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CITY SECRETARY  
DALLAS, TEXAS

ADDENDUM  
CITY COUNCIL MEETING  
WEDNESDAY, JUNE 12, 2019  
CITY OF DALLAS  
1500 MARILLA STREET  
COUNCIL CHAMBERS, CITY HALL  
DALLAS, TX 75201  
2:00 P.M.

Public Notice

190608

POSTED CITY SECRETARY  
DALLAS, TX

**REVISED ORDER OF BUSINESS**

Agenda items for which individuals have registered to speak will be considered no earlier than the time indicated below:

2:00 p.m.      **INVOCATION AND PLEDGE OF ALLEGIANCE**

**OPEN MICROPHONE**

**CLOSED SESSION**

**MINUTES**

Item 1

**CONSENT AGENDA**

Items 2 - 61

**ITEMS FOR INDIVIDUAL CONSIDERATION**

No earlier  
than 2:15 p.m.

Items 62 - 67  
Addendum Items 1 - 11

**PUBLIC HEARINGS AND RELATED ACTIONS**

6:00 p.m.

Items 68 - 86

## **Handgun Prohibition Notice for Meetings of Governmental Entities**

"Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun."

*"De acuerdo con la sección 30.06 del código penal (ingreso sin autorización de un titular de una licencia con una pistol oculta), una persona con licencia según el subcapítulo h, capítulo 411, código del gobierno (ley sobre licencias para portar pistolas), no puede ingresar a esta propiedad con una pistola oculta."*

"Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly."

*"De acuerdo con la sección 30.07 del código penal (ingreso sin autorización de un titular de una licencia con una pistola a la vista), una persona con licencia según el subcapítulo h, capítulo 411, código del gobierno (ley sobre licencias para portar pistolas), no puede ingresar a esta propiedad con una pistola a la vista."*

ADDITIONS:

## Closed Session

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

- Legal issues related to 189-031 compliance date hearing and Freddy Davenport d/b/a Jim's Car Wash et al. v. City of Dallas, et al. Cause No. DC-19-04899.
- City of Dallas v. Akita Partners, LLC d/b/a Self Service Car Washes of Texas, et al. Cause No. DC-18-17412.
- Legal issues related to Adams Food Mart at 9535 Bruton Road.
- Legal issues related to demolitions in the 10th Street Historic District and Tenth Street Residential Association v. The City of Dallas, Tx. Cause No. 3:19-CV-00179-N.
- E. Tobolowsky, deceased, Cause No. DC-18-17620.

ITEMS FOR INDIVIDUAL CONSIDERATION**Department of Sustainable Development and Construction**

1. 19-887 An ordinance amending Chapter 52 "Administrative Procedures for the Construction Codes", Section 303 of the Dallas City Code to amend the method used to calculate the fees charged for residential construction permits to be in compliance with state law - Financing: No cost consideration to the City

**Housing & Neighborhood Revitalization**

2. 19-870 Authorize the first amendment to the loan agreement with Texas Heavenly Homes, Ltd. for the acquisition and development of single-family homes in the Bottom neighborhood, previously approved by Resolution No. 08-1800 on June 25, 2008, to: **(1)** extend the completion date from January 9, 2016 to: **(a)** within two years of completion of Phase I of the public infrastructure improvement project for the 10 parcels of real property located in Phase I of the public infrastructure improvement project; and **(b)** within two years of completion of Phase II of the public infrastructure improvement project for the 19 parcels of real property located in Phase II of the public infrastructure improvement project; **(2)** require house elevations and plans to conform with the Bottom Urban Structure and Guidelines and the Urban Design Expectations; **(3)** require the constructed homes to be sold to households earning 80 percent of area median income and below; **(4)** impose a five-year period of affordability wherein the home must remain occupied by an eligible household; **(5)** include performance thresholds and requirements; and **(6)** convert the loan agreement to a conditional grant agreement - Financing: No cost consideration to the City

3. 19-867 Authorize the first amendment to Resolution No. 19-0360, previously approved on February 27, 2019, for a mixed-use and mixed-income multifamily residential development to be located at 2400 Bryan Street to: **(1)** amend the development loan amount with 2400 Bryan Street, LLC or an affiliate ("2400 Bryan") to only include an amount not to exceed \$6,000,000.00 in Public/Private Partnership Funds for construction; **(2)** authorize a development loan agreement with the City of Dallas Housing Finance Corporation ("DHFC"), instead of 2400 Bryan, for acquisition of land and construction, subject to DHFC Board of Directors' approval in an amount not to exceed \$7,026,943.00 in Community Development Block Grant Funds; **(3)** allow the closing of the 2400 Bryan and DHFC grant/loan to occur prior to closing on the equity and all other financing for the development; **(4)** allow 2400 Bryan and DHFC to be reimbursed for costs associated to acquisition at closing, but must meet all other requirements under Resolution No. 19-0360 to be reimbursed the remaining loan and grant amounts; and **(5)** allow the City to maintain no less than 3rd lien position - Financing: No cost consideration to the City (see Fiscal Information)
4. 19-869 Authorize the first amendment to Resolution No. 19-0385, previously approved on February 27, 2019, for a mixed-income multifamily residential development to be located at the intersection of West Camp Wisdom Road and South Westmoreland Road site of the former Red Bird Mall/Southwest Center Mall to: **(1)** amend the development loan amount with Palladium Redbird, Ltd. or an affiliate ("Palladium Redbird") to only include an amount not to exceed \$5,000,000.00 in HOME Investment Partnership Program Funds for construction; **(2)** authorize a development loan agreement with Palladium Redbird or the City of Dallas Housing Finance Corporation ("DHFC") for acquisition of land and construction, subject to DHFC Board of Directors' approval in an amount not to exceed \$1,271,576.00 in Community Development Block Grant Funds; **(3)** allow the closing of the Palladium Redbird and DHFC grant/loan to occur prior to closing on the equity and all other financing for the development; **(4)** allow Palladium Redbird and DHFC to be reimbursed for costs associated to acquisition at closing, but must meet all other requirements under the agreement to be reimbursed the remaining loan and grant amounts; and **(5)** allow the City to maintain no less than 3rd lien position - Financing: No cost consideration to the City (see Fiscal Information)

5. 19-824 Authorize the first amendment to Resolution No. 19-0387, previously approved on February 27, 2019, for a mixed-income multifamily complex for seniors to be located at 2649 Centerville Road to: **(1)** amend the funding source for the development loan amount with TX Casa View 2018, Ltd. ("TCV") from \$3,801,000.00 in Community Development Block Grant ("CDBG") Funds to \$1,620,154.00 in CDBG Funds and \$2,180,846.00 in HOME Investment Partnership Program Funds; and **(2)** allow the closing of the TCV grant/loan to occur prior to closing on the equity and all other financing for the development - Financing: No cost consideration to the City

**Office of Budget**

6. 19-768 Authorize an increase in the homestead property tax exemption for persons who are disabled or 65 or older from \$90,000 to \$94,100 beginning with the 2019 tax year (fiscal year beginning October 1, 2019) - Estimated Annual Revenue Foregone: \$1,300,000

**Office of Economic Development**

7. 19-695 Authorize an increase in appropriations and use of 2017 Bond Funds (Proposition I) in an amount not to exceed \$250,000.00 for design, construction and installation of a new Hawk traffic signal on Singleton Boulevard between McPherson Street and Gulden Lane - Not to exceed \$250,000.00 - Financing: ECO (I) Fund (2017 Bond Funds)
8. 19-757 Authorize a resolution **(1)** designating approximately 373 acres of property along Buckner Boulevard and Great Trinity Forest Way in the Pleasant Grove area of Dallas, Texas as City of Dallas Neighborhood Empowerment Zone No. 10 ("City of Dallas NEZ No. 10"), pursuant to Chapter 378 of the Texas Local Government Code, to promote an increase in economic development in the zone, establish boundaries of the zone, and provide for an effective date; **(2)** creating a pilot economic development program for City of Dallas NEZ No. 10; and **(3)** increasing appropriations, future encumbrances, and disbursement as appropriate in an amount not to exceed \$1,000,000.00 - Financing: ECO (I) Fund (2017 Bond Funds)
9. 19-850 Authorize **(1)** a development agreement with DD Dunhill Hotel LLC ("Developer") and/or its affiliates in an amount not to exceed \$3,622,885.00, payable from future Design District TIF District Funds, in consideration of the Virgin Hotel Infrastructure Project on and adjacent to property currently addressed at 1909 Hi Line Drive in Tax Increment Financing Reinvestment Zone Number Eight (Design District TIF District); and **(2)** an increase in appropriations in an amount not to exceed \$3,622,885.00 in the Design District TIF District Fund - Not to exceed \$3,622,885.00 - Financing: Design District TIF District Fund (subject to current and future appropriations from tax increments)

**Office of Procurement Services**

10. 19-885 Authorize **(1)** an action to confirm the sale of the *Robert E. Lee and the Confederate Soldier* sculpture, sold through an online auction held May 23, 2019 through June 5, 2019, to the highest bidder who tenders payment in full and executes a purchase agreement and bill of sale; and **(2)** the City Manager to execute a purchase agreement and bill of sale with the purchaser - Revenue: \$1,435,000

**Park & Recreation Department**

11. 19-848 Authorize **(1)** reprogramming of \$600,000.00 from 2017 Bond Funds originally allocated for the Campbell Green Park - Site Improvements Project to the Hillcrest Village Green - Site Development Project; and **(2)** a contract for construction of the Hillcrest Village Green - Site Development Project located at 6959 Arapaho Road - RoeschCo Construction, Inc., best value proposer of two - Not to exceed \$4,293,900.00 - Financing: Park and Recreation Facilities (B) Fund (2017 Bond Funds)

DELETION:**Office of Cultural Affairs**

38. 19-641 Authorize an amendment to the Cultural Facilities Program, which provides funding for long-term improvements, renovations or major repairs of cultural facilities, previously approved on April 12, 2017, by Resolution No. 17-0594, to amend the ownership, legal status and unrestricted use requirements to allow lessees to qualify for the program - Financing: No cost consideration to the City

**EXECUTIVE SESSION NOTICE**

A closed executive session may be held if the discussion of any of the above agenda items concerns one of the following:

1. seeking the advice of its attorney about pending or contemplated litigation, settlement offers, or any matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act. [Tex. Govt. Code §551.071]
2. deliberating the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person. [Tex. Govt. Code §551.072]
3. deliberating a negotiated contract for a prospective gift or donation to the city if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person. [Tex. Govt. Code §551.073]
4. deliberating the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee unless the officer or employee who is the subject of the deliberation or hearing requests a public hearing. [Tex. Govt. Code §551.074]
5. deliberating the deployment, or specific occasions for implementation, of security personnel or devices. [Tex. Govt. Code §551.076]
6. discussing or deliberating commercial or financial information that the city has received from a business prospect that the city seeks to have locate, stay or expand in or near the city and with which the city is conducting economic development negotiations; or deliberating the offer of a financial or other incentive to a business prospect. [Tex Govt. Code §551.087]
7. deliberating security assessments or deployments relating to information resources technology, network security information, or the deployment or specific occasions for implementations of security personnel, critical infrastructure, or security devices. [Tex Govt. Code §551.089]