

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, APRIL 24, 2019

19-0570

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

PRESENT: [15] Rawlings, Thomas (\*2:22 p.m.), Medrano (\*9:22 a.m.), Griggs (\*9:32 a.m.), Arnold, Callahan, Narvaez (\*9:20 a.m.), Felder, Atkins, Clayton (\*9:25 a.m.), McGough, Kleinman, Greyson (\*9:24 a.m.), Gates, Kingston

ABSENT: [0]

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

The invocation was given by Co-Pastor and Executive Director Rachel Triska of Life in Deep Ellum.

Councilmember Arnold 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 12:38 p.m. and reconvened to open session at 2:18 p.m. [\*Thomas (2:22 p.m.), \*Arnold (2:19 p.m.), \*Callahan (2:21 p.m.), \*McGough (2:19 p.m.), \*Greyson (2:20 p.m.), \*Gates (2:20 p.m.)]

After all business properly brought before the city council had been considered, the city council adjourned at 3:25 p.m.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Secretary

\_\_\_\_\_  
Date Approved

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

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

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

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

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, APRIL 24, 2019

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, APRIL 24, 2019

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0571

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: Richard Sheridan, 4801 Live Oak St. (handout provided)  
SUBJECT: Churches and our homeless

SPEAKER: Judy Bryant, 6900 Skillman St.  
SUBJECT: Earned paid sick time  
REPRESENTING: Texas Alliance for Retired Americans

SPEAKER: Mark York, 722 N. Hampton Rd.  
SUBJECT: Paid sick time  
REPRESENTING: Dallas AFL-CIO

SPEAKER: Susan Fountain, 10630 Chesterton Dr.  
SUBJECT: Paid sick leave policy

SPEAKER: Sandra Crenshaw, 1917 S. Malcolm X Blvd.  
SUBJECT: The car wash

**ADDITIONAL – OPEN MICROPHONE:**

There were no speakers under this category.

**OPEN MICROPHONE – END OF MEETING:**

SPEAKER: Daniel Moore, 4236 Lawnview Ave. (visual presentation)  
SUBJECT: Code enforcement

SPEAKER: Deloris Phillips, Address Not Provided  
SUBJECT: Corruption, collusion & cover-up

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0572

Item 1: Approval of Minutes of the April 10, 2019 City Council Meeting

Councilmember Greyson moved to adopt the minutes as presented.

Motion seconded by Councilmember Narvaez and unanimously adopted. (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0573

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-42. There was no addendum addition consent agenda. Consent agenda item 6 was deleted on the addendum.

There was no item removed from the consent agenda.

Therefore, the consent agenda, consisting of consent agenda items 2-5 and 7-42 was presented for consideration.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0574

Item 2: Authorize **(1)** an increase to the construction services contract with Phoenix 1 Restoration and Construction, Ltd. to increase the scope of work for construction modifications and corrective actions for hidden conditions discovered during the construction phase for the Dallas City News Studio in Fair Park located at 1620 First Avenue; and **(2)** an increase in appropriations in an amount not to exceed \$379,692.00 in the Public Educational and Governmental Access Fund - Not to exceed \$347,828.01, from \$6,027,471.36 to \$6,375,299.37 - Financing: Public Educational and Governmental Access Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0575

Item 3: Authorize settlement of the lawsuit styled Angelina Tinnion v. City of Dallas, Cause No. DC-18-06974 - Not to exceed \$50,000.00 - Financing: Risk Management Funds

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0576

Item 4: Authorize a professional services contract with Gilbert Wilburn, PLLC, to provide legal services and representation to the City of Dallas in connection with matters involving future and ongoing water utility matters before the Public Utility Commission of Texas, the Texas Commission on Environmental Quality, the State Office of Administrative Hearings, and other water utility-related matters - Not to exceed \$200,000.00 - Financing: Dallas Water Utilities Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0577

Item 5: Authorize Supplemental Agreement No. 1 to the professional services contract with Carter Arnett PLLC, for additional legal services in connection with the lawsuit styled Michael J. Bostic v. City of Dallas, Cause No. DC-18-08325 - Not to exceed \$50,000.00, from \$50,000.00 to \$100,000.00 - Financing: Risk Management Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0578

Item 6: Authorize a five-year service contract for the purchase of the X5-2500 Acuity system to include the installation, systems application setup and training with onsite support to support the Closed-Circuit Television camera system at Dallas Love Field - Pivot3, Inc., sole source - Not to exceed \$2,558,435.80 - Financing: Aviation Fund (subject to annual appropriations)

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0579

Item 7: Authorize a subscription contract for additional specialized municipal-related services with Gartner, Inc. - Not to exceed \$86,232.25 - Financing: Data Services Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0580

Item 8: Authorize the City Manager or their designee(s) to execute Landscape Maintenance Agreements with the Texas Department of Transportation (TxDOT) on behalf of the City to maintain landscape improvements installed under TxDOT's Green Ribbon Program on roadway facilities within the city limits of Dallas currently managed by TxDOT, including the currently proposed project along Interstate Highway 30 between White Rock Creek and Buckner Boulevard - Financing: No cost consideration to the City (see Fiscal Information for potential future costs)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0581

Item 9: Authorize a professional services contract with IEA, Inc. for the engineering design of Special Project Group 17-1107 (list attached to the Agenda Information Sheet) - Not to exceed \$503,532.18 - Financing: Street and Transportation (A) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0582

Item 10: Authorize a professional services contract with Aztec Engineering Group, Inc. for the engineering design of Street Reconstruction Group 17-4009 (list attached to the Agenda Information Sheet) - Not to exceed \$140,385.00 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) (\$122,611.00) and Water Utilities Capital Construction Funds (\$17,774.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0583

Item 11: Authorize a professional services contract with Khafra Engineering Consultants, Inc. for the engineering design of Alley Reconstruction Group 17-8003 (list attached to the Agenda Information Sheet) - Not to exceed \$90,640.00 - Financing: Street and Transportation (A) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0584

Item 12: A resolution **(1)** declaring approximately 19,356 square feet of improved land unwanted and unneeded, located near the intersection of Frank and Lagow Streets, and authorizing its advertisement for sale by public auction; **(2)** authorizing a Purchase and Sale Agreement to be prepared for the auctioned surplus property receiving the highest qualified bid that is sold absolute; and **(3)** waiving the minimum reserve amount - Estimated Revenue: \$33,340.00

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0585

Item 13: An ordinance granting a private license to Bishop Arts Phase 1A LLC, for the use of approximately 470 square feet of aerial space to occupy, maintain, and utilize a canopy without premise sign over a portion of 9<sup>th</sup> Street right-of-way, near its intersection with Bishop Avenue - Revenue: \$100.00 one-time fee, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31175

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0586

Item 14: An ordinance granting a revocable license to AT&T Services, Inc. for the use of a total of approximately 83,976 square feet to occupy, maintain, and utilize six aerial and land portions for six aerial uplights, nineteen benches, thirty light poles, one hundred thirty-eight tree lights, fifty-seven flush-in grade lights, seventy-eight bollards, twelve lighted bollards, fifteen retractable bollards, five canopies without premise signs, a balcony, four fountains, sixty-nine trees, twenty-seven tree wells, planters, landscaping and irrigation systems over and on portions of Field, Browder, Commerce, Jackson, Akard and Wood Streets near its intersection with Jackson and Akard Streets - Revenue: \$4,361.00 annually and a \$4,700.00 one-time fee, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31176

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0587

Item 15: An ordinance abandoning a portion of an alley to Hickory CDR, LLC, the abutting owner, containing approximately 9,380 square feet of land, located near the intersection of Park Avenue and Hickory Street; and authorizing the quitclaim; and providing for the dedication of approximately 6,000 square feet of land needed for a wastewater easement - Revenue: \$115,609.00, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31177

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0588

Item 16: An ordinance abandoning a portion of Hawkins Street (formerly known as Leonard Street) to Epic Dallas Phase 2, LP, the abutting owner, containing approximately 13,429 square feet of land, located near the intersection of Hawkins Street and Pacific Avenue; and authorizing the quitclaim; and providing for the dedication of a total of approximately 19,784 square feet of land needed for street right-of-way - Revenue: \$5,400.00, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31178

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0589

Item 17: Authorize **(1)** an Interlocal Agreement with Dallas Area Rapid Transit (DART) to fund and implement the Street Repair Program for eligible street repair projects; **(2)** the receipt and deposit of DART funds in an amount not to exceed \$9,619,105.00 in the DART Transportation Projects Fund; and **(3)** the establishment of appropriations in an amount not to exceed \$9,619,105.00 in the DART Transportation Projects Fund - Not to exceed \$9,619,105.00 - Financing: DART Transportation Projects Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0590

Item 18: Authorize a construction contract for traffic signal construction of Warranted Traffic Signal Installation Group 1 at the following five locations: Maple-Routh Connection at Thomas Avenue; Cockrell Hill Road at Adler Drive; Lemmon Avenue at Oak Grove Avenue; Great Trinity Forest Way at Murdock Road; and Fort Worth Avenue at Westmount Avenue - Durable Specialties, Inc., lowest responsible bidder of three - Not to exceed \$1,150,000.00 - Financing: Street and Transportation (A) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0591

Item 19: Authorize a construction contract for traffic signal construction of Warranted Traffic Signal Installation Group 2 at the following five locations: Cockrell Hill Road at Pinnacle Point Drive; Coombs Creek at West Illinois Avenue; West Illinois Avenue at Keats Drive; Camp Wisdom Road at Chaucer Place; Rosser Road at Royal Lane - Durable Specialties, Inc., lowest responsible bidder of three - Not to exceed \$1,082,520.00 - Financing: Street and Transportation (A) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0592

Item 20: Authorize a construction contract for traffic signal construction of Warranted Traffic Signal Installation Group 3 at the following six locations: Greentree Lane at Mockingbird Lane; Abbott Avenue at Fitzhugh Avenue; Boll Street at McKinney Avenue; Apex Avenue at Ferguson Road; Cox Lane at Royal Lane; and Garland Road at Emerald Isle Drive - Durable Specialties, Inc., only bidder - Not to exceed \$1,274,283.00 - Financing: Street and Transportation (A) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0593

Item 21: Authorize a construction contract for traffic signal construction of Warranted Traffic Signal Installation Group 4 at the following seven locations: Kiest Boulevard at Ramona Avenue; Hampton Road at Cliff Creek Crossing Drive; Illinois Avenue at Mountain View College; Cole Avenue at Lemmon Avenue; Denley Drive at 8th Street; Elam Road at Holcomb Road; and Harry Hines Boulevard at Oak Lawn Avenue - Durable Specialties, Inc., lowest responsible bidder of two - Not to exceed \$1,364,640.00 - Financing: Street and Transportation (A) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0594

Item 22: Authorize **(1)** approval of the development plan as described in Exhibit A for the construction of 30 affordable houses by Confia Homes, L.L.C.; **(2)** the sale of 30 vacant lots as described in Exhibit A from the Dallas Housing Acquisition and Development Corporation to Confia Homes, L.L.C., subject to restrictive covenants and a right of reverter and execution of all necessary documents; and **(3)** execution of a release of lien for any non-tax liens on the 30 vacant lots that may have been filed by the City - Financing: No cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0595

Item 23: Authorize a public hearing to be held on May 8, 2019 to receive comments on the FY 2019-20 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

APRIL 24, 2019

19-0596

Item 24: An ordinance amending Ordinance No. 30991, previously approved on September 18, 2018, as amended by Ordinance No. 31035, previously approved on November 14, 2018, authorizing certain transfers and appropriation adjustments for FY 2018-19 for the maintenance and operation of various departments, activities, and amending the capital budget; and authorize the City Manager to implement those adjustments - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31179

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0597

Item 25: Authorize a one-year Interlocal Agreement, with two one-year renewal options, with the City of Irving to provide for radio station air time on WRR-FM for the Irving Arts Center - Revenue: \$67,600.00 (annually)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0598

Item 26: Authorize a service contract for the purchase and installation of one generator for the Water Utilities Department - LJ Power, Inc., lowest responsible bidder of two  
- Not to exceed \$72,057 - Financing: Water Construction Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0599

Item 27: Authorize a five-year service contract to expand and enhance the enterprise capital project management system - eCIFM Solutions, Inc. - Not to exceed \$2,169,090 - Financing: Bond Program Administration Fund (\$276,960), Sewer Construction Fund (\$946,066), and Water Construction Fund (\$946,064) (subject to annual appropriations)

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0600

Item 28: Authorize a five-year service contract for maintenance, support, parts, and hardware for Dallas Executive Airport control tower operation equipment for the Department of Aviation - Robinson Aviation (RVA), Inc., most advantageous proposer of two - Not to exceed \$308,123.80 - Financing: Aviation Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0601

Item 29: Authorize a three-year master agreement for swimming pool, fountain and disinfecting chemicals and supplies - Leslie's Poolmart, Inc. in the amount of \$233,189.81, Sunbelt Pools, Inc. in the amount of \$191,809.14, and Chemrite, Incorporated in the amount of \$71,175.00, lowest responsible bidders of five - Total not to exceed \$496,173.95 - Financing: General Fund (\$479,058.74), Aviation Fund (\$9,324.56), Dallas Water Utilities Fund (\$6,975.00), and Convention and Event Services Fund (\$815.65)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0602

Item 30: Authorize a professional services contract with Freese and Nichols, Inc. for schematic design, design development, construction documents, procurement and construction observation phases for the Coombs Creek Trail Improvements Project located from the 800 block of North Plymouth Road to the 2600 block of Sunset Avenue at Moss Park - Not to exceed \$244,907.00 - Financing: Park and Recreation Facilities (B) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0603

Item 31: Authorize a professional services contract with CP&Y, Inc. for hydrologic modeling, schematic design, design development, construction documents, procurement and construction observation phases for the Emerald Lake Dam Safety and Erosion Control Improvements Project at Emerald Lake Park located at 6102 Mountain Creek Parkway - Not to exceed \$314,289.00 - Financing: Park and Recreation Facilities (B) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0604

Item 32: Authorize **(1)** a professional services contract with Conley Group, Inc. for building condition and site drainage assessments, schematic design, design development, construction documents, procurement and construction administration phases for roof replacement and repairs at the Automobile Building located at 1010 First Avenue and the Embarcadero Building located at 1121 First Avenue in Fair Park; **(2)** the receipt and deposit of funds in an amount not to exceed \$284,050.00 from the State Fair of Texas in the Capital Projects Reimbursement Fund; and **(3)** an increase in appropriations in an amount not to exceed \$284,050.00 in the Capital Projects Reimbursement Fund - Not to exceed \$284,050.00 - Financing: Capital Projects Reimbursement Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0605

Item 33: Authorize **(1)** a development and funding agreement with The Trust for Public Land for property located at 405 East Overton Road for a proposed new park; and **(2)** acquisition from The Trust for Public Land of approximately 81,183 square feet of land located at 405 East Overton Road - Not to exceed \$166,400.00 (\$162,400.00, plus closing costs and title expenses not to exceed \$4,000.00) - Financing: Park and Recreation Facilities (B) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0606

Item 34: Authorize **(1)** a development and funding agreement with The Trust for Public Land for property located at 3200 Simpson Stuart Road for a proposed new park; and **(2)** acquisition from The Trust for Public Land of approximately 1,760,971 square feet of land located at 3200 Simpson Stuart Road - Not to exceed \$1,870,000.00 (\$1,850,000.00, plus closing costs and title expenses not to exceed \$20,000.00) - Financing: Park and Recreation Facilities (B) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0607

Note: Agenda Item Nos. 35 and 36 must be considered collectively.

Item 35: Authorize adoption of the 2019 Water Conservation Plan for the City of Dallas -  
Financing: No cost consideration to the City

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0608

Note: Agenda Item Nos. 35 and 36 must be considered collectively.

Item 36: Authorize adoption of the 2019 Drought Contingency Plan for the City of Dallas -  
Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0609

Item 37: Authorize a professional services contract with Dannenbaum Engineering Company-Dallas, LLC for the engineering design of Storm Drainage Contract No. 4 (list attached to the Agenda Information Sheet) - Not to exceed \$340,199.00 - Financing: Storm Drainage Management Capital Construction Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0610

Item 38: Authorize a professional services contract with HDR Engineering, Inc. for the engineering design of Storm Drainage Contract No. B (list attached to the Agenda Information Sheet) - Not to exceed \$611,465.80 - Financing: Flood Control (D) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0611

Item 39: Authorize a professional services contract with Pacheco Koch Consulting Engineering, Inc. for the engineering design of Erosion Control Contract No. 2 (list attached to the Agenda Information Sheet) - Not to exceed \$136,505.50 - Financing: Storm Drainage Management Capital Construction Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0612

Item 40: Ratify the emergency purchase of electrical drive equipment to retrofit the medium voltage variable frequency drives at the Bachman Water Treatment Plant with Rockwell Automation - Not to exceed \$563,480.49 - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0613

Item 41: Authorize the (1) rejection of the bids received for Dallas Water Utilities heating, ventilation, air conditioning and refrigeration maintenance, repairs, and minor replacements; and (2) re-advertisement for new bids - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0614

Item 42: Authorize Supplemental Agreement No. 5 to the professional services contract with CH2M HILL Engineers, Inc. to provide additional construction management services for construction contracts related to water quality improvements at the Elm Fork Water Treatment Plant and the East Side Water Treatment Plant and improvements at the Walcrest Pump Station located at Hillcrest Road and Walnut Hill Lane - Not to exceed \$1,750,000.00, from \$15,910,397.00 to \$17,660,397.00 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0615

Item 43: 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 a nomination received and indicated the nominee met qualifications for service with the terms for appointment for the 2017-2019 term.

Councilmember Narvaez moved to appoint the following:

- Yolanda R. Alameda, Cultural Institute Management, to the Arts and Culture Advisory Commission.

Motion seconded by Councilmember Atkins and unanimously adopted. (Thomas absent when vote taken)

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

**19-5840 CAC ARTS AND CULTURE ADVISORY COMMISSION**



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0616

Item 44: Authorize **(1)** the second step of acquisition for condemnation by eminent domain; and **(2)** increase purchase price for the acquisition from Farmers Electric Cooperative, Inc. of approximately 8,411 square feet of land located in Kaufman County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed \$23,457.00, increased from \$8,538.00 to \$31,995.00 (\$28,995.00, plus closing costs and title expenses not to exceed \$3,000.00) - Financing: Water Construction Fund

The city secretary announced agenda item 44 requires 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 *Farmers Electric Cooperative, Inc.* to acquire a tract of land containing approximately 8,411 square feet located in Kaufman County, and more fully described in Exhibit A of the proposed written resolution for this item, for the Lake Tawakoni 144-inch Transmission Pipeline Project.

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Atkins.

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

Voting Yes: [13] Rawlings, Medrano, Arnold, Callahan,  
Narvaez, Felder, Atkins, Clayton, McGough,  
Kleinman, Greyson, Gates, Kingston

Voting No: [1] Griggs

Absent when vote taken: [1] Thomas

The city secretary declared the item adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0617

Note: Agenda Item Nos. 45 and 63 must be considered collectively.

Item 45: An ordinance granting a revocable license to AT&T Services, Inc., for the use of a total of approximately 336 square feet of aerial space to occupy, maintain, and utilize a media panel over a portion of Jackson and Akard Streets rights-of-way, near its intersection with Akard Street - Revenue: \$1,894.00 annual fee, plus the \$20.00 ordinance publication fee

The city secretary announced the item will be held until later in the meeting.

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

Councilmember Kingston moved to adopt the item.

Motion seconded by Councilmember Atkins and unanimously adopted.

Assigned ORDINANCE NO. 31180

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0618

Item 46: An ordinance amending the Dallas City Code by adding a new Chapter 20, "Earned Paid Sick Time," requiring private employers to establish and administer earned paid sick time policies that employees who work in the City of Dallas may use if an employee or an employee's family member experiences physical or mental illness, injury, stalking, domestic abuse, sexual assault, or needs preventative care; **(1)** providing definitions; **(2)** providing that employers must provide one hour of earned paid sick time for every 30 hours of time worked with a yearly cap 64 hours of paid sick time per employee for medium or large employers and a yearly cap of 48 hours of paid sick time per employee for small employers; **(3)** providing that employees must be able to carry over unused paid sick time to the following year; **(4)** providing procedures for an employee to request earned paid sick time off; **(5)** providing that an employer may not retaliate against an employee for using earned paid sick time or for making a complaint to the director; **(6)** providing a complaint process for employees to the director; **(7)** providing an investigation process; **(8)** providing a civil penalty not to exceed \$500.00; **(9)** providing for an appeal of a city penalty; **(10)** providing a savings clause; **(11)** providing a severability clause; and **(12)** providing an effective date - Financing: No cost consideration to the City (via Councilmembers Kingston, Narvaez, Griggs, Deputy Mayor Pro Tem Medrano, and Felder)

The following individuals addressed the city council on the item:

Julio Acosta, 1111 W. Mockingbird Ln.  
Philip Huang, 2377 N. Stemmons Fwy., representing Dallas County Health and Human Services  
David Zuniga, 3102 Lenway St.  
Kali Cohn, 4221 Cole Ave.  
Tom Ervin, 5439 McCommas Blvd.  
Domonique Givens, 4590 W. Kiest Blvd., representing Texas Organizing Project  
Edwin Robinson, 320 Singleton Blvd., representing Dallas Black Clergy  
Michael Waters, 3203 Holmes St., representing Dallas Black Clergy  
Kamyon Conner, 2112 Preston Pl., Denton, TX, representing Texas Equal Access Fund  
Karrol Rimal, Address Not Provided

Councilmember Kingston moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Medrano.

During discussion, Councilmember Callahan moved a substitute motion to defer the item to the June 12, 2019 voting agenda meeting of the city council.

Substitute motion seconded by Councilmember Kleinman.

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During further discussion and at the request of Councilmember Atkins, the following individual addressed the city council on the item:

Diane Ragsdale, 4907 Spring Ave., representing Inncity Community Development Corporation (ICDC)

After discussion, Mayor Rawlings called a record vote on Councilmember Callahan's substitute motion:

Voting Yes: [5] Rawlings, Callahan, McGough, Kleinman, Gates

Voting No: [9] Medrano, Griggs, Arnold, Narvaez, Felder, Atkins, Clayton, Greyson, Kingston

Absent when vote taken: [1] Thomas

The city secretary declared the motion failed.

Councilmember McGough moved the following substitute motion:

**WHEREAS**, Working Texans for Paid Sick Time reports that over 40 percent of employees in Texas lack employer-paid sick leave;

**WHEREAS**, when employees without employer-paid sick leave miss work due to an illness, they may lose pay and risk losing their jobs;

**WHEREAS**, lack of employer-paid sick leave means that many employees may work while they are sick, may not recover as quickly from their illness, and may be less productive at work; and

**WHEREAS**, because of the concerns with the health, safety, and welfare of its citizens, the City Council wishes to understand the effects of unpaid sick leave on Dallas citizens by collecting data on employers in the City who do not provide paid sick leave.

**Now, Therefore,**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**SECTION 1.** That the City Manager is instructed to implement a data collection process and database to receive and track information and complaints from phone lines, an interactive and updated website, and other appropriate reporting methods relating to businesses who are not paying sick leave.

**SECTION 2.** That the City Manager is instructed to create a process where employers reported for not offering or paying sick leave will be contacted and offered the opportunity to explain their process and state reasons why paid sick leave is not offered.

**SECTION 3.** That the City Manager is instructed to report the findings on unpaid sick leave to the City days of passage of this resolution and maintain an updated repository of, publicly available information through the website.

**SECTION 4.** That this resolution shall take effect immediately from and after its passage in accordance with the Charter of the City of Dallas, and it is accordingly so resolved.

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Substitute motion seconded by Councilmember Kleinman.

After discussion, Mayor Rawlings called a record vote on Councilmember McGough's substitute motion:

Voting Yes: [5] Rawlings, Callahan, McGough, Kleinman,  
Gates

Voting No: [9] Medrano, Griggs, Arnold, Narvaez, Felder,  
Atkins, Clayton, Greyson, Kingston

Absent when vote taken: [1] Thomas

The city secretary declared the motion failed.

Mayor Rawlings called a record vote on Councilmember Kingston's original motion to adopt the item:

Voting Yes: [10] Medrano, Griggs, Arnold, Callahan,  
Narvaez, Felder, Atkins, Clayton, Greyson,  
Kingston

Voting No: [4] Rawlings, McGough, Kleinman, Gates

Absent when vote taken: [1] Thomas

The city secretary declared the item adopted.

Assigned ORDINANCE NO. 31181

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Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Arnold moved to defer agenda item 48 to the June 26, 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 Kingston moved to defer agenda item 52 to the May 8, 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 Felder moved to defer agenda item 54 to the May 22, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

The consent zoning docket consisted of agenda items 47-56

- Agenda item 47: Zoning Case Z167-180(JM)
- Agenda item 48: Zoning Case Z178-261 (PD)
- Agenda item 49: Zoning Case Z178-303(SM)
- Agenda item 50: Zoning Case Z189-112(SM)
- Agenda item 51: Zoning Case Z189-152(PD)
- Agenda item 52: Zoning Case Z189-155(SM)
- Agenda item 53: Zoning Case Z189-166(JM)
- Agenda item 54: Zoning Case Z189-169(CY)
- Agenda item 55: Zoning Case Z189-174(JM)
- Agenda item 56: Zoning Case Z189-175(CY)

Agenda items 47, 49, and 53 were removed from the consent zoning docket to be considered as individual hearings.

Therefore, the consent zoning docket, consisting of agenda items 50, 51, 55 and 56 was presented for consideration.

- Agenda item 50: Zoning Case Z189-112(SM)
- Agenda item 51: Zoning Case Z189-152(PD)
- Agenda item 55: Zoning Case Z189-174(JM)
- Agenda item 56: Zoning Case Z189-175(CY)

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 recommendation.

Councilmember Narvaez moved to close the public hearings, accept the recommendations of the city plan commission and pass the ordinances.

Motion seconded by Councilmember Atkins and unanimously adopted.

**“CORRECTED”**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0620

Item 47: Zoning Case Z167-180(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and **(1)** an ordinance granting a Planned Development District for GO(A) General Office District and certain nonresidential uses; **(2)** a resolution terminating the existing deed restrictions [Z845-227]; and **(3)** an ordinance granting a Specific Use Permit for a mini-warehouse use on property zoned a GO(A) General Office District with Specific Use Permit No. 2071 for a detached non-premise sign (billboard), on the north line of Forest Lane, west of Bankway Lane, and south of Interstate Highway 635 (Lyndon B. Johnson Freeway)

Recommendation of Staff: Approval, subject to a development plan and conditions; approval of the termination of existing deed restrictions [Z845-227]; and, approval of a Specific Use Permit for a mini-warehouse use for a ten-year period with eligibility for automatic renewals for additional ten-year periods, subject to a site plan, landscape plan, elevation plan, and conditions.

Recommendation of CPC: Approval, subject to a development plan and conditions; approval of the termination of existing deed restrictions [Z845-227]; and, approval of a Specific Use Permit for a mini-warehouse use for a fifteen-year period with eligibility for an automatic renewal for one additional fifteen-year period, subject to a site plan, landscape plan, elevation plan, and conditions

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

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

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

Motion seconded by Councilmember Kingston.

Councilmember Gates moved a substitute motion to defer the item to the May 8, 2019 voting agenda meeting of the city council.

Substitute motion seconded by Councilmember Callahan ~~and unanimously deferred.~~

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

Voting Yes: [8] Thomas, Arnold, Callahan, Clayton, McGough,  
Kleinman, Greyson, Gates

Voting No: [7] Rawlings, Medrano, Griggs, Narvaez, Felder,  
Atkins, Kingston

The city secretary declared the item deferred.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0621

Item 48: Zoning Case Z178-261(PD) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to and a renewal of Specific Use Permit No. 1774 for an open-enrollment charter school on property zoned a CR Community Retail District, on the northeast line of South Lancaster Road, north of East Kiest Boulevard

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

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Arnold moved to defer the item to the June 26, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Clayton and unanimously deferred. (Thomas, Callahan, Greyson, Gates absent when vote taken)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0622

Item 49: Zoning Case Z178-303(SM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 2215 for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned an RR-D-1 Regional Retail District with a D-1 Liquor Control Overlay, on the southwest corner of North Jim Miller Road and East R.L. Thornton Freeway

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

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

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

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

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

Tommy Mann, 1201 Elm St., representing Winstead PC

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

- The specific use permit (SUP) expires on April 24, 2020

and pass the ordinance.

Motion seconded by Councilmember Kingston and unanimously amended.

Assigned ORDINANCE NO. 31182

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0623

Item 50: Zoning Case Z189-112(SM) [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) limited to a bingo parlor on property zoned a CR Community Retail District, on the north line of Oates Drive and the east line of Ferguson Road

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 31183

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0624

Item 51: Zoning Case Z189-152(PD) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to and a renewal of Specific Use Permit No. 1837 for a commercial amusement (inside) use limited to a dance hall on property zoned a CS-D-1 Commercial Service District with a D-1 Liquor Control Overlay, on the northeast side of C.F. Hawn Freeway, southeast of Edd Road

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 site plan and conditions.

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 31184

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0625

Item 52: Zoning Case Z189-155(SM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for mixed uses on property zoned a GR General Retail Subdistrict and a P Parking Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the northwest corner of North Fitzhugh Avenue and Buena Vista Street

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

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Kingston moved to defer the item to the May 8, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Deputy Mayor Pro Tem Medrano and unanimously deferred. (Thomas, Arnold, Callahan, McGough, Greyson, Gates, absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0626

Item 53: Zoning Case Z189-166(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an MU-1 Mixed Use District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an IR Industrial Research District, at the terminus of Mohawk Drive, southeast of Empire Central

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

Deputy Mayor Pro Tem Medrano requested the item be considered as an individual hearing later in the meeting, there was no objection voiced to the request.

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

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

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

Jennifer Sugermeyer, 310 S. Waverly Dr.

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

- Subject to revised deed restrictions

and pass the ordinance.

Motion seconded by Councilmember Narvaez and unanimously amended.

Assigned ORDINANCE NO. 31185

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0627

Item 54: Zoning Case Z189-169(CY) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an open-enrollment charter school use on property zoned a CR Community Retail District with existing deed restrictions [Z045-125], on the northwest side of Dixon Avenue, at the terminus of Wullschleger Lane

Recommendation of Staff and CPC: Approval for a five-year period, subject to a site plan, traffic management plan, and 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 May 22, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Kingston and unanimously deferred. (Thomas, Arnold, Callahan, McGough, Greyson, Gates absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0628

Item 55: Zoning Case Z189-174(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1746 for a community service center on property zoned a CR Community Retail District and an R-5(A) Single Family District, on the southeast corner of Westmoreland Road and Angelina Drive

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 31186

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0629

Item 56: Zoning Case Z189-175(CY) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store greater than 3,500 square feet on property zoned a CS-D-1 Commercial Service District with a D-1 Liquor Control Overlay on the northeast corner of South Belt Line Road and C.F. Hawn Freeway

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 31187



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0630

ZONING CASES – INDIVIDUAL

Item 57: Zoning Case Z189-170(JM)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to and a renewal of Specific Use Permit No. 1881 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 northwest corner of Greenville Avenue and Bell Avenue

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

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

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

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

- The outdoor patio may be used by customers between 12:00 a.m. (midnight) and 2:00 a.m.

Motion seconded by Councilmember Griggs.

After discussion, Mayor Rawlings called a vote on Councilmember Kingston's amended motion and declared the item adopted on a divided vote with Councilmembers Kleinman and Gates voting "No."

Assigned ORDINANCE NO. 31188

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0631

ZONING CASES – UNDER ADVISEMENT – INDIVIDUAL

Item 58: Zoning Case Z178-104(PD)

A public hearing to receive comments regarding an application for an LI Light Industrial District on property zoned an R-7.5(A) Single Family District and an MF-2(A) Multifamily District, on the southwest corner of Great Trinity Forest Way and Interstate Highway 45

Recommendation of Staff and CPC: Denial without prejudice

Note: This item was deferred by the City Council before opening the public hearing on February 13, 2019, and is scheduled for consideration on April 24, 2019.

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Atkins moved to defer the item to the June 26, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0632

ZONING CASES – UNDER ADVISEMENT – INDIVIDUAL

Item 59: Zoning Case Z178-256(CY)

A public hearing to receive comments regarding an application for and an ordinance granting an MF-2(A) Multifamily Subdistrict on property zoned a P(A) Parking Subdistrict within Planned Development No. 595, the South Dallas/Fair Park Special Purpose District, on the southwest side of Cleveland Street, north of South Lamar Street

Recommendation of Staff and CPC: Approval

Note: This item was deferred by the City Council before opening the public hearings on December 12, 2018 and February 27, 2019, and is scheduled for consideration on April 24, 2019.

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 May 22, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0633

ZONING CASES – UNDER ADVISEMENT – INDIVIDUAL

Item 60: Zoning Case Z178-345(SM)

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1935 for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay, on the south corner of Lawnview Avenue and Forney Road

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

Note: This item was deferred by the City Council before opening the public hearing on February 13, 2019, and is scheduled for consideration on April 24, 2019.

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

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

- The specific use permit (SUP) expires on April 24, 2020

and pass the ordinance.

Motion seconded by Councilmember Narvaez and unanimously amended.

Assigned ORDINANCE NO. 31189

Later in the meeting, Councilmember Kleinman moved to reconsider the item.

Motion seconded by Councilmember Callahan.

After discussion, Mayor Rawlings called a record vote on Councilmember Kleinman's motion to reconsider the item:

Voting Yes: [4] Rawlings, Callahan, Kleinman, Gates

Voting No: [11] Thomas, Medrano, Griggs, Arnold, Narvaez, Felder, Atkins, Clayton, McGough, Greyson, Kingston

The city secretary declared the motion failed.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0634

ZONING CASES – UNDER ADVISEMENT – INDIVIDUAL

Item 61: Zoning Case Z178-361(CT)

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.

Note: This item was deferred by the City Council before opening the public hearings on January 23, 2019 and March 27, 2019, and is scheduled for consideration on April 24, 2019.

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:

J. Prabha Cinclair, 1800 Valley View Ln., Farmers Branch TX, representing the applicant  
Jerry Amman, 2004 Willow Bend, Oakley, TX  
Todd Atkins, 9713 Castleroy Ln., Rowlett TX, representing South Dallas Fair Park Faith Coalition  
Damarcus Offord, 2601 Burger St.  
Sandra Crenshaw, Address Not Provided

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

- The specific use permit (SUP) expires on April 24, 2020

and pass the ordinance.

Motion seconded by Councilmember Callahan.

During discussion, Councilmember Atkins asked Councilmember Felder if he would accept a friendly amendment to follow the city plan commission's recommendation for a two-year period.

Councilmember Felder did not accept Councilmember Atkins' friendly amendment.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

19-0634

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During further discussion, Councilmember Kleinman moved a substitute motion to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Substitute motion seconded by Councilmember Greyson.

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

Voting Yes: [9] Rawlings, Griggs, Callahan, Atkins, Clayton,  
McGough, Kleinman, Greyson, Gates

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

The city secretary declared the motion adopted.

Assigned ORDINANCE NO. 31190

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0635

ZONING CASES – UNDER ADVISEMENT – INDIVIDUAL

Item 62: Zoning Case Z178-377(PD)

A public hearing to receive comments regarding an application for the renewal of Specific Use Permit No. 2229 for the sale of alcoholic beverages in conjunction with a general merchandise or food store greater than 3,500 square feet on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay, on the northeast corner of Great Trinity Forest Way and North Jim Miller Road

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

Recommendation of CPC: Denial without prejudice

Note: This item was deferred by the City Council before opening the public hearing on February 27, 2019, and is scheduled for consideration on April 24, 2019.

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Atkins moved to defer the item to the June 12, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Narvaez and unanimously deferred. (Callahan absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0636

SPECIAL PROVISION SIGN DISTRICT

Item 63: A public hearing to receive comments regarding an application for and an ordinance granting the creation of a new subdistrict within the Retail A Subdistrict within the Downtown Special Provision Sign District on property zoned a CA-1(A) Central Area District, in an area generally bounded by Jackson Street, Browder Street, Wood Street, and South Akard Street

Recommendation of Staff: Approval of staff's recommended amendments.

Recommendation of CPC: Approval

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:

Russ McFadden, 308 S. Akard St., representing AT&T  
Bill McKnight, 1505 Elm St.  
Kortney Garrett, 901 Main St., representing Downtown Dallas, Inc. (DDI)

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

Motion seconded by Councilmember Atkins.

Councilmember Greyson asked Councilmember Kingston if he would accept a friendly amendment that non-premise messages are permitted only when streaming live or prerecorded content that is not simply an ad or a commercial.

At the request of Councilmember Kingston the following individual addressed the city council:

Suzan Kedron, 2323 Ross Ave.

Following clarification, Councilmember Kingston amended his motion to reiterate that Councilmember Greyson's friendly amendment is a condition of granting the media board.

Mayor Rawlings called a vote and declared the item unanimously adopted.

Assigned ORDINANCE NO. 31191



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0637

Closed Session

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

- Discuss and evaluate performance of appointed officials City Manager T.C. Broadnax and City Secretary Bilierae Johnson.

At 12:38 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:

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

- Discuss and evaluate performance of appointed officials City Manager T.C. Broadnax and City Secretary Bilierae Johnson.

The closed session ended at 2:13 p.m. and reconvened to open session at 2:18 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0638

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

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

Councilmember Kingston moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Medrano and unanimously adopted. (Atkins abstain; Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0639

Addendum Item 2: Authorize **(1)** preliminary adoption of Substantial Amendment No. 2 to the FY 2018-19 Action Plan for the HOME Investment Partnerships Program (HOME) and Community Development Block Grant Program (CDBG), to **(a)** revise the Dallas Homebuyer Assistance Program (DHAP) Program Statement to amend the area median family income (AMI) requirements, to change the loan terms to forgivable annually, and to remove the Homebuyer Incentive Program; and **(b)** revise the Housing Improvement and Preservation Program (HIPP) Program Statement to amend the AMI requirements, to remove the accessibility grant program, add the Minor Home Repair Grant Program, and add the Housing Reconstruction Program; and **(2)** a public hearing to be held on June 12, 2019, to receive comments on Substantial Amendment No. 2 to the FY 2018-19 Action Plan for the HOME and CDBG programs, to revise the DHAP and HIPP programs and maintain the HOME and CDBG funds currently allocated to them - Financing: No cost consideration to the City

Councilmember Atkins moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 24, 2019

19-0640

Addendum Item 3: An ordinance amending Chapter 2, "Administration," of the Dallas City Code by adding a new Article XXII; amending Chapter 37, "Police," of the Dallas City Code by amending Article III; **(1)** creating an office of community police oversight; **(2)** creating a director/monitor position; **(3)** renaming the Dallas citizens police review board as the community police oversight board; **(4)** providing definitions; **(5)** providing duties; **(6)** providing for community engagement; **(7)** providing functions; **(8)** providing for a mediation process; **(9)** providing procedures for external administrative complaints; **(10)** providing procedures related to critical incidents; **(11)** providing confidentiality requirements; **(12)** amending the requirements related to witnesses; **(13)** retitling the technical advisory committee as the technical resource panel; **(14)** amending the technical resource panel; and **(15)** providing for further transparency - Financing: No cost consideration to the City (see Fiscal Information for potential future costs)

The following individuals addressed the city council on the item:

Dave Labrec, 7946 Enclave Way, representing Dallas Citizens Police Review Board  
Julio Acosta, 1111 W. Mockingbird Ln.  
Linda Russell, 9016 Maguires Bridge Dr.  
Deana Johnston, 14308 Regency Pl.  
Maurine Dickey, 18583 N. Dallas Pkwy.  
Kali Cohn, 4221 Cole Ave.  
Jesurobo Enobakhare, 305 W. Commerce St.  
Leroy Pena, 10005 Santa Garza Dr., representing Red Handed Warrior Society  
Michael Waters, 3203 Holmes St., representing Dallas Black Clergy  
Melissa Perry, 2415 Taylor St.  
Minnie Caruth, 7033 Forest Dr.  
Brian Williams, 5706 E. Mockingbird Ln.  
Edwin Robinson, 320 Singleton Blvd., representing Dallas Black Clergy  
Carole Haynes, 44 Indian Trl., Hickory Creek, TX, representing Citizens Matter

Councilmember McGough moved to adopt the item.

Motion seconded by Councilmember Atkins.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

19-0640

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

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

Voting No: [0]

Absent when vote taken: [1] Thomas

The city secretary declared the item adopted.

Assigned ORDINANCE NO. 31192

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, APRIL 24, 2019

EXHIBIT C