Reimbursement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0750

Item 8: Authorize **(1)** the Third Amendment to the Project Supplemental Agreement with Dallas County for the East Dallas Veloway Phase III Project from Lawther Drive to Mockingbird Lane and the SoPAC Trail Gaston Avenue YMCA Connection Trail Project improvements; and **(2)** payment to Dallas County for the City's share of estimated final design and construction costs - Not to exceed \$818,600 - Financing: General Obligation Commercial Paper Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0751

Item 9: Authorize a public hearing to be held on May 24, 2017 to receive comments on the FY 2017-18 Operating, Capital, and Grant & Trust Budgets - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0752

Item 10: Authorize the **(1)** deposit of the amount awarded by the Special Commissioners in the condemnation proceedings styled City of Dallas v. LS Investments, et al., Cause No. CC-16-03529-B, pending in Dallas County Court at Law No. 2, to acquire a total of approximately 125,973 square feet of land located near the intersection of Beltline and Fish Roads for the Southwest 120/96-inch Water Transmission Pipeline Project; and **(2)** settlement of the condemnation proceeding for an amount not to exceed the award - Not to exceed \$29,319, increased from \$78,000 (\$72,688, plus closing costs and title expenses not to exceed \$5,312) to \$107,319 (\$102,007 being the award, plus closing costs and title expenses not to exceed \$5,312) - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0753

Item 11: Authorize acquisition from Lorean D. Thomas and James W. Thomas, of approximately 7,085 square feet of vacant land located near the intersection of Yancy and Carbondale Streets for the Yancy Street Improvement Project - Not to exceed \$4,000 (\$2,500, plus closing cost and title expenses not to exceed \$1,500) - Financing: 2012 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0754

Item 12: A resolution authorizing the conveyance of an easement containing approximately 200 square feet of land to Oncor Electric Delivery Company, LLC for the construction, maintenance and use of power lines and electric transformer facilities across City-owned land located near the intersection of Chalk Hill Road and Hiawatha Street - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0755

Item 13: An ordinance granting a revocable license to Big D Lil'd LLC dba Dot's Hop House & Cocktail Courtyard, for the use of approximately 1,368 square feet of aerial space to install, occupy, maintain and utilize an aerial sign over and above a portion of Commerce Street right-of-way, located near the intersection of Commerce and Pryor Streets - Revenue: \$1,779 annually, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30448

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0756

Item 14: An ordinance abandoning a portion of Electronic Lane to Parker University, a Texas non-profit corporation, the abutting owner, containing approximately 44,860 square feet of land, located near its intersection with Program Drive and authorizing the quitclaim, and providing for the dedication of approximately 44,860 square feet of needed land for a water and wastewater easement - Revenue: \$228,786, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30449

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0757

Item 15: An ordinance abandoning a utility easement to Corinth I-35 & Ledbetter, LLC, the abutting owner, containing approximately 20,760 square feet of land, located near the intersection of Oak Park Drive and Vista Wood Boulevard - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30450

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0758

Item 16: An ordinance abandoning a portion of a fire lane easement, sanitary sewer easement and a 10' temporary construction easement to DRI/Maple AF3 Apartments, LLC, the abutting owner, containing a total of approximately 9,079 square feet of land, located near the intersection of Throckmorton and Fairmount Streets - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30451

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0759

Item 17: An ordinance abandoning a portion of a storm sewer easement to Old Parkland Unit K, L.L.C., the abutting owner, containing approximately 609 square feet of land, located near the intersection of Maple Avenue and Throckmorton Street - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30452

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0760

Item 18: An ordinance abandoning portions of four drainage easements, two water and wastewater easements, and two wastewater easements to Texas Intownhomes, LLC, the abutting owner, containing a total of approximately 29,598 square feet of land, located near the intersection of Production Drive and Hawthorne Avenue; and providing for the dedication of approximately 31,287 square feet of land needed for wastewater easements, a drainage easement, water and wastewater easements, and a wastewater and drainage easement - Revenue: \$8,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30453

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0761

Item 19: Authorize acquisition from Dallas Independent School District, of a subsurface easement located under a total of approximately 11,455 square feet of land located on Ross Avenue at its intersection with Washington Avenue for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$55,442 (\$51,942, plus closing costs and title expenses not to exceed \$3,500) - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0762

Item 20: Authorize an increase in the contract with Omega Contracting, Inc. for modifications to the construction of storm drainage improvements along Knights Branch channel between the Dallas Area Rapid Transit and the Fort Worth Transportation Authority rail line and Interstate Highway 35 Frontage Road, and the extension of an existing culvert located at Inwood Road and Lupo Drive at the Hampton Gate House - Not to exceed \$209,400, from \$921,667 to \$1,131,067 - Financing: Stormwater Drainage Management Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0763

Item 21: Authorize Supplemental Agreement No. 3 to the professional services contract with Lockwood, Andrews & Newnam, Inc. for additional engineering design services necessary to modify the project limits of Wheatland Road from the Lancaster city limits to Lancaster Road - Not to exceed \$33,973, from \$490,374 to \$524,347 - Financing: 2003 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0764

Item 22: Authorize a contract for the construction of a new residuals handling facility at the Elm Fork Water Treatment Plant located at 1440 Whitlock Lane - Archer Western Construction, LLC, lowest responsible bidder of five - Not to exceed \$25,486,500 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0765

Item 23: 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.

Mayor Pro Tem Alonzo moved to appoint the following:

- Henry K. Song, Volunteer Cultural Board Experience, to the Cultural Affairs Commission; and
- Linda Neel to the Municipal Library Board.

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

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

17-6002 CAC CULTURAL AFFAIRS COMMISSION
17-6003 MLB MUNICIPAL LIBRARY BOARD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0766

Item 24: Authorize a two-year service contract to administer a Workforce Readiness, Placement and Retention Program to provide career pathways training with Transformance, Inc. in the amount of \$375,000, Christian Transformation Foundation dba Serve West Dallas in the amount of \$375,000, City Square in the amount of \$375,000 and Dallas Area Habitat for Humanity in the amount of \$375,000, most advantageous proposers of nine - Total not to exceed \$1,500,000 - Financing: Public/Private Partnership Funds

The following individuals addressed the city council on the item:

Scott Hanson, 8226 Old Moss Rd.
Sha'darriel Cleveland, 1810 Calypso St.
Daniel Prescott, 8737 King George Dr. (handout provided)

Councilmember Callahan moved to adopt the item.

Motion seconded by Mayor Pro Tem Alonzo.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0767

Item 25: 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 moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0768

Item 26: An ordinance granting a private license to AERC Turtle Creek, LLC for the use of approximately 7,086 square feet of land to occupy, maintain, and utilize nine private street lights, three tree up-lights and twenty-three trees on a portion of Hood and Brown Streets rights-of-way, located near the intersection of Hood and Brown Streets - Revenue: \$300 one-time fee, plus the \$20 ordinance publication fee

Councilmember Callahan moved to adopt the item.

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

Assigned ORDINANCE NO. 30454

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0769

Sports Arena TIF District Victory Sub-district

Note: Item Nos. 27 and 28
must be considered collectively.

Item 27: Authorize **(1)** a management and operating agreement with Center Operating Company, L.P., the American Airlines Center (Arena) operator, for the management and operation of the City-owned North Parking Garage (Silver Garage) addressed as 2503 Victory Avenue in the Victory Sub-district of the Sports Arena TIF District, as a public parking garage and Arena event parking for a term concurrent with the Arena Lease, subject to existing Arena parking rights restrictions, no annual management and maintenance fees and revenue sharing; and **(2)** a grant to Center Operating Company, L.P. in an amount not to exceed \$1,521,114, as consideration from increment accruing to Tax Increment Financing Reinvestment Zone Seven (Sports Arena TIF District) Victory Sub-district - Not to exceed \$1,521,114 - Financing: Sports Arena TIF District Funds (subject to appropriations)

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

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

Councilmember Callahan moved to adopt the item.

Motion seconded by Councilmember Medrano and Councilmember Clayton and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0770

Sports Arena TIF District Victory Sub-district

Note: Item Nos. 27 and 28
must be considered collectively.

Item 28: Authorize **(1)** the establishment of appropriations in the Sports Arena TIF North Parking Garage Fund in an amount not to exceed \$200,000 to fund capital expenditures for the North Parking Garage (Silver Garage); **(2)** the receipt and deposit into the account all of the City's share of revenue generated by the Silver Garage from Center Operating Company, L.P., for the term of the management agreement; **(3)** dedication of monthly parking revenue received by the Sports Arena TIF District-Victory Sub-district as a source for annual payments to the account for the term of the management agreement in an amount not to exceed \$100,000 annually or \$1,450,000 over the term of the contract; and **(4)** a one-time payment of \$200,000 to the account on or before December 31, 2019, from increment accruing to the Victory Sub-district of the Sports Arena TIF District - Not to exceed \$1,650,000 - Financing: Sports Arena TIF District Funds (subject to appropriations)

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

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

Councilmember Callahan moved to adopt the item.

Motion seconded by Councilmember Medrano and Councilmember Clayton and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0771

The consent zoning docket consisted of agenda items 29-38.

Agenda item 29: Zoning Case Z156-301(OTH)
Agenda item 30: Zoning Case Z167-134(OTH)
Agenda item 31: Zoning Case Z167-145(SM)
Agenda item 32: Zoning Case Z167-167(SM)
Agenda item 33: Zoning Case Z167-196(WE)
Agenda item 34: Zoning Case Z167-197(PD)
Agenda item 35: Zoning Case Z167-198(PD)
Agenda item 36: Zoning Case Z167-199(WE)
Agenda item 37: Zoning Case Z167-200(PD)
Agenda item 38: Zoning Case Z167-202(JM)

Prior to presentation of the consent zoning docket, consent zoning agenda item 29 was removed for deferral.

Consent zoning agenda items 30 and 32 were removed from the consent zoning docket to be considered as individual hearings.

The city secretary announced consent zoning agenda item 31 would require a three-fourths vote of the city council for adoption.

Therefore, the consent zoning docket, consisting of agenda items 31 and 33-38, was presented for consideration.

Agenda item 31: Zoning Case Z167-145(SM)
Agenda item 33: Zoning Case Z167-196(WE)
Agenda item 34: Zoning Case Z167-197(PD)
Agenda item 35: Zoning Case Z167-198(PD)
Agenda item 36: Zoning Case Z167-199(WE)
Agenda item 37: Zoning Case Z167-200(PD)
Agenda item 38: Zoning Case Z167-202(JM)

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 Kleinman moved to separate the vote on consent zoning agenda item 35.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

17-0771

Page 2

Councilmember Kingston moved to close the public hearings on the consent zoning docket, consisting of agenda items 31, 33, 34 and 36-38, 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.

Following discussion, Mayor Rawlings called the vote and declared the consent zoning docket unanimously adopted. (McGough absent when vote taken)

Councilmember Kleinman moved to close the public hearing on consent zoning agenda item 35, accept the recommendation of the city plan commission with the following changes:

- The reference to the expansion area in the landscaping section is removed;
- Provision of a revised development plan showing the swing space area;

and pass the ordinance.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0772

Item 29: Zoning Case Z156-301(OTH) [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-5(A) Single Family District on the north side of Life Avenue, east of Puget Street.

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

Prior to presentation of the consent zoning docket and item being read into the record, Mayor Pro Tem Alonzo 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. (McGough, Greyson absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0773

Item 30: Zoning Case Z167-134(OTH) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for GR General Retail Subdistrict uses and hotel use by right on property zoned a GR General Retail Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the south corner of Fairmount Street and Carlisle Street.

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

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

- Accessory uses in conjunction with a hotel or motel use, including, but not limited to: conference rooms, meeting spaces and event spaces, a swimming pool, a bar, lounge, or tavern, a fitness facility, a gift shop, a coffee shop, or café;
 - may exceed the five percent requirement;
 - hotel and motel uses and any associated accessory uses may charge for required off-street parking;

and pass the ordinance.

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

Assigned ORDINANCE NO. 30455

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0774

Item 31: Zoning Case Z167-145(SM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to and expansion of Specific Use Permit No. 1496 for an open-enrollment charter school on property zoned an IR Industrial Research District, on the southeast corner of Exchange Service Drive and Joseph Hardin Drive and on the west side of Joseph Hardin Drive, between Country Creek Drive and the terminus of Exchange Service Drive.

Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to a revised Tract 2 site plan, revised traffic management plan, and conditions.

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30456

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0775

Item 32: Zoning Case Z167-167(SM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and a resolution accepting an amendment to the existing deed restrictions on property zoned a CS Commercial Service District on the northwest corner of LBJ Freeway and Cedar Ranch Drive.

Recommendation of Staff and CPC: Approval.

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

At the request of Deputy Mayor Pro Tem Wilson, the following individual, representing the applicant, addressed the city council on the item; there was no objection voiced by the city council.

Paul Sewell, Address Not Provided

Deputy Mayor Pro Tem Wilson moved to close the public hearing, accept the recommendation of the city plan commission with the following change:

- Accept the amended deed restriction changes volunteered at the horseshoe by the applicant;
- Eliminate Section III – a maximum of one alcoholic beverage establishment or restaurant use is allowed on the property and is limited to a maximum 6,000 square feet of floor area;

and pass the ordinance.

Motion seconded by Councilmember Kingston and unanimously amended.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0776

Item 33: Zoning Case Z167-196(WE) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a recycling buy-back center for household metals and industrial metals on property zoned an LI-D-1 Light Industrial District with a D-1 Liquor Control Overlay, west of Lawnview Avenue, south of Samuell Boulevard.

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

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30457

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0777

Item 34: Zoning Case Z167-197(PD) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an MF-1(A) Multifamily District on property zoned an R-5(A) Single Family District, on the west side of Bonnie View Road, south of East 11th 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. 30458

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0778

Item 35: Zoning Case Z167-198(PD) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 703 for R-7.5(A) Single Family District uses and a public school other than an open-enrollment charter school in an area bounded by Hillcrest Road, Lakehurst Avenue, Airline Road and Aberdeen Avenue.

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

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

The item was presented as part of the consent zoning docket, consisting of agenda items 31 and 33-38.

Councilmember Kleinman moved to separate the vote on the item.

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

Following the vote on the consent zoning docket, Councilmember Kleinman moved to close the public hearing, accept the recommendation of the city plan commission with the following changes:

- The reference to the expansion area in the landscaping section is removed;
- Provision of a revised development plan showing the swing space area;

and pass the ordinance on the item.

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

Assigned ORDINANCE NO. 30459

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0779

Item 36: Zoning Case Z167-199(WE) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting the creation of a new subarea within Planned Development District No. 899 on the northeast corner of Royal Lane and Grissom Lane.

Recommendation of Staff and CPC: Approval, subject to a revised conceptual plan, revised development 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. 30460

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0780

Item 37: Zoning Case Z167-200(PD) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 721 for R-7.5(A) Single Family District uses and a public school other than an open-enrollment charter school in an area bounded by Chariot Drive, Berridge Lane, St. Francis Avenue and Trace Road.

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

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30461

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0781

Item 38: Zoning Case Z167-202(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. 748 to allow changes to front yard setbacks for Tract 2 on the northwest and northeast corner of Medical District Drive and Southwestern Medical Avenue.

Recommendation of Staff and CPC: Approval, subject to a revised development 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. 30462

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0782

ZONING CASES - INDIVIDUAL

Item 39: Zoning Case Z167-165(OTH)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a tower/antenna for cellular communication on property zoned a CS-D-1 Commercial Service District with a D-1 Liquor Control Overlay on the south side of CF Hawn Freeway, southeast of South Belt Line Road.

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

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

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

Yoongh Kwon, 1758 X St.

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

Dave Kirk, 11314 Dujon Ln.

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.

Motion seconded by Councilmember Medrano and unanimously deferred.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0783

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 40: Zoning Case Z167-193(KK)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a bail bonds office on property within the Mixmaster Riverfront Subarea of Planned Development District No. 784, the Trinity River Corridor Special Purpose District, on the west side of South Riverfront Boulevard, north of Bessemer Street.

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

Note: This item was considered by the City Council at a public hearing on April 26, 2017, and was deferred until May 10, 2017, with the public hearing open.

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

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

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

Assigned ORDINANCE NO. 30463

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0784

DESIGNATED ZONING CASES - INDIVIDUAL

Item 41: Zoning Case Z156-313(WE)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Phase 1 within Planned Development District No. 114 on the northeast corner of Belt Line Road and Prestonwood Boulevard.

Recommendation of Staff and CPC: Approval, subject to a revised conceptual plan, revised 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 Kleinman moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Callahan and Councilmember Clayton and unanimously adopted.

Assigned ORDINANCE NO. 30464

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0785

DEVELOPMENT CODE AMENDMENTS - INDIVIDUAL

Item 42: Zoning Case DCA 156-004

A public hearing to receive comments regarding amendments to Chapter 51 and Chapter 51A of the Dallas Development Code, Section 51-4.211 Retail Uses and Section 51A-4.210 Retail and Personal Service Uses, to define a new use, called “Paraphernalia Shop,” and related regulations and an ordinance granting the amendments.

Recommendation of Staff and CPC: Approval.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0786

FLOODPLAIN APPLICATIONS

Item 43: A public hearing to receive comments regarding the application for and approval of the fill permit and removal of the floodplain (FP) prefix from approximately 5.9 acres of the current 14.7 acres of land, located at 5800 Keller Springs, within the floodplain of White Rock Creek, Fill Permit 15-05 - Financing: No cost consideration to the City.

No one addressed the city council on the item.

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

Motion seconded by Councilmember Clayton and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0787

MISCELLANEOUS HEARINGS

Item 44: A public hearing to receive comments on the proposed sale of eight unimproved properties acquired by the taxing authorities from the Sheriff to Dallas Neighborhood Alliance for Habitat, a qualified non-profit organization; and, at the close of the public hearing, authorize the City Manager to: **(1)** quitclaim eight unimproved properties to Dallas Neighborhood Alliance for Habitat, under the House Bill 110 process of the City's Land Transfer Program; and **(2)** release the City's non-tax liens included in the foreclosure judgment together with post-judgment non-tax liens, if any (list attached) - Revenue: \$8,585

Prior to the item being read into the record, Councilmember Young moved to continue the public hearing and defer the item to the June 14, 2017 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0788

Closed Session

The following items were 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.
- Kenneth E. Albert, et al. v. City of Dallas; Anthony Arredondo, et al. v. City of Dallas; David L. Barber, et al. v. City of Dallas; David S. Martin, et al. v. City of Dallas; George G. Parker, et al. v. City of Dallas; and Kevin Michael Willis, et al. v. City of Dallas.

At 10:12 a.m., Mayor Rawlings announced the closed session of the city council authorized by Chapter 551, "OPEN MEETINGS," of the (Texas Open Meetings Act) to discuss the following matters:

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

- Legal issues related to the Dallas Police & Fire Pension System.
- Kenneth E. Albert, et al. v. City of Dallas; Anthony Arredondo, et al. v. City of Dallas; David L. Barber, et al. v. City of Dallas; David S. Martin, et al. v. City of Dallas; George G. Parker, et al. v. City of Dallas; and Kevin Michael Willis, et al. v. City of Dallas.

Mayor Rawlings reconvened the city council meeting after the closed session at 1:00 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0789

Addendum Addition 1: A resolution supporting a permanent fix to the Dallas Police & Fire Pension System by announcing the city's support of HB 3158 only if it is not an unfunded mandate, addresses the city's public safety needs, and creates a new governance system that provides adequate taxpayer control and oversight.

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

*At 10:12 a.m., Mayor Rawlings announced the closed session of the city council authorized by Chapter 551, "OPEN MEETINGS," of the (Texas Open Meetings Act) to discuss this item under Attorney Briefings (Sec. 551.071 Texas Open Meetings Act).

Mayor Rawlings reconvened to open session at 1:00 p.m.

The item was presented for consideration.

Deputy Mayor Pro Tem Wilson moved to postpone the item indefinitely.

Motion seconded by Councilmember Callahan and unanimously postponed indefinitely. (Thomas, McGough, Greyson absent when vote taken)

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 10, 2017

17-0790

Addendum Addition 2: A resolution removing Richard E. Carrizales from the Dallas Area Rapid Transit (DART) Board, Position 01 - Financing: No cost consideration to the City (via Council Members Greyson, Medrano, McGough, Young, ~~Alonzo~~ Clayton)

The city secretary announced the item was a result of a five-signature memo and has been corrected to reflect Councilmember Clayton as one of the signers instead of Mayor Pro Tem Alonzo.

Councilmember Greyson moved to adopt the item.

Motion seconded by Councilmember Kingston.

Mayor Pro Tem Alonzo requested a record vote.

After discussed ended, Mayor Rawlings called a record vote on Councilmember Greyson's motion to adopt the item:

Voting Yes: [10] Griggs, Medrano, Arnold, Callahan, Young, Clayton, McGough, Greyson, Gates, Kingston

Voting No: [5] Rawlings, Alonzo, Wilson, Thomas, Kleinman

The city secretary declared the item adopted.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 10, 2017

EXHIBIT C