

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 14, 2019

19-1080

VOTING AGENDA MEETING
LAKE HIGHLANDS NORTH RECREATION CENTER
9940 WHITE ROCK TRAIL
DALLAS, TEXAS 75238
MAYOR ERIC JOHNSON, PRESIDING

PRESENT: [15] Johnson, Medrano, McGough, West, Thomas, Arnold, Resendez, Narvaez
(*2:07 p.m.), Bazaldua, Atkins, Blackmon, Kleinman, Mendelsohn, Gates,
Blewett

ABSENT: [0]

The meeting was called to order at 2:02 p.m. with a quorum of the city council present.

The invocation was given by Steve Hardin, resident of Council District 10 and Pastor of Lake Pointe Church.

Councilmember Blackmon 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 to closed session at 3:43 p.m. and reconvened to open session at 6:01 p.m.
[*Mendelsohn (6:03 p.m.)]

After all business properly brought before the city council had been considered, the city council adjourned at 7:08 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**

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 14, 2019

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 14, 2019

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1081

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: Chris Poteet, 8615 Vista View Dr.
SUBJECT: Civic engagement

SPEAKER: Susan Morgan, 9227 Dove Meadow Dr.
SUBJECT: 12000 Greenville Ave./affordable housing

SPEAKER: Quincy Bradley, 12009 Coit Rd.
SUBJECT: Public safety

SPEAKER: Kathy Stewart, 7935 Square Dr. (visual presentation)
SUBJECT: Lake Highlands Public Improvement District

SPEAKER: Davante Peters, 7937 Woodshire Dr.
SUBJECT: Crimes/decent housing
REPRESENTING: Highland Hills Community

Mayor Pro Tem Medrano moved to suspend Section 6.3(a) of the City Council Rules of Procedure to allow the following registered speakers to address the city council.

Motion seconded by Councilmember Narvaez and unanimously adopted.

SPEAKER: Lorraine Montemayor, 2244 Western Park Plaza Dr.
SUBJECT: Conditions for airline catering workers at DFW
REPRESENTING: UNITE HERE Local 23

SPEAKER: Donna Halstead, 8810 Vista Oaks Cir.
SUBJECT: Transitional housing on Greenville Ave.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

19-1081

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Deputy Mayor Pro Tem McGough moved to suspend Section 6.3(a) of the City Council Rules of Procedure to allow the following registered speakers to address the city council.

Motion seconded by Mayor Pro Tem Medrano and unanimously adopted.

SPEAKER: Susan Fountain, 10630 Chesterton Dr.
SUBJECT: Affordable housing in Lake Highlands

SPEAKER: Marion Witt, 8532 Stable Glen Dr. (handout provided)
SUBJECT: 12000 Greenville Ave. affordable housing

SPEAKER: Ben Oppenheim, 9153 Stone Creek Pl.
SUBJECT: 12000 Greenville Ave. development

SPEAKER: Lynn Davenport, 9627 Windy Hills Rd.
SUBJECT: Supportive housing

SPEAKER: Mike Andereck, 9149 Stone Creek Pl.
SUBJECT: Greenville Ave. project

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Angela Robertson, 10111 Ivygate Cir.
SUBJECT: Subsidized housing for homeless

SPEAKER: Adam Smith, 9623 Moss Haven Dr.
SUBJECT: 12000 Greenville Ave.

SPEAKER: John Morrow, 8522 Stable Glen Dr.
SUBJECT: Affordable housing/homeless shelter

SPEAKER: Pat Sandilands, 9056 Maguires Bridge Dr.
SUBJECT: Proposed housing on Greenville Ave.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1082

Item 1: Approval of Minutes of the June 26, 2019 City Council Meeting

Councilmember Atkins moved to adopt the minutes as presented.

Motion seconded by Councilmember Narvaez and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1083

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-54.

Councilmember Blackmon requested consent agenda item 8 be considered as an individual item later in the meeting; there was no objection voiced by the city council.

Councilmember Kleinman requested consent agenda items 14 and 45 be considered as individual items later in the meeting; there was no objection voiced by the city council.

Councilmember Thomas requested consent agenda item 49 be considered as an individual item later in the meeting; there was no objection voiced by the city council.

Therefore, the consent agenda, consisting of consent agenda items 2-7, 9-13, 15-44, 46-48 and 50-54 was presented for consideration.

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

Motion seconded by Councilmember Narvaez and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1084

Item 2: Authorize settlement of the lawsuit styled Rayvette Hannah v. The City of Dallas, Cause No. DC-18-00803 - Not to exceed \$70,000.00 - Financing: Risk Management Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1085

Item 3: Authorize Supplemental Agreement No. 2 to the professional services contract with Saul Ewing Arnstein & Lehr LLP, for additional legal services in connection with the bankruptcy captioned In re Energy Future Holdings Corp., et al., Case No. 14-10979 (CSS) (Bankr. D. Del) - Not to exceed \$105,000.00, from \$122,828.29 to \$227,828.29 - Financing: Dallas Water Utilities Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1086

Item 4: Authorize a professional services contract with VAI Architects Incorporated to provide design and construction administration services for Emergency Medical Service Renovation Project at Dallas Love Field – Not to exceed \$156,000.00 - Financing: Aviation Capital Construction Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1087

Item 5: Authorize Supplemental Agreement No. 2 to the professional services contract with Huitt-Zollars, Inc. to provide design revisions and construction administration services for Security Controls Enhancement Project at Dallas Love Field - Not to exceed \$229,741.67, from \$429,864.60 to \$659,606.27 - Financing: Aviation Capital Construction Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1088

Item 6: Authorize the **(1)** acceptance of a grant from PetSmart Charities, Inc., to host the Clear the Shelters adoption event in the amount of \$ 5,000.00 for the period August 14, 2019 through February 14, 2020; **(2)** receipt and deposit of grant funds in an amount not to exceed \$5,000.00 in the PetSmart Charities Grant Fund; **(3)** establishment of appropriations in an amount not to exceed \$5,000.00 in the PetSmart Charities Grant Fund; and **(4)** execution of the grant agreement and all terms, conditions, and documents required by the grant agreement - Not to exceed \$5,000.00 - Financing: PetSmart Charities Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1089

Item 7: Authorize a professional services contract with Burgess & Niple, Inc. for the engineering design of Street Reconstruction Group 17-4008 (list attached to the Agenda Information Sheet) - Not to exceed \$336,900.26 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) (\$288,970.26) and Water Utilities Capital Improvement Funds (\$47,930.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1090

Item 8: Authorize a professional services contract with Freese and Nichols, Inc. for the engineering design of Complete Street Reconstruction Project - Casa View Street Improvements - Not to exceed \$617,147.57 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) (\$590,274.57) and Water Utilities Capital Improvement Funds (\$26,873.00)

Councilmember Blackmon 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 Blackmon moved to adopt the item.

Motion seconded by Councilmember Bazaldua and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1091

Item 9: Authorize a twenty-four-month contract for the 2019 Sidewalk and Barrier Free Ramp Improvements that includes water and wastewater adjustments in Service Maintenance Areas 3 and 4 Contract No. 2 - Estrada Concrete Company, LLC, lowest responsible bidder of five - Not to exceed \$1,493,157.50 - Financing: Capital Assessment Fund (\$1,064,884.00), Street and Transportation (A) Fund (2017 Bond Funds) (\$377,273.50) and Water Utilities Capital Construction Funds (\$51,000.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1092

Item 10: Authorize a construction contract for the construction of Tyler Street/South Polk Street two-way conversion from Canty Street to Pembroke Avenue - Rebcon, Inc., lowest responsible bidder of five - Not to exceed \$6,442,097.00 - Financing: General Fund (\$60,000.00), Street and Transportation Improvements Fund (2006 Bond Funds) (\$3,094,572.39), Street and Transportation Improvements Fund (2012 Bond Funds) (\$2,484,923.61), Water Utilities Capital Improvement Funds (\$763,827.00), and Water Utilities Capital Construction Funds (\$38,774.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1093

Item 11: A resolution ratifying the City Manager's execution of an emergency service price agreement with Hurricane Waste Systems, LLC, lowest responsible bidder of five, for hauling of reduced vegetative debris related to the June 9, 2019 storm - Estimated amount of \$1,945,000.00 - Financing: Sanitation Operation Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1094

Item 12: Authorize acquisition from Margaret Laverne Carathers, of approximately 7,137 square feet of land located in Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$33,000.00 (\$30,00.00, plus closing costs and title expenses not to exceed \$3,000.00) - Financing: Water Construction Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1095

Item 13: Authorize an actual reasonable moving and related expenses payment for Master Video System, Inc., who will be displaced as a direct result of property acquisition located at 4334 Scottsdale Drive in conjunction with the Dallas Water Utilities Distribution Scottsdale Project - Not to exceed \$142,813.00 - Financing: Water Capital Improvement Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1096

Item 14: Authorize an actual reasonable moving and related expenses payment for Crown Castle, USA, Inc., who was displaced as a direct result of property acquisition of the property located at 603 South Riverfront Boulevard in conjunction with the Levee Drainage System Sump A (Able Pump Station) Project - Not to exceed \$64,900.00 - Financing: Flood Protection and Storm Drainage Facilities (2012 Bond Funds)

Councilmember Kleinman 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.

Mayor Pro Tem Medrano moved to adopt the item.

Motion seconded by Councilmember Atkins.

During discussion, Councilmember Kleinman moved a substitute motion to adopt the item with the following change:

- Financing - Not to exceed \$250.00

Substitute motion died due to lack of a second.

Mayor Johnson called a vote on Mayor Pro Tem Medrano's motion and declared the item adopted on a divided vote with Councilmember Kleinman voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1097

Item 15: A resolution authorizing the conveyance of a Special Warranty Deed and a Possession and Use Agreement, for a total of approximately 119,567 square feet of City-owned land to the State of Texas located near the intersection of Interstate Highway 30 and Dalrock Road - Revenue: \$1,818,505.00

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1098

Item 16: Authorize an addition to Kaufman County Municipal Utility District No. 3 within the City of Dallas' extraterritorial jurisdiction that would include approximately 77.978 acres on property located in Kaufman County on the west corner of University Drive and FM 548 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1099

Item 17: An ordinance granting a private license to Jefferson West Love Owner - Phase 2, LLC, for the use of a total of approximately 230 square feet of land to occupy, maintain, and utilize twenty-nine trees with appurtenant irrigation system and fifteen light poles on portions of Forest Park Road and Hawes Avenue rights-of-way near its intersection with Forest Park Road - Revenue: \$400.00 one-time fee, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31267

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1100

Item 18: An ordinance abandoning portions of an alley to The Manhattan Project, LLC and Boltex Holdings, Ltd., the abutting owners, containing a total of approximately 3,500 square feet of land, located near the intersection of Yorktown and Haslett Streets; and authorizing the quitclaim; and providing for the dedication of approximately 3,027 square feet of land needed for right-of-way - Revenue: \$5,400.00, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31268

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1101

Item 19: An ordinance abandoning a portion of a utility easement to Olerio Homes, LLC, the abutting owner, containing approximately 1,718 square feet of land, located near the intersection of Southwestern Boulevard and Preston Park Drive - Revenue: \$5,400.00, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31269

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1102

Item 20: An ordinance abandoning a portion of a utility easement to Sulman Ahmed as Trustee of The SJD Trust, the abutting owner, containing approximately 3,793 square feet of land, located near the intersection of Alan Dale and Shadywood Lanes
- Revenue: \$5,400.00, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31270

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1103

Item 21: Authorize the **(1)** acceptance of a grant from the U.S. Department of Transportation, Federal Highway Administration through the Texas Department of Transportation (TxDOT) for the Highway Safety Improvement Program (HSIP) (Agreement No. CSJ 0430-01-060, etc., CFDA No. 20.205) in the amount of \$572,991.89 to provide cost reimbursement for material and labor costs incurred by the City for intersection and traffic signal improvements at the following nine on-system locations: Scyene Road (SH 352) and Prairie Creek Road, Robert B. Cullum Boulevard (SH 352) and Fitzhugh Avenue, Scyene Road (SH 352) and St. Augustine Drive, Buckner Boulevard (Loop 12) and Samuell Boulevard, Buckner Boulevard (Loop 12) and Mercer Drive, Buckner Boulevard (Loop 12) and Lake Highlands Drive, Kiest Boulevard (Spur 303) and Duncanville Road, Lancaster Road (SH 342) and Camp Wisdom Road, and Harry Hines Boulevard (Loop 354) and Lombardy Lane; **(2)** establishment of appropriations in the amount of \$572,991.89 in the TxDOT Traffic Signal Improvement at Nine On-System Intersections-HSIP Project Fund; **(3)** receipt and deposit of funds in the amount of \$572,991.89 in the TxDOT Traffic Signal Improvement at Nine On-System Intersections-HSIP Project Fund; and **(4)** execution of the Interlocal Agreement and all terms, conditions, and documents required by the agreement - Total amount of \$572,991.89 - Financing: Texas Department of Transportation Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1104

Item 22: Authorize the (1) acceptance of a grant from the U.S. Department of Transportation, Federal Highway Administration through the Texas Department of Transportation (TxDOT) for the Highway Safety Improvement Program (HSIP) (Agreement No. CSJ 0918-47-178, etc., CFDA No. 20.205) in the amount of \$207,085.26 to provide cost reimbursement for material and labor costs incurred by the City for intersection and traffic signal improvements at the following five off-system locations: Lombardy Lane and Brockbank Drive, Illinois Avenue and Vernon Avenue, Ferguson Road and Maylee Boulevard/Shiloh Road, Cedar Springs Road and Douglas Avenue, and Olive Street and San Jacinto Street; (2) establishment of appropriations in the amount of \$207,085.26 in the TxDOT Traffic Signal Improvement at Five Off-System Intersections-HSIP Project Fund; (3) receipt and deposit of funds in the amount of \$207,085.26 in the TxDOT Traffic Signal Improvement at Five Off-System Intersections-HSIP Project Fund; and (4) execution of the Interlocal Agreement and all terms, conditions, and documents required by the agreement - Total amount of \$207,085.26 - Financing: Texas Department of Transportation Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1105

Item 23: Authorize a construction contract for traffic signal construction of Warranted Traffic Signal Installation Group 5 at the following five locations: North Prairie Creek Road at Forney Road; North Prairie Creek Road at Jennie Lee Lane; West Ledbetter Drive at Joseph Hardin Drive; West Illinois Avenue at Hollywood Avenue; and West Camp Wisdom Road at Eagle Ford Drive - Roadway Solutions, Inc., lowest bidder of three - Not to exceed \$1,297,982.00 - Financing: Street and Transportation (A) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1106

Item 24: Authorize a construction contract for traffic signal construction of Warranted Traffic Signal Installation Group 6 at the following four locations: Singleton Boulevard at Kingbridge Street; Interstate Highway 20 Eastbound/Westbound at St. Augustine Drive; Interstate Highway 20 Eastbound/Westbound at Mountain Creek Parkway; and Lemmon Avenue at Travis Street - Roadway Solutions, Inc., lowest responsible bidder of three - Not to exceed \$1,337,393.00 - Financing: Street and Transportation (A) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1107

- Item 25: Adopt a resolution to (1) support funding for the Rosemont Safe Routes to School (SRTS) and Southwest Pleasant Grove SRTS Projects as described in the City of Dallas' detailed applications to the 2019 Texas Department of Transportation (TxDOT) Safe Routes to School Program including the construction budget, TxDOT's administrative cost, and the required local match, if any, and is willing to commit to the project's development, implementation, construction, maintenance, management, and financing; and (2) authorize the City Manager to enter into an agreement with TxDOT should the Rosemont SRTS Project and/or Southwest Pleasant Grove SRTS Project be selected for funding - Financing: No cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1108

Item 26: Authorize a five-year subscription contract for software licenses, hosting services and technical support for various Department of Housing and Neighborhood Revitalization programs with Benevate Inc dba Neighborly Software through an Intergovernmental Agreement with the City of Waco - Not to exceed \$266,714.40 - Financing: General Fund (\$62,400.00) and Community Development Block Grant Fund (\$204,314.40) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1109

Item 27: Authorize a public hearing to be held on August 28, 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

AUGUST 14, 2019

19-1110

Item 28: Authorize the (1) acceptance of five donated vehicles from the U.S. Department of Agriculture through the Texas Health and Human Services, Health and Human Services Commission and the South Plains Community Action Associations, Inc. consisting of four Lone Star Conversion Vans and one 2019 Ford Escape for the City of Dallas; and (2) classification and reporting of the donated vehicles into City records as a donation to be used for the Special Supplemental Nutrition Program for Women, Infants and Children - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1111

Item 29: Authorize (1) the acceptance of donations from electric and energy providers in the amount of \$500,000.00, through the West Dallas Multipurpose Center and the Martin Luther King, Jr. Community Center, to provide temporary financial assistance to individuals and families who are experiencing a temporary financial crisis for the period August 30, 2019 through September 30, 2020; (2) the receipt and deposit of funds in an amount not to exceed \$500,000.00 in the OCC Energy Assistance Fund; and (3) an increase in appropriations in an amount not to exceed \$500,000.00 in the OCC Energy Assistance Fund - Not to exceed \$500,000.00 - Financing: OCC Energy Assistance Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1112

Item 30: Authorize the (1) acceptance of grants from the Texas Health and Human Services, Department of State Health Services (DSHS) for the Lactation Support Center Services Program (Contract No. HHS000455600001) in the amount of \$320,000.00 from DSHS (Contract No. HHS000455600001) and \$45,000.00 from the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention (HHSCDC) through DSHS (Contract No. HHS000455600001/Federal ID No. 6 NU58DP006501-01-01/CFDA No. 93.439) for a total amount of \$365,000.00 to (a) develop and implement the Lactation Support Center Services - Strategic Expansion Program; (b) provide a training center; and (c) provide lactation education, and counseling and referral services to women not currently participating in the Texas Special Supplemental Nutrition Program for Women, Infants and Children Lactation Services Center, for the period September 1, 2019 through August 31, 2020; (2) establishment of appropriations in an amount not to exceed \$ 320,000.00 in the DSHS-Lactation Support Center Services Program 19-20 Fund and \$45,000.00 in the HHSCDC-Lactation Support Center Services Program 19-20 Fund in a total amount not to exceed \$365,000.00; (3) receipt and deposit of grant funds in an amount not to exceed \$ 320,000.00 in the DSHS-Lactation Support Center Services Program 19-20 Fund and \$45,000.00 in the HHSCDC-Lactation Support Center Services Program 19-20 Fund, for a total amount not to exceed \$365,000.00; and (4) execution of a contract with option to renew with DSHS and all terms, conditions, and documents required by the contract - Total not to exceed \$365,000.00 - Financing: Department of State Health Services Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1113

Item 31: Authorize the **(1)** fourth amendment to Contract No. 2017-049838-001 (Amendment No. 4, CFDA No. 10.557) with the Texas Health and Human Services Commission (HHSC) for the Special Supplemental Nutrition Program for Women, Infants and Children (WIC), to **(a)** extend the term of the contract from October 1, 2019 through September 30, 2020, to allow for successful completion of the WIC Program for FY 2020 grant allocations; **(b)** revise the budget for Contract No. 2017-049838-001, Amendment No. 2, to decrease the FY 2019 total budget amount by \$499,453.00 from \$14,529,596.00 to \$14,030,143.00; **(c)** reallocate funds from the FY 2019 Dietetic Internship unit to the FY 2019 Lactation Services unit in the amount of \$42,000.00 for the period of October 1, 2018 through September 30, 2019; and **(d)** accept grant funds from the U.S. Department of Agriculture passed through the HHSC for FY 2020 allocation (Contract No. 2017-049838-001 Amendment No. 4, CFDA No. 10.557), for the continuation of the Special Supplemental Nutrition Program for WIC in the amount of \$14,030,143.00 for the period October 1, 2019 through September 30, 2020; **(2)** establishment of appropriations in an amount not to exceed \$14,030,143.00 in the FY 2020 WIC Program - Women, Infants and Children Grant Fund; **(3)** receipt and deposit of funds in an amount not to exceed \$14,030,143.00 in the FY 2020 WIC Program - Women, Infants and Children Grant Fund; and **(4)** execution of the contract amendment and all terms, conditions, and documents required by the contract - Total not to exceed \$13,530,690.00, from \$44,432,932.00 to \$57,963,622.00 - Financing: Health and Human Services Commission Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1114

Item 32: Authorize a contract with Andrew Scott for the fabrication and installation of a freestanding, outdoor sculpture at Anderson Bonner Park located at 12000 Park Central Drive - Not to exceed \$68,000.00 - Financing: Park and Recreation Facilities (B) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1115

Item 33: Authorize a contract with Bernard Williams for the fabrication and installation of a site-specific, freestanding, outdoor sculpture at the South Lamar Street Gateway located at the intersection of Pine and South Lamar Streets - Not to exceed \$63,000.00 - Financing: Street System Facilities Fund (1995 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1116

Item 34: Authorize a contract with PLS Mosaics, LLC for the fabrication and installation of freestanding outdoor sculptures at the Dallas Animal Services Main Shelter located at 1818 North Westmoreland Road - Not to exceed \$80,000.00 - Financing: Animal Control (7) Fund (2003 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1117

Item 35: Authorize the (1) acceptance of a grant from the Texas Department of Housing and Community Affairs (“TDHCA”) in an amount not to exceed \$1,101,611.00 to provide services to the homeless through the Homeless Housing and Services Program (“HHSP”), for the period September 1, 2019 through August 31, 2020; (2) establishment of appropriations in an amount not to exceed \$1,101,611.00 in the FY 2020 TDHCA-Homeless Housing and Services Program 19-20 Fund; (3) receipt and deposit of funds in an amount not to exceed \$1,101,611.00 in the FY 2020 TDHCA-Homeless Housing and Services Program 19-20 Fund; (4) City Manager to enter into, represent the City with respect to, and execute, the contract with TDHCA for FY 2020 TDHCA-Homeless Housing and Services Program Grant Funds; and (5) Assistant City Manager to enter into, represent the City with respect to, and execute the contract on the City Manager’s behalf - Not to exceed \$1,101,611.00 - Financing: Texas Department of Housing and Community Affairs Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1118

Item 36: Authorize **(1)** an amendment to Resolution No. 18-1380, previously approved on September 26, 2018, to accept additional grant funds from the Texas Health and Human Services Commission (“THHSC”) for FY 2020 and FY 2021 (Contract No. 2016-049507-001C, Amendment No. 3), to provide services to homeless persons who have a mental illness, substance abuse use or co-occurring psychiatric disorder through the Healthy Community Collaborative Program in an amount not to exceed \$3,500,000.00 for the period September 1, 2019 through August 31, 2021; **(2)** a private 1:1 cash or in-kind match by the City, through its subcontractors in an amount not to exceed \$3,500,000.00; **(3)** the establishment of appropriations in an amount not to exceed \$3,500,000.00 in the HHSC-FY 2020 - FY 2021 Healthy Community Collaborative Grant 19-21 Fund; **(4)** the receipt and deposit of grant funds for reimbursement in an amount not to exceed \$ 3,500,000.00 by THHSC in the HHSC-FY 2020 - FY 2021 Healthy Community Collaborative Grant 19-21 Fund; and **(5)** execution of the grant agreement and all terms, conditions, and documents required by the grant agreement - Total not to exceed \$3,500,000.00 - Financing: Texas Health and Human Services - Health and Human Services Commission Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1119

Item 37: Authorize a three-year service price agreement for hydraulic cylinder, pump, and valve repair - FLR Solutions, LLC in the amount of \$871,424.75 and Herco Equipment Company, Inc. in the amount of \$140,375.00, lowest responsible bidders of two - Total not to exceed \$1,011,799.75 - Financing: General Fund (\$183,132.00), Equipment and Fleet Management Fund (\$785,432.75), and Dallas Water Utilities Fund (\$43,235.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1120

Item 38: Authorize a three-year service price agreement for removal and disposal of excavated materials from City facilities and work sites for the Water Utilities Department - Herdez Trucking Co., lowest responsible bidder of two - Estimated amount of \$1,935,450 - Financing: Dallas Water Utilities Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1121

Item 39: Authorize a three-year service price agreement for sports officiating services for the Park and Recreation Department - TOP Basketball Official Association in the estimated amount of \$1,066,500, Metro Fort Worth ASA dba USA Softball of DFW in the estimated amount of \$772,880, and Dallas Sports Alliance dba Oak Cliff Sports Group in the estimated amount of \$45,000, lowest responsible bidders of three - Estimated amount of \$1,884,380 - Financing: General Fund (\$750,000) and Park and Recreation Program Fund (\$1,134,380)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1122

Item 40: Authorize **(1)** rescinding the three-year service price agreement with The Ashelyn Group, LLC and Tremaine Hall, Individually dba Stellar Execucare Cleaning, previously approved on January 23, 2019, by Resolution No. 19-0187, for grounds maintenance for medians, rights-of-way, vacant lots, alleys, and residential properties; and **(2)** a three-year service price agreement for grounds maintenance for medians, rights -of-way, vacant lots, alleys, and residential properties for the Sanitation Services Department - Cross Plus Construction, LLC, lowest responsible bidder of six - Estimated amount of \$551,000 - Financing: Sanitation Operation Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1123

Item 41: Authorize a three-year concession contract, with five one-year renewal options, for operation of food and beverage concessions, catering, and miscellaneous services at the Majestic Theatre - Ed Campbell Concessions Company, most advantageous proposer of two - Estimated Annual Revenue: \$225,000 (Revenue share 17.5 percent of gross food sales, less sales tax; 28.0 percent of gross non-alcoholic beverage sales, less sales tax; 28.0 percent of gross alcoholic beverage sales, less sales tax; 15.5 percent of gross catering sales, less sales tax; and 18.0 percent of all gross merchandise sales, less sales tax to the City)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1124

Item 42: Authorize an acquisition contract for the purchase and installation of a modular building for the Water Utilities Department with Vanguard Modular Building Systems, LLC through The Interlocal Purchasing System cooperative agreement - Not to exceed \$199,273 - Financing: Water Capital Improvement Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1125

Item 43: Authorize the purchase of six vehicles and equipment for the Fire -Rescue Department with Siddons-Martin Emergency Group, LLC in the amount of \$1,281,870 and Chastang Ford in the amount of \$149,825 through the Houston Galveston Area Council of Governments cooperative agreement - Total not to exceed \$1,431,695 - Financing: General Fund (\$1,281,870) and Master Lease-Equipment Fund (\$149,825)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1126

Item 44: Authorize an eighteen-month master agreement for the purchase of advanced traffic controllers for the Department of Transportation with Texas Highway Products, LTD through the Texas Association of School Boards (BuyBoard) cooperative agreement - Estimated amount of \$5,187,600 - Financing: Street and Transportation Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1127

Item 45: Authorize a three-year master agreement for hydrofluosilicic acid for the Water Utilities Department - Solvay Fluorides, LLC, lowest responsible bidder of four - Estimated amount of \$1,163,625 - Financing: Dallas Water Utilities Fund

Councilmember Kleinman 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, Mayor Johnson called a vote and declared the item adopted on a divided vote with Mayor Pro Tem Medrano, Councilmembers Resendez, Bazaldua, Kleinman and Mendelsohn voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1128

Item 46: Authorize (1) Supplemental Agreement No. 1 to increase the service contract with Global Information Systems, Inc. for temporary information technology staffing in the amount of \$200,097.70, from \$800,391.00 to \$1,000,488.70; (2) Supplemental Agreement No. 2 to increase the service contract with Sierra Digital, Inc. for temporary information technology staffing in the amount of \$732,281.25, from \$2,929,125.00 to \$3,661,406.25; and (3) Supplemental Agreement No. 2 to increase the service contract for the program to obtain specialized temporary information technology staffing through the use of the approved vendor list procured by the Department of Information Resources and to enter into contracts with selected vendors in the amount of \$571,498.25, from \$2,285,992.80 to \$2,857,491.05 - Total not to exceed \$1,503,877.20, from \$6,015,508.80 to \$7,519,386.00 - Financing: Data Services Fund (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1129

Item 47: Authorize Supplemental Agreement No. 4 to increase the service contract with Shawnee Mission Tree Service, Inc. dba Arbor Masters Tree Service in the amount of \$1,394,515, from \$5,578,060 to \$6,972,575 and Clarence T. Crews dba Crews Service Company in the amount of \$22,500, from \$90,000 to \$112,500, for tree planting, tree removal, and stump grinding services related to the June 9, 2019 storm and to extend the term from August 27, 2019 to August 26, 2020 - Total not to exceed \$1,417,015, from \$6,502,060 to \$7,919,075 - Financing: Sanitation Operation Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1130

Item 48: Authorize a professional services contract with The Broussard Group, Inc. dba TBG Partners for schematic design, design development, construction documents, procurement and construction administration phases for the Friendship Park - Loop Trail and Picnic Pavilion Project located at 12700 Hornbeam Drive - Not to exceed \$59,374.00 - Financing: Park and Recreation Facilities (B) Fund (2017 Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1131

Item 49: Authorize the purchase and installation of the Musco Control Link System which will provide an automated athletic field lighting control system at Kiest Park located at 3080 South Hampton Road, Tietze Park located at 2700 South Skillman Street, Winfrey Point located at 950 East Lawther Drive, Fair Oaks Park located at 7600 Fair Oaks Avenue and Crown Park located at 2300 Crown Road and integrate with the Park and Recreation Department's RecTrac Reservation System with Musco Corporation dba Musco Sports Lighting, LLC through the Texas Association of School Boards cooperative agreement - Not to exceed \$98,985.00 - Financing: Park Beautification Fund (\$9,105.00), P & R Athletic Field Maintenance Fund (\$35,900.00) and Recreation Program Fund (\$53,980.00)

Councilmember Thomas 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 Thomas moved to defer the item to the August 28, 2019 voting agenda meeting of the city council.

Motion seconded by Mayor Pro Tem Medrano.

After discussion, Mayor Johnson called a vote and declared the item unanimously deferred.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1132

Item 50: Authorize a professional services contract with Half Associates, Inc. for engineering services associated with the Floodplain Program Management Assistance Contract No. 1 - Not to exceed \$450,000.00 - Financing: Storm Drainage Management Capital Construction Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1133

Item 51: Authorize a professional services contract with Terracon Consultants, Inc. to provide engineering and architectural services for the condition assessment and design of roof and heating, ventilation, air conditioning, and refrigeration systems at Dallas Water Utilities' 270 facilities - Not to exceed \$1,557,880.00 - Financing: Water Utilities Capital Improvement Funds (\$1,357,784.00) and Storm Drainage Management Capital Construction Fund (\$200,096.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1134

Item 52: Authorize a construction contract for the installation of water and wastewater mains at 12 locations (list attached to the Agenda Information Sheet) - John Burns Construction Company of Texas, Inc., only bidder - Not to exceed \$23,704,542.00 - Financing: Water Utilities Capital Drinking Water TWDB Fund (\$15,248,542.00) and Water Utilities Capital Clean Water TWDB Fund (\$8,456,000.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1135

Item 53: Authorize an increase in the construction services contract with Ark Contracting Services, LLC for additional work associated with the construction of Erosion Control Improvement Package C for nine erosion control improvement projects (list attached to Agenda Information Sheet) - Not to exceed \$1,095,234.55, from \$5,424,990.00 to \$6,520,224.55 - Financing: Flood Protection and Storm Drainage Facilities Fund (2012 Bond Funds) (\$528,389.55) and Storm Drainage Management Capital Construction Fund (\$566,845.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1136

Item 54: Authorize Supplemental Agreement No. 8 to the professional services contract with HDR Engineering, Inc. to provide additional engineering services for the design and construction of three bridges on Cadiz Street and Riverfront Boulevard to replace existing undersized box culverts within the Levee Drainage System – Sump A and to perform additional construction support services for the Able Storm Water Pump Station - Not to exceed \$262,579.00, from \$10,987,502.00 to \$11,250,081.00 - Financing: Flood Protection and Storm Drainage Facilities Fund (2012 Bond Funds) (\$215,789.00) and Wastewater Capital Improvement Fund (\$46,790.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1137

Item 55: 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)

There were no appointments made to boards and commissions.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1138

Item 56: A resolution instructing the City Manager to not spend any city funds or resources demolishing structures within the Tenth Street Historic District - Financing: No cost consideration to the City (via Councilmembers Arnold, Greyson, Atkins, Medrano, and Thomas)

The following registered speakers addressed the city council on the item:

Courtney Spellicy, 7117 Wake Forrest Dr.
David Preziosi, 2229 Lawndale Dr., representing Preservation Dallas
Jennifer Rangel, 3301 Elm St., representing Inclusive Communities Project

Councilmember Arnold moved to adopt the item with the following change:

- Approve the resolution instructing the city manager not to spend any city funds or resources demolishing structures within 10th Street Historic District unless the Dallas Fire Marshall finds that the structure is hazardous to life or property and presents a clear and present danger in accordance with the Dallas Fire Code and Dallas Development Code.

Motion seconded by Mayor Pro Tem Medrano.

After discussion, Mayor Johnson called a vote and declared the item unanimously amended.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1139

Item 57: Authorize a New Markets Tax Credit transaction between the Dallas Development Fund and its subsidiaries, Capital One N.A. and its subsidiaries (Capital One), and Cristo Rey Dallas, and its affiliates (Cristo Rey) for improvements to the Cristo Rey Dallas campus located at 1064 North St. Augustine Drive - Financing: No cost consideration to the City

Councilmember Atkins moved to adopt the item.

Motion seconded by Councilmember Resendez and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1140

Item 58: 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, on the northwest corner of Duluth Street and Chicago Street - Z178-368 - Financing: No cost consideration to the City (This item was deferred on June 26, 2019)

Councilmember Atkins moved to adopt the item.

Motion seconded by Councilmember West and unanimously adopted.

Assigned ORDINANCE NO. 31271

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1141

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Bazaldua moved to defer agenda item 60 to the September 25, 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 Arnold moved to defer agenda item 61 to the September 25, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

The consent zoning docket consisted of agenda items 59-71.

Agenda item 59: Zoning Case Z178-223(CY)
Agenda item 60: Zoning Case Z178-309(SM)
Agenda item 61: Zoning Case Z189-154(SM)
Agenda item 62: Zoning Case Z189-162(LC)
Agenda item 63: Zoning Case Z189-204(SM)
Agenda item 64: Zoning Case Z189-210(SM)
Agenda item 65: Zoning Case Z189-213(SM)
Agenda item 66: Zoning Case Z189-230(SM)
Agenda item 67: Zoning Case Z189-236(AU)
Agenda item 68: Zoning Case Z189-239(CY)
Agenda item 69: Zoning Case Z189-242(AU)
Agenda item 70: Zoning Case Z189-255(SM)
Agenda item 71: Zoning Case Z189-261(SM)

Agenda items 67 and 68 were removed from the consent zoning docket to be considered as individual hearings.

Therefore, the consent zoning docket, consisting of agenda items 59, 62-66 and 69-71 was presented for consideration.

Agenda item 59: Zoning Case Z178-223(CY)
Agenda item 62: Zoning Case Z189-162(LC)
Agenda item 63: Zoning Case Z189-204(SM)
Agenda item 64: Zoning Case Z189-210(SM)
Agenda item 65: Zoning Case Z189-213(SM)
Agenda item 66: Zoning Case Z189-230(SM)
Agenda item 69: Zoning Case Z189-242(AU)
Agenda item 70: Zoning Case Z189-255(SM)
Agenda item 71: Zoning Case Z189-261(SM)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

19-1141

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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 Mayor Pro Tem Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1142

Item 59: Zoning Case Z178-223(CY) [Consent Zoning Docket]

A public hearing to receive comments regarding a City Plan Commission authorized hearing to determine proper zoning on property zoned Subarea C-1 within Subdistrict C; Subareas D-1, D-2, D-3, D-4, and D-5 within Subdistrict D; and Subdistricts E, E1, E2, F, G, H, H1 of Planned Development District No. 305, Cityplace; on the east and west sides of North Central Expressway with Carroll Avenue to the north, Hall Street to the south, Turtle Creek Boulevard to the west, and Ross Avenue to the east and consisting of approximately 116.62 acres with consideration being given to amending the allowed square footage for nonresidential uses and an ordinance granting the amendments

Recommendation of Staff and CPC: Approval of the amendments

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 31272

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1143

Item 60: Zoning Case Z178-309(SM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a tower/antenna for cellular communication on property zoned a D(A) Duplex Subdistrict within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District, on the east line of South Fitzhugh Avenue, north of Lagow Street

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

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Bazaldua moved to defer the item to the September 25, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Narvaez and unanimously deferred. (Kleinman, Mendelsohn absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1144

Item 61: Zoning Case Z189-154(SM) [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 restaurant without drive-in service on property zoned an RR-D-1 Regional Retail District with a D-1 Liquor Control Overlay, on the northeast line of East Ledbetter Drive and the west line of Rocky Ridge Road

Recommendation of Staff and CPC: Approval for a two-year period, subject to a site 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 September 25, 2019 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Atkins and unanimously deferred. (Kleinman, Mendelsohn absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1145

Item 62: Zoning Case Z189-162(LC) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an Historic Overlay for Eagle Ford School (1601 Chalk Hill Road) on property zoned an IM Industrial Manufacturing District on the west side of Chalk Hill Road, south of Tom Landry Freeway

Recommendation of Staff and CPC: Approval, subject to preservation criteria

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 31273

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1146

Item 63: Zoning Case Z189-204(SM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and (1) an ordinance granting a D-1 Liquor Control Overlay; and (2) an ordinance granting a Specific Use Permit 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 NS(A)-D Neighborhood Services District with a D Liquor Control Overlay, on the southeast corner of Elam Road and Pleasant Drive

Recommendation of Staff and CPC: Approval of a D-1 Liquor Control Overlay and approval of a Specific Use Permit for a two-year period, subject to a site plan and conditions

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NOS. 31274 AND 31275

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1147

Item 64: Zoning Case Z189-210(SM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 880, on the north line of Lyndon B. Johnson Freeway, between Ridgeview Circle and Hughes Lane

Recommendation of Staff and CPC: Approval, subject to conditions

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 31276

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1148

Item 65: Zoning Case Z189-213(SM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 623, on the southeast corner of Royal Lane and Webb Chapel Road

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 31277

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1149

Item 66: Zoning Case Z189-230(SM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a D(A) Duplex District on property zoned a CR Community Retail District on the southwest corner of Woodin Boulevard and Seevers Avenue

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. 31278

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1150

Item 67: Zoning Case Z189-236(AU) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 370 for a child-care facility and a community service center use on property zoned an R-5(A) Single Family Subdistrict within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District, on the northeast corner of Leland Avenue and Marburg Street

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

Councilmember Bazaldua 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 or in favor of the city plan commission's recommendation.

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

- The Specific Use Permit (SUP) expires August 14, 2024

and pass the ordinance.

Motion seconded by Councilmember Blackmon and unanimously amended.

Assigned ORDINANCE NO. 31279

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1151

Item 68: Zoning Case Z189-239(CY) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 2150 for a bar, lounge, or tavern and an inside commercial amusement limited to a live music venue on property zoned Tract A within Planned Development District No. 269, the Deep Ellum/Near East Side District, on the northeast corner of Elm Street and South Good Latimer Expressway

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

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 or in favor of the city plan commission's recommendation.

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

- The Specific Use Permit (SUP) expires in five years

and pass the ordinance.

Motion seconded by Councilmember Atkins and unanimously amended.

Assigned ORDINANCE NO. 31280

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1152

Item 69: Zoning Case Z189-242(AU) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a child-care facility use on property zoned an R-7.5(A) Single Family Residential District, on the west line of East Lake Highlands Drive, north of Harter Road, and south of Peavy 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 site plan and conditions

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 31281

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1153

Item 70: Zoning Case Z189-255(SM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a community service center and a child-care facility on property zoned an MF-2(A) Multifamily District, on the southwest line of North Washington Avenue, northwest of Munger Avenue

Recommendation of Staff and CPC: Approval for a five-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. 31282

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1154

Item 71: Zoning Case Z189-261(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. 1912 for a late-hours establishment limited to an alcoholic beverage establishment limited to a bar, lounge, or tavern on property zoned Planned Development District No. 842 with Specific Use Permit No. 1289 for a bar, lounge, or tavern use and an MD-1 Modified Delta Overlay, on the west line of Greenville Avenue, south of Sears Street

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 31283

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1155

ZONING CASES – INDIVIDUAL

Item 72: Zoning Case Z178-355(CY)

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for Community Retail District uses and a boutique hotel use on property zoned a CR Community Retail District on the southwest corner of West 7th Street and North Beckley Avenue

Recommendation of Staff: Denial

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

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

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

Motion seconded by Councilmember Narvaez.

After discussion, Mayor Johnson called a vote and declared the item unanimously adopted.

Assigned ORDINANCE NO. 31284

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1156

ZONING CASES – INDIVIDUAL

Item 73: Zoning Case Z189-159(CT)

A public hearing to receive comments regarding an application for the removal of a D Liquor Control Overlay on property zoned an RR -D Regional Retail District with a D Liquor Control Overlay, on the east line of Marvin D. Love Freeway, south of West Red Bird Lane with consideration being given to a D-1 Liquor Control Overlay

Recommendation of Staff and CPC: Denial without prejudice

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 Thomas moved to remand the item to the City Plan and Zoning Commission with the following instructions:

- Advertise removal of the D Liquor Control Overlay and consideration of deed restrictions volunteered by the applicant.

Motion seconded by Councilmember Atkins and unanimously remanded.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1157

ZONING CASES – INDIVIDUAL

Item 74: Zoning Case Z189-205(PD)

A public hearing to receive comments regarding an application for the renewal of Specific Use Permit No. 1931 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 north side of Ann Arbor Avenue, east of South Marsalis Avenue

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

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

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

Ola Allen, 4111 Summit Ridge Dr., representing Marsalis Park Neighborhood Association

Councilmember Arnold moved to close the public hearing, accept the recommendation of the city plan commission.

Motion seconded by Mayor Pro Tem Medrano.

During discussion, Councilmember Kleinman asked Councilmember Arnold if she would accept a friendly amendment to remove without prejudice and to deny the item.

Councilmember Arnold accepted Councilmember Kleinman's friendly amendment, as part of her motion.

Mayor Pro Tem Medrano, who seconded the original motion, also accepted the friendly amendment.

Mayor Johnson called a vote and declared the item unanimously denied.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1158

ZONING CASES – INDIVIDUAL

Item 75: Zoning Case Z189-206 (SM)

A public hearing to receive comments regarding an application for and an ordinance granting a new subdistrict within Planned Development District No. 842 with a MD-1 Modified Delta Overlay, on the northeast corner of Greenville Avenue and Oram Street

Recommendation of Staff: Approval, subject to staff's recommended conditions

Recommendation of CPC: Approval, subject to conditions

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

Councilmember Blewett moved to hold the item under advisement until the August 28, 2019 voting agenda meeting of the city council.

Motion seconded by Councilmember Narvaez and unanimously held under advisement.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1159

ZONING CASES – INDIVIDUAL

Item 76: Zoning Case Z189-224 (CY)

A public hearing to receive comments regarding an application for the termination of existing deed restrictions [Z778-181] on property zoned Subdistrict 6 within Planned Development District No. 830, on the south side of Fouraker Street, between North Vernon Avenue and North Van Buren Avenue

Recommendation of Staff: Approval

Recommendation of CPC: Denial without prejudice

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 the city plan commission's recommendation.

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

Pam Conley, P.O. Box 5212
Liz Schubert, 721 Winston St.
Stephen Vessels, 730 Winston St.
Holly Priestersbach, 721 Winston St.

Councilmember West moved to remand the item to the City Plan and Zoning Commission with the following instruction:

- Re-advertise the case to allow consideration of amending the existing deed restrictions.

Motion seconded by Mayor Pro Tem Medrano and unanimously remanded.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1160

ZONING CASES – INDIVIDUAL

Item 77: Zoning Case Z189-251 (AU)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a late-hours establishment limited to a restaurant with drive-in or drive-through service on property zoned Planned Development District No. 842 with an MD-1 Modified Delta Overlay, on the southwest corner of Greenville Avenue and Alta Avenue

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

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

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

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

Motion seconded by Councilmember West and unanimously adopted.

Assigned ORDINANCE NO. 31285

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1161

MISCELLANEOUS HEARINGS

Item 78: An appeal of the City Plan Commission's decision to deny a waiver of the two-year waiting period to submit an application on property zoned Subdistrict B within Planned Development District No. 619 with Historic Overlay H/87 and Specific Use Permit No. 2127, on the north side of Main Street, east of Field Street - W189-004 - Financing: No cost consideration to the City

The following individuals addressed the city council on the item:

Joseph Rys, 3214 Sharpview Ln., representing Headington Oil Co.
Karl Crawley, 900 Jackson St.

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

Motion seconded by Councilmember Atkins.

After discussion, Councilmember Blewett withdrew his motion.

Councilmember Blewett moved to reverse the decision of the city plan commission and grant the waiver request by the applicant.

Motion seconded by Deputy Mayor Pro Tem McGough and unanimously reversed.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1162

MISCELLANEOUS HEARINGS

Item 79: A public hearing to receive comments on Substantial Amendment No. 3 to the FY 2018-19 Action Plan for the Emergency Solutions Grant (“ESG”) Program, to reallocate FY17 ESG funds in the amount of \$333,895.00 from Emergency Shelter, Rapid Re-Housing, and Homeless Management Information System eligible activities to Street Outreach and Homelessness Prevention eligible activities; and at the close of the public hearing, authorize final adoption of Substantial Amendment No. 3 to the FY 2018-19 Action Plan - Financing: No cost consideration to the City

No one addressed the city council on the item.

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

Motion seconded by Councilmember Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1163

Closed Session

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

- Yvette “Will Rap 4 Weed” Gbalazeh, v. City of Dallas, Civil Action No. 3:18-CV-00076.
- Energy Future Holdings Corp., et al. Case No. 14-10979 (CSS) (Bankr. D. Del).
- In Re Return Lee to Lee Park, Warren Johnson, and Katherine Gann, Relators, No. 05-19-00774-CV; Return Lee to Lee Park, et al. v. Mike Rawlings, et al. No. 05-19-00456-CV.

At 3:43 p.m., Mayor Johnson announced the closed session of the city council authorized by Chapter 551, “OPEN MEETINGS,” of the (Texas Open Meetings Act) to discuss the following matters:

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

- Yvette “Will Rap 4 Weed” Gbalazeh, v. City of Dallas, Civil Action No. 3:18-CV-00076.
- Energy Future Holdings Corp., et al. Case No. 14-10979 (CSS) (Bankr. D. Del).
- In Re Return Lee to Lee Park, Warren Johnson, and Katherine Gann, Relators, No. 05-19-00774-CV; Return Lee to Lee Park, et al. v. Mike Rawlings, et al. No. 05-19-00456-CV.

The closed session ended and reconvened to open session at 6:01 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1164

Addendum Item 1: Authorize a construction contract for the construction of the Forest Green Branch Library replacement facility to be located at 9619 Greenville Avenue - J.C. Commercial, Inc., best value proposer of four - Not to exceed \$6,100,366.71 - Financing: Library (E) Fund (2017 Bond Funds)

The following registered speaker addressed the city council on the item:

Karen Blumenthal, 8702 Vista View Dr.

Deputy Mayor Pro Tem McGough moved to adopt the item.

Motion seconded by Councilmember Atkins.

After discussion, Mayor Johnson called a vote and declared the item unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1165

Addendum Item 2: Authorize **(1)** public hearings to be held on Wednesday, September 4, 2019 and Wednesday, September 11, 2019 to receive comments on a proposed tax rate; and **(2)** a proposal to consider adoption of a \$0.7800/\$100 valuation tax rate, or a lower rate as may be proposed by the City Council on September 18, 2019 - Financing: No cost consideration to the City

No action needed.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 14, 2019

19-1166

Addendum Item 3: Authorize the following: **(1)** a business personal property tax abatement agreement for a five- year period; **(2)** a Chapter 380 economic development grant agreement in an amount not to exceed \$3,500,000.00 over a period of ten-years; **(3)** a Chapter 380 economic development grant agreement in an amount not to exceed \$5,000,000.00 associated with job creation; **(4)** a Chapter 380 economic grant agreement in an amount not to exceed \$100,000.00 associated with certain City fees; and **(5)** nomination to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended (Texas Government Code, Chapter 2303) to the Office of the Governor, Economic Development and Tourism division, through the Economic Development Bank; all with Uber Technologies, Inc. or an affiliate thereof in connection with the proposed expansion of certain corporate operations into a new two phase office development located at 2550 Pacific Avenue in accordance with the City's Public/Private Partnership Program - Total not to exceed \$9,345,633.00 - Financing: Estimated Revenue Foregone (\$745,633.00 over a five-year period) and Public/Private Partnership Funds (\$8,600,000.00)

Mayor Pro Tem Medrano moved to adopt the item.

Motion seconded by Councilmember Atkins and unanimously adopted.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 14, 2019

EXHIBIT C