

MINUTES OF THE DALLAS CITY COUNCIL
TUESDAY, SEPTEMBER 18, 2018

18-1330

CITY COUNCIL BRIEFING
CITY HALL, ROOM 6ES
MAYOR MICHAEL RAWLINGS, PRESIDING

PRESENT: [13] Rawlings, Thomas, Medrano (*9:22 a.m.), Griggs (*9:29 a.m.), Callahan, Narvaez, Felder, Atkins, McGough, Kleinman (*9:10 a.m.), Greyson, Gates, Kingston (*9:20 a.m.)

ABSENT: [1] Clayton

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

The invocation was given by Minister Stephen D. James of Golden Gate Missionary Baptist Church.

Councilmember Gates led the pledge of allegiance.

The meeting agenda, posted in accordance with Chapter 551, "OPEN MEETINGS," of the Texas Government Code, was presented.

The meeting recessed at 12:00 p.m. and reconvened to open session at 1:09 p.m. (Greyson [*1:40 p.m.], Kingston [*1:11 p.m])

After all business properly brought before the city council had been considered, the city council adjourned at 3:23 p.m.

ATTEST:

Mayor

City Secretary

Date Approved

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

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

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

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

MINUTES OF THE DALLAS CITY COUNCIL
TUESDAY, SEPTEMBER 18, 2018

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
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EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 18, 2018

18-1331

SPECIAL PRESENTATIONS

At the beginning of each briefing meeting of the city council a time is set aside for the mayor and city council to recognize special individuals or groups, to read mayoral proclamations, to confer honorary citizenships, and to make special presentations.

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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: Molly Rooke, 5825 Palm Ln.
SUBJECT: Environment Climate Action Plan
REPRESENTING: Dallas Sierra Club

SPEAKER: Marion McMillian, 1015 Whitehaven Dr.
SUBJECT: Environmental justice

SPEAKER: Rita Beving, 13214 Glad Acres Dr., Farmers Branch, TX
SUBJECT: OEQ budget/climate plan
REPRESENTING: Public Citizen Texas

SPEAKER: Joshua Heavin, 6343 Oriole Dr.
SUBJECT: Remove confederate memorial

SPEAKER: Walter Sanders, 13323 Esperanza Rd.
SUBJECT: Promote local restaurant

ADDITIONAL – OPEN MICROPHONE:

There were no speakers under this category.

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Sherri Lowe, Not Provided
SUBJECT: Community

SPEAKER: Byron Pendleton, 8100 Pacific St., Frisco, TX
SUBJECT: DPD/DA

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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18-1333

Item 1: Approval of Minutes of the August 29, 2018 City Council Budget Briefing and September 5, 2018 City Council

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

Motion seconded by Councilmember Narvaez and unanimously adopted. (Griggs absent when vote taken; Clayton absent)

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Item 2: 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 and indicated all nominees met qualifications for service with terms for all appointments for the 2017-2019 term.

Councilmember Kingston moved to appoint the following:

- Chris Caso, Ex-Officio, to the Judicial Nominating Commission;
- Shelby L. Bobosky, Animal Welfare Organization Representative, to the Animal Advisory Commission;
- Ilknur Ozgur, Professional Visual Artist, to the Cultural Affairs Commission; and
- Harley Cozewith, Non-Profit Management, to the South Dallas/Fair Park Opportunity Fund Board.

Motion seconded by Councilmember Atkins and unanimously adopted. (Griggs absent when vote taken; Clayton absent)

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

18-6551	ASC	ANIMAL ADVISORY COMMISSION
18-6552	CAC	CULTURAL AFFAIRS COMMISSION
18-6553	JNC	JUDICIAL NOMINATING COMMISSION
18-6554	SDF	SOUTH DALLAS/FAIR PARK OPPORTUNITY FUND BOARD

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Briefing A: Receive public comments on proposed Fair Park Management Agreement

The following individuals addressed the city council on the item:

Dick Davis, 2711 Alden Ave.
Sonya Woods, 3524 Reese Dr.
Lois Finkleman, 11437 W. Ricks Cir.
Ken Smith, 4615 Bradshaw St.
Matt Wood, 719 Skillman St., Friends of Fair Park
David Preziosi, 2229 Lawndale Dr., Preservation Dallas
Richard Knight, 1111 W. Mockingbird Ln.
Mirian Willard, 3000 Martin Luther King Jr. Blvd.
Bernadette Nutall, 6603 Prairie Flower Trl.
Virginia McAlester, 5703 Swiss Ave. (handout provided)
Emily Williams, 5100 Purdue Ave.
Rick Brettell, 5522 Montrose Ave.
Danny Augustus, 6510 Trammel Dr.
Charles Mann, 4515 Live Oak St.

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Briefing B: Fair Park Management Agreement

The city manager briefed the city council on the item.

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Item 3: Final reading and adoption of the appropriation ordinance for the FY 2018-19 City of Dallas Operating, Capital, and Grant & Trust Budgets - Total not to exceed \$3,804,969,701.00 - Financing: General Fund (\$1,365,966,274.00), General Obligation Debt Service Fund (\$296,200,044.00), Enterprise Funds (\$1,126,010,278.00), Capital Funds (\$798,023,188.00), Internal Service and Other Funds (\$181,124,448.00), Grants, Trusts, and Other Funds (\$33,522,969.00) and Employee Retirement Fund (\$4,122,500.00)

The city secretary announced approval of the item would require a record vote.

Councilmember Gates moved to adopt the item.

Motion seconded by Councilmember Callahan.

Councilmember Kleinman moved a substitute motion to separate the Public Safety pay increase item from the main portion of the budget, to allow for individual consideration.

Motion seconded by Councilmember Gates.

Mayor Rawlings stated, following clarification from the city attorney, the motion was out of order as the item must be considered as presented.

Councilmember Kleinman moved the following amendment:

- Withdraw the 3% across-the-board budget increase for Public Safety; Use of Funds - property tax reduction

Motion died due to lack of second.

Following discussion, Mayor Rawlings called a record vote on Councilmember Gates' original motion to adopt the item:

Voting Yes: [11] Thomas, Medrano, Griggs, Callahan,
Narvaez, Felder, Atkins, McGough, Greyson,
Gates, Kingston

Voting No: [2] Rawlings, Kleinman

Absent: [1] Clayton

The city secretary declared the item adopted.

Assigned ORDINANCE NO. 30991

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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Item 4: An ordinance setting the tax rate at \$0.7767 per \$100 assessed valuation which includes \$0.5667 for the general fund and \$0.2100 for the debt service fund, and levying ad valorem taxes for the City of Dallas, Texas for FY 2018-19 – Estimated Levy: \$1,010,339,020.59 (General Fund \$737,168,949.36 and Debt Service Fund \$273,170,071.23)

The city secretary announced the item required a record vote and 60 percent vote of the city council for approval.

Councilmember Gates moved to adopt the item in accordance with the Texas Property Tax Code as follows:

- The property tax rate be increased by the adoption of a tax rate of 77.67 cents per \$100 valuation, which is effectively a 5.08 percent increase in the tax rate.

Motion seconded by Councilmember Kingston.

After discussion, Mayor Rawlings called a record vote on Councilmember Gates' motion:

Voting Yes: [11] Thomas, Medrano, Griggs, Callahan,
Narvaez, Felder, Atkins, McGough, Greyson,
Gates, Kingston

Voting No: [2] Rawlings, Kleinman

Absent: [1] Clayton

The city secretary declared the item adopted.

Assigned ORDINANCE NO. 30992

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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Item 5: A resolution ratifying the increase in total property tax revenues reflected in the FY 2018-19 budget - Estimated Revenue: \$87,011,277.00

Councilmember Gates' stated "*per the Local Government Code, adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the property tax increase reflected in the budget. This vote is in addition to, and separate from, the vote to set the tax rate.*"

Councilmember Gates moved to adopt the item.

Motion seconded by Councilmember Atkins.

Mayor Rawlings called a record vote on Councilmember Gates' motion:

Voting Yes: [11] Thomas, Medrano, Griggs, Callahan,
Narvaez, Felder, Atkins, McGough, Greyson,
Gates, Kingston

Voting No: [2] Rawlings, Kleinman

Absent: [1] Clayton

The city secretary declared the item adopted.

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Item 6: An ordinance amending Chapters 2, 15D, 18, 28, 49, and 51A of the Dallas City Code to (1) adjust stormwater drainage utility rates; (2) adjust fees authorized for providing emergency wrecker service to vehicles; (3) adjust fees for sanitation collection disposal services; (4) adjust fees for the application and installation of parking designations; (5) adjust rates and charges for treated water service, wastewater service, wholesale water, and wastewater service to governmental entities, and untreated water service; (6) adjust fees for fill permits for removal of a flood plain designation; (7) adjust fees for thoroughfare plan amendments; (8) adjust fees for a municipal setting designation ordinance; and (9) make certain conforming, semantic, grammatical, and structural changes - Estimated Revenue : \$2,344,807.00 (Water Utilities Estimated Revenue Foregone : \$10,631,163.00, Sanitation Estimated Revenue: \$10,060,098.00, General Fund Estimated Revenue: \$415,872.00, and Stormwater Drainage Management Estimated Revenue: \$ 2,500,000.00)

Councilmember Gates moved to adopt the item.

Motion seconded by Councilmember Atkins.

After discussion, Mayor Rawlings called the vote and declared the item adopted on a divided vote with Councilmember Kleinman voting "No." (Clayton absent)

Assigned ORDINANCE NO. 30993

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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18-1341

Item 7: An ordinance (1) renaming the Department of Equipment and Building Services to the newly created Department of Building Services and transferring certain functions from the Department of Building Services to the Department of Court and Detention Services and to the newly created Department of Equipment and Fleet Management; (2) renaming the Department of Housing and Neighborhood Revitalization to a new division of the city manager's office to be known as the Office of Housing and Neighborhood Revitalization; (3) eliminating the Department of Trinity Watershed Management and transferring functions to the Department of Water Utilities; and (4) granting the Director of Water Utilities the authority to issue permits to owners of property abutting water supply lakes or streams for the use of untreated water, effective October 1, 2018 - Financing: (\$670,000.00) cost reduction to the City

The city secretary announced the item required a favorable vote of three-fourths for adoption.

Councilmember Gates moved to adopt the item.

Motion seconded by Councilmember Felder.

During discussion, Councilmember Kingston moved a friendly amendment to Councilmember Gates' motion to separate section (2) from the item, to allow for individual consideration:

- renaming the Department of Housing and Neighborhood Revitalization to a new division of the city manager's office to be known as the Office of Housing and Neighborhood Revitalization, effective October 1, 2018.

and adopt the remaining sections of the item as presented.

Councilmember Gates did not accept Councilmember Kingston's friendly amendment, as part of her motion.

Councilmember Kingston moved a substitute motion to separate section (2) from the item, to allow for individual consideration:

- renaming the Department of Housing and Neighborhood Revitalization to a new division of the city manager's office to be known as the Office of Housing and Neighborhood Revitalization, effective October 1, 2018.

and adopt the remaining sections of the item as presented.

Substitute motion seconded by Councilmember Griggs.

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

Voting Yes: [6] Medrano, Griggs, Narvaez, Felder,
Greyson, Kingston

Voting No: [7] Rawlings, Thomas, Callahan, Atkins,
McGough, Kleinman, Gates

Absent: [1] Clayton

The city secretary declared the substitute motion failed.

Mayor Rawlings called the vote on Councilmember Gates' original motion to adopt the item and declared the item failed on a divided vote; with Deputy Mayor Pro Tem Medrano, Councilmembers Griggs, Narvaez, Felder, Greyson and Kingston voting "No." (Clayton absent)

Councilmember Kingston moved to adopt sections (3) and (4) of the item:

- eliminating the Department of Trinity Watershed Management and transferring functions to the Department of Water Utilities; and
- granting the Director of Water Utilities the authority to issue permits to owners of property abutting water supply lakes or streams for the use of untreated water, effective October 1, 2018.

Motion seconded by Councilmember Griggs.

After discussion, Mayor Rawlings called the vote on Councilmember Kingston's motion and declared the motion unanimously adopted. (Clayton absent)

Councilmember Kleinman moved to adopt section (1) of the item:

- renaming the Department of Equipment and Building Services to the newly created Department of Building Services and transferring certain functions from the Department of Building Services to the Department of Court and Detention Services and to the newly created Department of Equipment and Fleet Management, effective October 1, 2018.

Motion seconded by Councilmember Callahan.

Mayor Rawlings called the vote on Councilmember Kleinman's motion and declared the motion unanimously adopted. (Clayton absent)

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Councilmember Callahan moved to adopt section (2) of the item:

- renaming the Department of Housing and Neighborhood Revitalization to a new division of the city manager's office to be known as the Office of Housing and Neighborhood Revitalization

Motion seconded by Councilmember Gates.

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

Voting Yes: [7] Rawlings, Thomas, Callahan, Atkins,
McGough, Kleinman, Gates

Voting No: [6] Medrano, Griggs, Narvaez, Felder,
Greyson, Kingston,

Absent: [1] Clayton

The city secretary declared the motion failed as the item required a favorable vote of three-fourths for adoption.

Assigned ORDINANCE NO. 30994

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 18, 2018

18-1342

Item 8: Authorize **(1)** position changes; **(2)** approval of Civilian salary schedules for fiscal year 2018-19; **(3)** merit pay increases for civilian staff effective January 2, 2019; **(4)** increase the minimum civilian hiring rate to \$11.50; **(5)** adding a two percent top step for each rank in the Police and Fire Executive pay schedule; and **(6)** deleting the bottom step from each rank in the Police and Fire Executive pay schedule - Financing: This action has no cost consideration to the City

Deputy Mayor Pro Tem Medrano moved to adopt the item.

Motion seconded by Councilmember Atkins and unanimously adopted. (Clayton absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

SEPTEMBER 18, 2018

18-1343

Closed Session

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

- Legal issues related to the Dallas Employees' Retirement Fund.

At 12:00 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 Employees' Retirement Fund.

The closed session ended at 12:20 p.m. and reconvened to open session at 1:09 p.m. No other matters were discussed during the closed session.

MINUTES OF THE DALLAS CITY COUNCIL
TUESDAY, SEPTEMBER 18, 2018

EXHIBIT C