

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 23, 2019

19-0150

VOTING AGENDA MEETING
CITY COUNCIL CHAMBER, CITY HALL
MAYOR PRO TEM CASEY THOMAS, PRESIDING

PRESENT: [14] Thomas, Medrano, Griggs (*9:29 p.m.), Arnold, Callahan (*9:22 a.m.), Narvaez (*9:25 a.m.), Felder, Atkins (*9:22 a.m.), Clayton, McGough, Kleinman, Greyson (*9:22 a.m.), Gates, Kingston

ABSENT: [1] **Rawlings

The meeting was called to order at 9:15 a.m. with a quorum of the city council present.

The invocation was given by Pastor Von Minor of Restoration Community Church Dallas.

Councilmember Clayton 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 12:23 p.m. and reconvened to open session at 1:20 p.m. [*Arnold (1:25 p.m.), *Clayton (1:21 p.m.), *Gates (1:29 p.m.)]

After all business properly brought before the city council had been considered, the city council adjourned at 3:44 p.m.

ATTEST: _____
Presiding Officer

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
- ** Rawlings absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 23, 2019

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 23, 2019

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0151

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: Robert Swann, 1121 E. 10th St.
SUBJECT: Heritage tourism in Dallas

SPEAKER: Molly Rooke, 5825 Palm Ln.
SUBJECT: Climate & environmental plan

SPEAKER: Melanie Vanlandingham, 6311 Lakeshore Dr.
SUBJECT: 3G intersection

SPEAKER: Martha Heimberg, 1523 Abrams Rd.
SUBJECT: 3G intersection

SPEAKER: Steven Meeks, 1716 E. Lakeview Dr.
SUBJECT: Lack of response on arson fire

ADDITIONAL – OPEN MICROPHONE:

There were no speakers under this category.

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Russ Vandeverdonk, 4636 Ross Ave.
SUBJECT: Close XTC Nightclub

SPEAKER: B.M. Randolph, (not provided)
SUBJECT: Let's talk honestly

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0152

Item 1: Approval of Minutes of the January 9, 2019 City Council Meeting

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

Motion seconded by Councilmember Atkins and unanimously adopted. (*Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0153

CONSENT AGENDA

Prior to consideration of the consent agenda, the following registered speakers addressed the city council:

Marvin Crenshaw, 5134 Malcolm X Blvd. [All Consent Agenda Items]
Richard Grayson, 6230 Vanderbilt Ave. [Consent Agenda Item 15]
Carrie Schweitzer, 5639 Eastside Ave. [Consent Agenda Item 30]
Corey Troiani, 909 Haines Ave., representing Texas Campaign for the
Environment [Consent Agenda Item 30]
Rita Beving, 13214 Glad Acres Dr., Framers, Branch, TX [Consent Agenda Item
30]

The consent agenda consisted of consent agenda items 2-48 and addendum addition consent agendas 1-3.

The city secretary announced consent agenda item 26 was an eminent domain item and would require to be considered as an individual item later in the meeting.

Councilmember McGough requested consent agenda item 32 be considered as an individual item later in the meeting; there was no objection voiced by the city council.

Councilmember Greyson requested consent agenda items 42 and 44 be considered as individual items later in the meeting; there was no objection voiced by the city council.

Councilmember Kingston requested addendum addition consent agenda items 1-3 be considered as individual items later in the meeting; there was no objection voiced by the city council.

Therefore, the consent agenda, consisting of consent agenda items 2-25, 27-31, 33-41, 43 and 45-48, was presented for consideration.

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

Motion seconded by Councilmember Narvaez and unanimously adopted. (*Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0154

Item 2: Authorize settlement of the lawsuit styled Yasmin Alvarez v. City of Dallas, Cause No. DC-18-00696 - Not to exceed \$45,000.00 - Financing: Risk Management Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0155

Item 3: Authorize a professional services contract with Huitt-Zollars, Inc. to provide architectural and engineering services for the assessment of the Reunion Parking Center located at 501 Memorial Drive - Not to exceed \$235,000.00 - Financing: Convention Center Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0156

Item 4: Authorize a professional services contract with Priority Engineering, Inc. for the engineering design of Alley Petition/Target Neighborhood Group 17-1003 (list attached to the Agenda Information Sheet) - Not to exceed \$102,784.03 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) (\$86,586.53) and Wastewater Capital Improvement Fund (\$16,197.50)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0157

Item 5: Authorize a professional services contract with VRX, Inc. for the engineering design of Alley Reconstruction Group 17-6003 (list attached to the Agenda Information Sheet) - Not to exceed \$177,178.04 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) (\$146,603.28) and Water Utilities Capital Improvement Funds (\$30,574.76)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0158

Item 6: Authorize a professional services contract with Pacheco Koch Consulting Engineers, Inc., for the engineering design of Streetscape/Urban Design Group 17-7006 (list attached to the Agenda Information Sheet) - Not to exceed \$175,735.00
- Financing: Street and Transportation (A) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0159

Item 7: Authorize a professional services contract with Freese and Nichols, Inc., for the engineering design of a thoroughfare improvement project on Military Parkway from Elva Avenue to Rockbluff Drive (Complete Street) - Not to exceed \$228,322.00 - Financing: Street and Transportation (A) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0160

Item 8: Authorize a professional services contract with Lina T. Ramey and Associates, Inc. for the engineering design of a thoroughfare improvement project on Camp Wisdom Road from FM 1382 to Mountain Creek Parkway - Not to exceed \$448,558.00 - Financing: Street and Transportation (A) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0161

Item 9: Authorize a professional services contract with Neel-Schaffer, Inc. for the engineering design of Target Neighborhood and Street Petition Group 17-7007 (list attached to the Agenda Information Sheet - Not to exceed \$446,041.00 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) (\$336,826.00) and Water Utilities Capital Improvement Funds (\$109,215.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0162

Item 10: Authorize a professional services contract with Bridgefarmer and Associates, Inc. for the engineering design for street reconstruction improvements on Webb Chapel Road from Silverton Drive to Northaven Road - Not to exceed \$295,742.97 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) (\$289,885.97) and Water Construction Fund (\$5,857.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0163

Item 11: Authorize a professional services contract with EJES, Inc. for the engineering design of Street Reconstruction Group 17-3005 (list attached to the Agenda Information Sheet) - Not to exceed \$255,676.52 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) (\$231,989.01) and Water Utilities Capital Improvement Funds (\$23,687.51)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0164

Item 12: Authorize a professional services contract with BDS Technologies, Inc. for the engineering design of Street Reconstruction Group 17-4004 (list attached to the Agenda Information Sheet) - Not to exceed \$215,913.70 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) (\$176,368.70) and Water Utilities Capital Improvement Funds (\$39,545.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0165

Item 13: Authorize a professional services contract with Burgess & Niple, Inc. for the engineering design of Special Project Group 17-5001 - Not to exceed \$1,042,788.73 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) (\$961,788.73) and Water Utilities Capital Improvement Funds (\$81,000.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0166

Item 14: Authorize a professional services contract with APM & Associates, Inc. for the engineering design for the local street reconstruction project on Bonnie View Road from Ann Arbor Avenue to Cummings Street - Not to exceed \$167,212.85 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) (\$160,212.85) and Water Utilities Capital Construction Funds (\$7,000.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0167

Item 15: Authorize a professional services contract with EJES, Inc. for the engineering design of Pemberton Hill Road from South Great Trinity Forest Way to Lake June Road - Not to exceed \$734,756.61 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) (\$638,799.39) and Water Utilities Capital Improvement Funds (\$95,957.22)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0168

Item 16: Authorize a construction contract for the construction of Fort Worth Avenue from Sylvan Avenue to West Commerce Street - Tiseo Paving Company, only bidder - Not to exceed \$4,991,975.50 - Financing: Capital Projects Reimbursement Fund (\$2,000,000.00), Street and Transportation Improvements Fund (2006 Bond Funds) (\$2,007,110.50), Water Utilities Capital Improvement Funds (\$956,089.00) and Water Utilities Capital Construction Funds (\$28,776.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0169

Item 17: Authorize **(1)** a Project Specific Agreement with Dallas County for funding participation in the design and construction of the Coombs Creek Trail Extension Project; **(2)** the receipt and deposit of funds in an amount not to exceed \$1,800,000.00 in the Capital Projects Reimbursement Fund; and **(3)** an increase in appropriations in an amount not to exceed \$1,800,000.00 in the Capital Projects Reimbursement Fund - Not to exceed \$1,800,000.00 - Financing: Capital Projects Reimbursement Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0170

Item 18: Authorize **(1)** reprogramming of \$3,500,000.00 from the Alpha Road from Noel Road to Preston Road Project to the Montfort Drive from Interstate Highway 635 frontage road to Alpha Road Project; and **(2)** a professional services contract with Lockwood Andrews & Newnam, Inc. for the engineering design of a thoroughfare improvement project on Montfort Drive from Interstate Highway 635 frontage road to Alpha Road - Not to exceed \$468,246.82 - Financing: Street and Transportation Improvements Fund (2006 Bond Funds) (\$283,115.53), Capital Projects Reimbursement Fund (\$153,691.29) and Water Utilities Capital Improvement Funds (\$31,440.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0171

Item 19: Authorize **(1)** acceptance of a \$1,500,000.00 donation from the Friends of the Dallas Public Library, Inc. for the 6th Floor Renovation at the J. Erik Jonsson Central Library located at 1515 Young Street; and **(2)** an increase in appropriations in the amount of \$1,500,000.00 in the Central Library Gift and Donation Fund - Not to exceed \$1,500,000.00 - Financing: Central Library Gift and Donation Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0172

Item 20: Authorize Supplemental Agreement No. 1 to the professional services contract with Urban Engineers Group, Inc. to provide additional design services including Hydraulic Analysis and a Section 408 Permit application for the Coombs Creek Trail Extension Project - Not to exceed \$67,888.00, from \$553,160.00 to \$621,048.00 - Financing: Street and Transportation Improvements Fund (2006 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0173

Item 21: Authorize an amendment to Resolution No. 18-0524, previously approved on April 11, 2018 for a Local Project Advance Funding Agreement with the Texas Department of Transportation for the design and construction of the intersection improvements at Walnut Street and Greenville Avenue, Abrams Road, and Richland College (Richland East Drive) and Park Lane at U.S. Highway 75 to **(1)** delete any reference to the term “not to exceed”; and **(2)** include a term that the City of Dallas is responsible for any project cost overruns in excess of the Federal and State funding participation as described in the Local Project Advance Funding Agreement - Financing: No cost consideration to the City (see Fiscal Information Section)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0174

Item 22: Authorize acquisition from Jorge Martinez and Lidia Silva Martinez of approximately 5,797 square feet of land improved with a single-family dwelling located near the intersection of Alex and Childers Streets for the Cadillac Heights Phase II Project - Not to exceed \$70,600.00 (\$68,000.00, plus closing costs and title expenses not to exceed \$2,600.00) - Financing: 2006 Bond Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0175

Item 23: Authorize acquisition, from Jose F. Paredes and Yolanda R. Paredes of approximately 5,772 square feet of land improved with a single-family dwelling located near the intersection of McGowan and Childers Streets for the Cadillac Heights Phase II Project - Not to exceed \$70,000.00 (\$66,000.00, plus closing costs and title expenses not to exceed \$4,000.00) - Financing: 2006 Bond Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0176

Item 24: Authorize acquisition from Jose F. Paredes of approximately 5,720 square feet of land improved with a single-family dwelling located near the intersection of McGowan and Childers Streets for the Cadillac Heights Phase II Project - Not to exceed \$50,000.00 (\$47,000.00, plus closing costs and title expenses not to exceed \$3,000.00) - Financing: 2006 Bond Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0177

Item 25: Authorize acquisition from Juan Antonio Romero and Antonia Romero of approximately 5,252 square feet of land improve with a single-family dwelling located near the intersection of Alex and Childers Streets for the Cadillac Heights Phase II Project - Not to exceed \$52,000.00 (\$48,000.00, plus closing costs and title expenses not to exceed \$4,000.00) - Financing: 2006 Bond Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0178

Item 26: Authorize the second step of acquisition for condemnation by eminent domain to acquire a wastewater easement of approximately 3,618 square feet of land from Rosa Elia DeLeon and Ebaristo DeLeon located near the intersection of Winnetka Avenue and Clarendon Drive for the Yarmouth Avenue Wastewater Mains Replacement Project - Not to exceed \$21,500.00 (\$19,500.00, plus closing costs and title expenses not to exceed \$2,000.00) - Financing: Water Utilities Capital Construction Funds

This item required a motion that the Council of the City of Dallas adopt the item and authorize the use of the power of eminent domain, if such becomes necessary from *Rosa Elia DeLeon and Ebaristo DeLeon* to acquire a wastewater easement of approximately 3,618 square feet located near the intersection of Winnetka Avenue and Clarendon Drive, and more fully described in Exhibit A of the proposed written resolution for this item.

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Atkins.

Presiding Officer Thomas called a record vote on Councilmember Kleinman's motion:

Voting Yes: [14] Thomas, Medrano, Griggs, Arnold,
Callahan, Narvaez, Felder, Atkins,
Clayton, McGough, Kleinman, Greyson,
Gates, Kingston

Voting No: [0]

Absent on city business: [1] *Rawlings

The city secretary declared the item adopted.

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0179

Item 27: An ordinance granting a private license to Mid Elm, LP, for the use of a total of approximately 1,565 square feet of land to occupy, maintain and utilize four planter boxes, an irrigation system, decorative frosted glass sidewalk pavers, a blade premise sign, twenty light fixtures and an existing subsurface basement on portions of Elm Street near its intersection with Akard Street - Revenue: \$5,090.00 annually and a \$300.00 one-time fee, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31096

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0180

Item 28: An ordinance abandoning a portion of a water and sanitary sewer easement and a utility easement to JAHCO Spring Creek, L.L.C., the abutting owner, containing a total of approximately 8,258 square feet of land, located near the intersection of Beltline and Coit Roads; and authorizing the quitclaim; and providing for the dedication of approximately 8,842 square feet of land needed for water and wastewater easement - Revenue:\$5,400.00, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31097

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0181

Item 29: Authorize an amendment to the 2019 City Calendar to **(1)** update the February 13, 2019 off-site City Council Agenda meeting location from To Be Determined (TBD) to Park In The Woods Recreation Center; and **(2)** correct the date for City Council Election from May 11, 2019 to May 4, 2019 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0182

Item 30: Authorize a professional services contract with AECOM Technical Services, Inc. for environmental consulting services to develop a Comprehensive Environmental and Climate Action Plan - Not to exceed \$499,969.00 - Financing: Carryout Bag Regulation Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0183

Item 31: Authorize a service contract for the refurbishment of a bio-filter unit for the Water Utilities Department - Evelyn E. Okunoghae dba Preceptor Pad, lowest responsible bidder of two - Not to exceed \$169,379.56 - Financing: Dallas Water Utilities Fund (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0184

Item 32: Authorize a three-year professional consulting contract for program compliance and training for the Housing and Neighborhood Revitalization Department - TDA Consulting, Inc., most advantageous proposal of two - Not to exceed \$1,481,484.21 - Financing: Community Development Block Grant Funds (subject to annual appropriations)

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

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

Councilmember Atkins moved to adopt the item.

Motion seconded by Councilmember Kleinman.

During discussion and at the request of Councilmember Felder, the following individual addressed the city council regarding the item:

Dionne Roberts, 17 Caleb Circle, San Antonio, TX, representing TDA Consulting, Inc.

After discussion, Presiding Officer Thomas called a vote and declared the item unanimously adopted. (*Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0185

Item 33: Authorize a five-year service contract for maintenance and support for service request and work order management software for the Department of Dallas Animal Services - HLP, Inc., sole source - Not to exceed \$137,760.00 - Financing: General Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0186

Item 34: Authorize a three-year service price agreement for the maintenance and repair of electrical switchgears - National Switchgear Systems North Texas, Inc. dba National Field Services, lowest responsible bidder of two - Estimated amount of \$5,161,513.00 - Financing: General Fund (\$904,000.00), Dallas Water Utilities Fund (\$3,054,680.00), Stormwater Drainage Management Fund (\$797,433.00), and Aviation Fund (\$405,400.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0187

Item 35: Authorize a three-year service price agreement for grounds maintenance for medians, rights-of-way, vacant lots, and residential properties - Good Earth Corporation in an estimated amount of \$10,983,415.00, The Ashelyn Group, LLC in an estimated amount of \$290,000.00, and Tremaine Hall, Individually dba Stellar Execucare Cleaning in an estimated amount of \$ 5,700.00, lowest responsible bidders of six -Total estimated amount of \$11,279,115.00 - Financing: General Fund (\$10,803,635.00), Sanitation Services Fund (\$290,000.00), Dallas Water Utilities Fund (\$155,480.00), and Data Services Fund (\$30,000.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0188

Item 36: Authorize a three-year service price agreement for citywide window washing - Jack & Joe's Window Cleaning, Inc. dba Squeegee Squad in the amount of \$589,245.00, D&A Building Services, Inc. in the amount of \$90,095.00, City Wide Building Services in the amount of \$36,680.00, and Members Building Maintenance, LLC in the amount of \$21,600.00, lowest responsible bidders of five - Total not to exceed \$737,620.00 - Financing: General Fund (\$200,250.00) and Aviation Fund (\$537,370.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0189

Item 37: Authorize a three-year service price agreement for vehicle and equipment collision appraisal services for the Equipment and Fleet Management Department - Choice TPA, LLC, lowest responsible bidder of four - Not to exceed \$310,875.00 - Financing: Equipment and Fleet Management Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0190

Item 38: Authorize a three-year service price agreement for air blower, compressor, and dryer repair services citywide - Lone Star Blower, Inc. in the amount of \$1,591,465.00, FCX Performance, Inc. dba Pierce Pump Co. in the amount of \$721,257.50, and August Industries, Inc. in the amount of \$39,338.00, most advantageous proposers of three - Total not to exceed \$2,352,060.50 - Financing: Equipment and Fleet Management Fund (\$9,062.50), Dallas Water Utilities Fund (\$2,215,423.00), Convention and Event Services Fund (\$124,575.00), and Aviation Fund (\$3,000.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0191

Item 39: Authorize a three-year service price agreement for citywide on-site replacement of window glass and glass repairs - Peruna Glass, Inc. dba Glass Doctor of North Texas, lowest responsible bidder of three - Not to exceed \$538,701.35 - Financing: General Fund (\$475,367.15), Convention and Event Services Fund (\$36,212.50), Dallas Water Utilities Fund (\$21,348.50), and Aviation Fund (\$5,773.20)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0192

Item 40: Authorize a one-year agreement for excess workers' compensation insurance through an intergovernmental agreement with the Texas Municipal League Intergovernmental Risk Pool, and subject to approval by the Executive Board of Texas Municipal League Intergovernmental Risk Pool effective February 1, 2019 through January 31, 2020 - Not to exceed \$800,000.00 - Financing: Workers' Compensation Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0193

Item 41: Authorize the second of three, two-year renewal options, to the professional services contract with MuniServices, LLC for franchise fee compliance and recovery services for the Office of the City Auditor - Estimated Total Net Revenue: \$172,350.00 (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0194

Item 42: Authorize a three-year master agreement for the purchase of waste and recycling collection roll carts for the Department of Sanitation Services with Toter, LLC through the National Intergovernmental Purchasing Alliance Company cooperative agreement - Estimated amount of \$4,500,000.00 - Financing: Sanitation Services Fund

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

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

The following individual addressed the city council on the item:

Corey Troiani, 909 Haines Ave., representing Texas Campaign for the Environment

Councilmember Gates moved to adopt the item.

Motion seconded by Councilmember Kingston.

Presiding Officer Thomas called a vote and declared the item unanimously adopted. (*Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0195

Item 43: Authorize a five-year master agreement for the purchase of protective clothing and equipment for field personnel citywide - Safety Supply, Inc. in an estimated amount of \$1,964,918.78, Fisher Scientific Company LLC in an estimated amount of \$693,603.47, Ritz Safety LLC in an estimated amount of \$577,248.62, Saf-T-Glove, Inc. in an estimated amount of \$429,299.67, MSC Industrial Supply in an estimated amount of \$364,977.86, Mavich LLC in an estimated amount of \$341,769.25, Safeware, Inc. in an estimated amount of \$327,855.53, and M.A.N.S. Distributors, Inc. in an estimated amount of \$2,238.71, lowest responsible bidders of ten - Total estimated amount of \$4,701,911.89 - Financing: General Fund (\$2,606,971.66), Dallas Water Utilities Fund (\$1,734,104.87), Sanitation Services Fund (\$120,608.59), Stormwater Drainage Management Fund (\$114,893.87), Aviation Fund (\$44,968.09), Equipment and Fleet Management Fund (\$35,099.59), Convention and Event Services Fund (\$23,284.90), Building Inspection Fund (\$14,299.06), and 2018-19 Community Development Block Grant Funds (\$7,681.26)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0196

Item 44: Authorize an increase to the master agreement for the purchase of bedding plants, trees, and seed for citywide use with SRH Trees, Inc. in the amount of \$306,718.00, from \$1,226,872.00 to \$1,533,590.00, Justin Seed Company, Inc. in the amount of \$48,470.00, from \$193,880.00 to \$242,350.00, and Southwest Wholesale Nursery in the amount of \$35,888.00, from \$143,552.00 to \$179,440.00 - Total not to exceed \$391,076.00, from \$1,564,304.00 to \$1,955,380.00 - Financing: General Fund (\$145,538.00), Reforestation Fund (\$170,538.00), and Stormwater Drainage Management Fund (\$75,000.00)

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

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

Councilmember Gates moved to adopt the item.

Motion seconded by Councilmember Atkins.

After discussion, Presiding Officer Thomas called a vote and declared the item unanimously adopted. (Griggs absent when vote taken; *Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0197

Item 45: Authorize **(1)** a professional services contract with Hahnfeld Associates, Architects and Planners, Inc., DBA Hahnfeld Hoffer Stanford Architects Planners Interiors for schematic design, design development, construction documents, procurement, and construction administration phases for the Fair Park Coliseum Facility Improvements Project located at 1438 Coliseum Drive; **(2)** the receipt and deposit of funds in an amount not to exceed \$832,258.00 in the Capital Project Reimbursement Fund; and **(3)** an increase in appropriations in an amount not to exceed \$ 832,258.00 in the Capital Project Reimbursement Fund - Not to exceed \$832,258.00 - Financing: Capital Project Reimbursement Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0198

Item 46: Authorize a construction contract for surfacing renovations of three spraygrounds at Pemberton Hill Park located at 6424 Elam Road, Danieldale Park located at 3000 West Wheatland Road, and Lake Highlands North Park located at 9344 Church Road - Kraftsman, L.P. dba Kraftsman Commercial Playgrounds & Waterparks through the Texas Association of School Boards, lowest responsible bidder of two - Not to exceed \$107,255.00 - Financing: Park Improvement Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0199

Item 47: Authorize professional services contracts with seven consulting firms to provide engineering services for the replacement and rehabilitation of water and wastewater mains at 166 locations (list attached to the Agenda Information Sheet) - Kimley-Horn Associates, Inc. in the amount of \$830,041.00, Binkley & Barfield, Inc. in the amount of \$1,187,375.00, Gresham Smith in the amount of \$1,415,413.95, BGE, Inc. in the amount of \$1,047,510.00, Hayden Consultants, Inc. in the amount of \$1,327,445.00, Criado & Associates, Inc. in the amount of \$1,085,516.75, and Pacheco Koch Consulting Engineers, Inc. in the amount of \$1,173,748.09 - Total not to exceed \$8,067,049.79 - Financing: Water Utilities Clean Water TWDB Fund (\$3,857,858.28) and Water Utilities Drinking Water TWDB Fund (\$4,209,191.51)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0200

Item 48: Authorize an increase in the construction services contract with Ark Contracting Services, LLC for emergency work associated with the replacement of a 24-inch wastewater main - Not to exceed \$1,340,715.00, from \$12,291,878.00 to \$13,632,593.00 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0201

Item 49: 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 the nominees met qualifications for service with the terms for appointment for the 2017-2019 term.

Councilmember Kingston moved to appoint the following:

- David L. Wiley to the Civil Service Board;
- Sara B. Wick, 55+ years of age, to the Senior Affairs Commission; and
- Maria Fernanda Agüero to the Youth Commission.

Motion seconded by Deputy Mayor Pro Tem Medrano.

Councilmember Kleinman moved to separate the vote on each individual nomination.

Motion seconded by Councilmember Callahan and accepted by consensus of the city council.

Councilmember Greyson moved to appoint David L. Wiley to the Civil Service Board.

Motion seconded by Deputy Mayor Pro Tem Medrano.

After discussion, Presiding Officer Thomas called a vote and declared the individual appointed to the Civil Service Board on a divided vote with Councilmembers Callahan and Kleinman voting "No." (Gates absent when vote taken; *Rawlings absent on city business)

Councilmember Kingston moved to appoint Sara B. Wick, 55+ years of age, to the Senior Affairs Commission.

Motion seconded by Councilmember Callahan and unanimously adopted. (Gates absent when vote taken; *Rawlings absent on city business)

Councilmember Kingston moved to appoint Maria Fernanda Agüero to the Youth Commission.

Motion seconded by Deputy Mayor Pro Tem Medrano and unanimously adopted. (Gates absent when vote taken; *Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

19-0201

Page 2

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

19-5200	CSB	CIVIL SERVICE BOARD
19-5201	SAC	SENIOR AFFAIRS COMMISSION
19-5202	YOC	YOUTH COMMISSION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0202

Item 50: An ordinance abandoning a portion of an alley (also known as Howland Street) to OR Asset Holdings, L.P., the abutting owner, containing approximately 3,588 square feet of land, located near the intersection of Howland and Routh Streets; and authorizing the quitclaim; and providing for the dedication of approximately 3,651 square feet of land needed for a wastewater easement - Revenue: \$640,458.00, plus the \$20.00 ordinance publication fee (This item was deferred on November 28, 2018 and December 12, 2018)

Councilmember Kingston moved to defer the item to the March 27, 2019 voting agenda meeting of the city council.

Motion seconded by Councilmember Narvaez and unanimously deferred. (Gates absent when vote taken; *Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0203

The consent zoning docket consisted of agenda items 51-60.

Agenda item 51: Zoning Case Z178-254(JM)
Agenda item 52: Zoning Case Z178-308(PD)
Agenda item 53: Zoning Case Z178-337(PD)
Agenda item 54: Zoning Case Z178-357(JM)
Agenda item 55: Zoning Case Z178-361(CT)
Agenda item 56: Zoning Case Z178-380(CY)
Agenda item 57: Zoning Case Z178-381(JM)
Agenda item 58: Zoning Case Z178-385(AM)
Agenda item 59: Zoning Case Z178-386(JM)
Agenda item 60: Zoning Case Z178-389(CT)

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Felder moved to defer agenda item 55 to the March 27, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Kleinman moved to defer agenda item 56 to the February 27, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Clayton moved to defer agenda item 58 to the February 27, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Agenda item 59 was removed from the consent zoning docket to be considered as an individual hearing, as it required a favorable vote of three-fourths for adoption.

Therefore, the consent zoning docket, consisting of agenda 32-35 was presented for consideration.

Agenda item 51: Zoning Case Z178-254(JM)
Agenda item 52: Zoning Case Z178-308(PD)
Agenda item 53: Zoning Case Z178-337(PD)
Agenda item 54: Zoning Case Z178-357(JM)
Agenda item 57: Zoning Case Z178-381(JM)
Agenda item 60: Zoning Case Z178-389(CT)

In the zoning cases on the consent zoning docket, the city plan commission recommended approval of the proposed changes in zoning.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

19-0203

Page 2

Deputy Mayor Pro Tem Medrano moved to close the public hearings, accept the recommendations of the city plan commission and pass the ordinances.

Motion seconded by Councilmember Callahan and unanimously adopted. (*Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0204

Item 51: Zoning Case Z178-254(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an expansion of Planned Development District No. 844 by creating a new subdistrict on property zoned an R-7.5(A) Single Family District, on the south side of Alto Garden Drive, between South Buckner Boulevard and Pleasant Drive

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

Adopted as part of the zoning consent docket.

Assigned ORDINANCE NO. 31098

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0205

Item 52: Zoning Case Z178-309(PD) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for Townhouse District uses on property zoned an R-7.5(A) Single Family District, generally bounded by Ridan Lane, Cherry Laurel Lane, Sportsmans Parkway, and Cavalcade Drive

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 31099

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0206

Item 53: Zoning Case Z178-337(PD) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for the placement of fill material use on property zoned an R-10(A) Single Family District at the intersection of Dixie Garden Lane, Dixie Garden Court, and Cliff Haven Drive

Recommendation of Staff and CPC: Approval for a three-year period, subject to a Site Improvement and Recommended Vegetation Plan for Remediation of the Escarpment Zone and GSA, an Operations plan, and conditions

Adopted as part of the zoning consent docket.

Assigned ORDINANCE NO. 31100

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0207

Item 54: Zoning Case Z178-357(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an expansion of Planned Development District No. 936 by creating a new subdistrict on property zoned an R -5(A) Single Family District within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District, on the west side of Bexar Street, south of Vesper Street

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

Adopted as part of the zoning consent docket.

Assigned ORDINANCE NO. 31101

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0208

Item 55: Zoning Case Z178-361(CT) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 2155 for a recycling buy-back center for the collection of household and industrial metals on property zoned an IM Industrial Manufacturing District, on the southwest line of South Lamar Street between Martin Luther King Jr. Boulevard and Lenway Street

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

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Felder moved to defer the item to the March 27, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Clayton and unanimously deferred. (Greyson absent when vote taken; Rawlings absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0209

Item 56: Zoning Case Z178-380(CY) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a multifamily use on property zoned Planned Development District No. 407, on the east side of Boulder Drive, south of West Kiest Boulevard

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

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Kleinman moved to defer the item to the February 27, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Gates and unanimously deferred. (Greyson absent when vote taken; *Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0210

Item 57: Zoning Case Z178-381(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and (1) an ordinance granting a Specific Use Permit for a commercial amusement (inside) use limited to a live music venue; and (2) an ordinance terminating Specific Use Permit No. 1707 for a tattoo studio and a body piercing studio on property zoned Tract A within Planned Development District No. 269, the Deep Ellum/Near East Side Special Purpose District, on the north line of Main Street, east of North Crowds Street

Recommendation of Staff and CPC: Approval for a two-year period, subject to a site plan and conditions, and approval of the termination of Specific Use Permit No. 1707.

Adopted as part of the zoning consent docket.

Assigned ORDINANCE NOS. 31102 AND 31103

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0211

Item 58: Zoning Case Z178-385(AM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an IR Industrial Research District on property zoned a CS Community Service District and an MC-1 Multiple Commercial District, on the north line of East Northwest Highway, east of Shiloh Road

Recommendation of Staff and CPC: Approval

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Clayton moved to defer the item to the February 27, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Callahan and unanimously deferred. (Greyson absent when vote taken; *Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0212

Item 59: Zoning Case Z178-386(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a commercial amusement (inside) use on property zoned Subdistrict 3 for WMU-20 Walkable Urban Mixed-Use District uses within Planned Development District No. 887, the Valley View/Galleria Area Special Purpose District, on the southwest corner of Montfort Drive and James Temple Drive

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

Neva Dean, Assistant Director of Sustainable Development and Construction, stated the item required a favorable vote of three-fourths for adoption.

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 Atkins.

During discussion and at the request of Councilmember Felder, the following individuals addressed the city council on the item:

Suzan Kedron, 2323 Ross Ave.
Ryan Crow, 4600 Secluded Holw, Austin, TX

After discussion, Presiding Officer Thomas called a record vote on Councilmember Kleinman's motion:

Voting Yes: [8] Thomas, Griggs, Atkins, Clayton,
McGough, Kleinman, Greyson, Gates

Voting No: [6] Medrano, Arnold, Callahan, Narvaez,
Felder, Kingston

Absent on city business: [1] *Rawlings

The city secretary declared the motion failed.

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0213

Item 60: Zoning Case Z178-389(CT) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an MF-2(A) Multifamily District on property zoned an IR Industrial Research District, on the southeast line of Kimsey Drive, northeast of Maple Avenue

Recommendation of Staff and CPC: Approval

Adopted as part of the zoning consent docket.

Assigned ORDINANCE NO. 31104

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0214

ZONING CASES – INDIVIDUAL

Item 61: Zoning Case Z178-162(JM)

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for CR Community Retail District, a private school, and residential uses on property zoned an IR Industrial Research District, generally bounded by Singleton Boulevard and Bedford Street to the north, to the east and west of Vilbig Road, and Akron Street and Duluth Street to the south

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

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

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

Jonathan Vinson, 6342 Vickery Blvd., representing Catholic Diocese of Dallas
Elena Cantu, (not provided), representing St. Mary of Carmel
Kaitlyn Aguilar, (not provided), representing St. Mary of Carmel
Jeannette Salazar, 3330 Bataan St., representing St. Mary of Carmel

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

Motion seconded by Councilmember Atkins.

After discussion, Presiding Officer Thomas called a vote and declared the item unanimously adopted. (*Rawlings absent on city business)

Assigned ORDINANCE NO. 31105

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0215

ZONING CASES – INDIVIDUAL

Item 62: Zoning Case Z178-387(JM)

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1903 for a late-hours establishment limited to a restaurant without drive -in or drive-through service on property zoned Planned Development District No. 842 with an MD-1 Modified Delta Overlay District, on the north line of Alta Avenue, west of Greenville Avenue

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

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

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

Kim Comerford, 5623 Richmond Ave., representing LGWNA

No one appeared 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:

- Hours of operation limited to 2:00 a.m.

and pass the ordinance.

Motion seconded by Councilmember Callahan and unanimously amended. (Narvaez absent when vote taken; *Rawlings absent on city business)

Assigned ORDINANCE NO. 31106

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0216

THOROUGHFARE PLAN AMENDMENTS

Item 63: A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classification of: **(1)** Main Street from Canton Street to Peak Street from a six-lane divided roadway (M-6-D[a]) in 100 feet of right-of-way to a special four-lane undivided roadway (SPCL 4U) in 100 feet of right-of-way; **(2)** Main Street from Peak Street to Columbia Avenue from a six-lane divided roadway (M-6-D[a]) in 100 feet of right-of-way to a special four-lane divided roadway (SPCL 4D) with bicycle facilities in 100 feet of right-of-way; **(3)** Columbia Avenue from Main Street to Abrams Road from a six-lane divided roadway (M-6-D[a]) in 100 feet of right-of-way to a special four-lane divided roadway (SPCL 4D) with bicycle facilities in 100 feet of right-of-way; and **(4)** Abrams Road from Columbia Avenue to Richmond Avenue from a four-lane divided roadway (S-4-D) in 80 feet of right-of-way to a special four-lane divided roadway (SPCL 4D) with bicycle facilities in 100 feet of right-of-way; and at the close of the hearing, authorize an ordinance implementing the change - Financing: This action has no cost consideration to the City (see Fiscal Information for potential future costs)

The following individuals addressed the city council on the item:

Noel Aveton, 6111 Worth St.

Howard Ledger, 3232 Sailmaker Ln., Plano, TX, representing Northern Data Resources Inc.

Alex Winslow, 6661 Avalon Ave.

Michael Robinson, 4106 Meadow Dale Ln.

Deputy Mayor Pro Tem Medrano moved to close the public hearing and adopt the item.

Motion seconded by Councilmember Kingston.

After discussion, Presiding Officer Thomas called a vote and declared the item unanimously adopted. (*Rawlings absent on city business)

Assigned ORDINANCE NO. 31107

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0217

THOROUGHFARE PLAN AMENDMENTS

Item 64: A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to delete Jefferson-12th Connector from Jefferson Boulevard to 12th Street; and at the close of the hearing, authorize an ordinance implementing the change - Financing: This action has no cost consideration to the City (see Fiscal Information for potential future costs)

The following individuals addressed the city council on the item:

Eliseo Ruiz, 214 S. Willowmet Ave.

Diane Sherman, 107 N. Clinton Ave., representing Winnetka Heights

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

Motion seconded by Councilmember Atkins.

After discussion, Presiding Officer Thomas called a vote and declared the item unanimously adopted. (*Rawlings absent on city business)

Assigned ORDINANCE NO. 31108

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0218

MISCELLANEOUS HEARINGS

Item 65: A public hearing to receive comments on and consideration of authorizing a public hearing to consider an amendment to Section 51A-8.403 of Chapter 51A of the Dallas Development Code to provide notice requirements for replatting nonresidential property - Financing: No cost consideration to the City (via Councilmembers Griggs, Kingston, Deputy Mayor Pro Tem Medrano, Clayton, Narvaez)

No one addressed the city council on the item.

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

Motion seconded by Councilmember Kingston.

After discussion, Presiding Officer Medrano called a vote and declared item unanimously adopted. (Thomas absent when vote taken; *Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0219

MISCELLANEOUS HEARINGS

Item 66: A public hearing to receive comments on and consideration of authorizing a public hearing to amend the Antioch Church Subdistrict within the West End Historic Sign District on property zoned a CA-2(A) Central Area District with Historic Overlay District No. 2, the West End Historic District, on the southeast corner of Austin Street and Pacific Avenue; consideration is to be given to amending Section 51A-7.1007.2 of the Dallas Development Code by eliminating the requirement that the landmark commission must determine a supergraphic sign is compatible with the West End Historic District - Financing: No cost consideration to the City (via Councilmembers Griggs, Kingston, Clayton, Narvaez, Greyson)

The following individual addressed the city council on the item:

Robert Fiedler, 9002 Middlebie Dr., Austin, TX, representing Antioch Church

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

Motion seconded by Councilmember Narvaez.

During discussion, Councilmember Greyson asked Councilmember Kingston if he would accept a friendly amendment to have the process for this building [Antioch Church Subdistrict within the West End Historic Sign District] be the same as the buildings in the Harwood Historic District; which is a staff review.

Councilmember Kingston accepted the friendly amendment as part of his motion.

Councilmember Narvaez, who seconded the motion, also accepted the friendly amendment.

Presiding Officer Medrano called a vote and declared the item amended on a divided vote with Councilmembers Arnold and Kleinman voting "No." (Thomas absent when vote taken; *Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0220

MISCELLANEOUS HEARINGS

Item 67: A public hearing to receive comments on and consideration of authorizing a public hearing to amend the Purse Building Subdistrict within the West End Historic Sign District on property zoned a CA-2(A) Central Area District with Historic Overlay District No. 2, the West End Historic District, on the northeast corner of Elm Street and Record Street; consideration is to be given to amending Section 51A-7.1007.1 of the Dallas Development Code by eliminating the requirement that the landmark commission must determine a supergraphic sign is compatible with the West End Historic District - Financing: No cost consideration to the City (via Councilmembers Griggs, Kingston, Clayton, Narvaez, Greyson)

No one addressed the city council on the item.

Councilmember Kingston moved to close the public hearing and adopt the item with the following change:

- To have the process for this building [Purse Building Subdistrict within the West End Historic Sign District] be the same as the buildings in the Harwood Historic District; which is a staff review.

Motion seconded by Councilmember Narvaez.

After discussion, Presiding Officer Medrano called a vote and declared the item amended on a divided vote with Councilmembers Arnold and Kleinman voting “No.” (Thomas absent when vote taken; *Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0221

MISCELLANEOUS HEARINGS

Item 68: A public hearing to receive comments regarding, and approval of, an amendment to Chapter 51A, "Dallas Development Code", Section 51A-5.102, of the Dallas City Code to adopt the Dallas County flood insurance study and accompanying flood insurance rate maps, as revised, which become effective on March 21, 2019, as a requirement of the Federal Emergency Management Agency - Financing: No cost consideration to the City

No one addressed the city council on the item.

Councilmember Callahan moved to close the public hearing, adopt the item and pass the ordinance.

Motion seconded by Councilmember Kleinman and unanimously adopted. (Thomas absent when vote taken; *Rawlings absent on city business)

Assigned ORDINANCE NO. 31109

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0222

Addendum Item 1: Authorize adoption of the City of Dallas Public/Private Partnership Guidelines (attached to the Resolution as Exhibit A), in order to facilitate and expand the use of public/private partnerships - Financing: No cost consideration to the City

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

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

Councilmember Atkins moved to adopt the item.

Motion seconded by Councilmember Kleinman.

After discussion, Presiding Officer Thomas called a vote and declared the item adopted on a divided vote with Deputy Mayor Pro Tem Medrano and Councilmembers Griggs, *Narvaez Greyson, Kingston voting “No.” (**Rawlings absent on city business)

*Note: Councilmember Narvaez requested the record reflect his vote as “No.”

****Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0223

Addendum Item 2: A resolution supporting City of Dallas initiatives towards a clean, healthy environment, including ongoing efforts towards a Comprehensive Environmental & Climate Action Plan, participation in the international C 40 Cities Organization, and support for effective and equitable Federal actions related to climate change, including support for a market -based carbon fee - Financing: This action has no cost consideration to the City (see Fiscal Information for potential future costs)

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

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

The following individual addressed the city council on the item:

Ann Drumm, 2325 Centurion Ct., representing Citizens Climate Lobby

Councilmember Greyson moved to adopt the item.

Motion seconded by Councilmember Atkins.

After discussion, Presiding Officer Thomas called a vote and declared the item adopted on a divided vote with Councilmembers Callahan and McGough voting “No.” (*Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0224

Addendum Item 3: Authorize public hearings to be held on February 6, 2019 and February 13, 2019 to receive comments on the renewal of the Dallas juvenile curfew ordinance, which provides daytime and nighttime curfew hours for minors; and, at the close of the public hearing on February 13, 2019, consideration of an ordinance amending Chapter 31 of the Dallas City Code to reinstate and continue in effect the Dallas juvenile curfew ordinance - Financing: No cost consideration to the City

Councilmember McGough moved to adopt the item.

Motion seconded by Councilmember Atkins.

Councilmember Kingston moved a substitute motion to authorize the public hearings to be held in May [May 8, 2019] and June [June 12, 2019] in order to allow time to meet with the taskforce to discuss options.

Substitute motion seconded by Councilmember Narvaez.

After discussion, Presiding Officer Thomas called a record vote on Councilmember Kingston's substitute motion:

Voting Yes:	[4]	Medrano, Griggs, Narvaez, Kingston
Voting No:	[9]	Thomas, Arnold, Callahan, Felder, Atkins, McGough, Kleinman, Greyson, Gates
Absent when vote taken:	[1]	Clayton
Absent on city business:	[1]	*Rawlings

The city secretary declared the motion failed.

After further discussion, Presiding Officer Thomas called a record vote on Councilmember McGough's original motion to adopt the item:

Voting Yes:	[9]	Thomas, Arnold, Callahan, Felder, Atkins, McGough, Kleinman, Greyson, Gates
Voting No:	[4]	Medrano, Griggs, Narvaez, Kingston
Absent when vote taken:	[1]	Clayton
Absent on city business:	[1]	*Rawlings

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

19-0224

Page 2

The city secretary declared the item adopted.

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0225

Addendum Item 4: Authorize a public hearing to be held on February 27, 2019, pursuant to Chapter 26 of the Texas Parks and Wildlife Code, to receive comments on the proposed use of a portion of Oak Cliff Founders Park, totaling approximately 59,698 square feet (1.37 acres), located at 900 North Marsalis Avenue, for a land exchange for adjacent land area of equal size to allow for reconfiguration of the Oak Cliff Founders Park to better serve the recreational needs of Dallas residents with a safer, more functional park - Financing: No cost consideration to the City

Councilmember Griggs moved to deny the item.

Motion seconded by Councilmember Atkins.

After discussion, Presiding Officer Thomas called a vote and declared the item unanimously denied. (*Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0226

Addendum Item 5: An ordinance ordering a special election to be held in the City of Dallas on Saturday, May 4, 2019, for the purpose of submitting to the qualified voters a proposition of conveying by exchange (also known as a land swap) of approximately 59,698 square feet (1.37 acres) of parkland within the Oak Cliff Founders Park located at 900 North Marsalis Avenue for abutting land of equal size to allow for reconfiguration of the Oak Cliff Founders Park to better serve the recreational needs of Dallas residents with a safer, more functional park
- Financing: No cost consideration to the City

Councilmember Greyson moved to deny the item.

Motion seconded by Councilmember Callahan.

After discussion, Presiding Officer Thomas called a vote and declared the item unanimously denied. (*Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0227

Addendum Item 6: A resolution designating absences by Councilmember Philip T. Kingston as being for "Official City Business" - Financing: No cost consideration to the City

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

Councilmember Felder moved to adopt the item.

Motion seconded by Councilmember Griggs.

During discussion, Councilmember Arnold moved a substitute motion to defer the item until further information is provided.

Motion seconded by Councilmember Gates.

Presiding Officer Thomas called a vote and declared the substitute motion adopted on a divided vote with Mayor Pro Tem Thomas, Deputy Mayor Pro Tem Medrano and Councilmembers Griggs, Narvaez, Clayton and Greyson voting "No." (Kingston abstain; *Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0228

Note: Addendum Item Nos. 7 and 8 must be considered collectively.

Addendum Item 7: Authorize **(1)** a real property tax abatement agreement with Equinix LLC or an affiliate thereof for the purpose of granting a ten-year abatement of 50 percent of the taxes on the added value to the real property in conjunction with Phase One of a proposed new data center development, the first phase (situated on approximately 3.35 acres) of a proposed two phase data center development located within a Texas Enterprise Zone on approximately 7 acres in the aggregate at 2000 North Stemmons Freeway in Dallas, Texas; and **(2)** a business personal property tax abatement agreement with Equinix LLC or an affiliate thereof for the purpose of granting a five-year abatement of 50 percent of the taxes on the added value to the business personal property in conjunction with Phase One of a proposed new data center development, the first phase (situated on approximately 3.35 acres) of a proposed two phase data center development located within a Texas Enterprise Zone on approximately 7 acres in the aggregate at 2000 North Stemmons Freeway in Dallas, Texas, in accordance with the Property Redevelopment and Tax Abatement Act and the City's Public/Private Partnership Program - Guidelines and Criteria - Estimated Revenue Foregone: \$3,582,036.00 over a ten-year period

Deputy Mayor Pro Tem Medrano moved to adopt addendum agenda items 7 and 8.

Motion seconded by Councilmember Atkins and unanimously adopted. (Greyson absent when vote taken; *Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 23, 2019

19-0229

Note: Addendum Item Nos. 7 and 8 must be considered collectively.

Addendum Item 8: Authorize **(1)** a real property tax abatement agreement with Equinix LLC or an affiliate thereof for the purpose of granting a ten-year abatement of 50 percent of the taxes on the added value to the real property in conjunction with Phase Two of a proposed new data center development, the second phase (situated on approximately 3.645 acres) of a proposed two phase data center development located within a Texas Enterprise Zone on approximately 7 acres in the aggregate located at 2000 North Stemmons Freeway in Dallas, Texas; and **(2)** a business personal property tax abatement agreement with Equinix LLC or an affiliate thereof for the purpose of granting a five-year abatement of 50 percent of the taxes on the added value to the business personal property in conjunction with Phase Two of a proposed new data center development, the second phase (situated on approximately 3.645 acres) of a proposed two phase data center development located within a Texas Enterprise Zone on approximately 7 acres in the aggregate at 2000 North Stemmons Freeway in Dallas, Texas, in accordance with the Property Redevelopment and Tax Abatement Act and the City's Public/Private Partnership Program - Guidelines and Criteria - Estimated Revenue Foregone: \$6,051,331.00 over a ten-year period

Deputy Mayor Pro Tem Medrano moved to adopt addendum agenda items 7 and 8.

Motion seconded by Councilmember Atkins and unanimously adopted. (Greyson absent when vote taken; *Rawlings absent on city business)

***Absent on city business per Section 4.11 (b)(1) of the City Council Rules of Procedure.**

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 23, 2019

EXHIBIT C