

City of Dallas

*1500 Marilla Street
Dallas, Texas 75201*



ANNOTATED COUNCIL AGENDA

October 8, 2019

[19-1570; HELD]

9:09 A.M. – 2:27 P.M.

Invocation and Pledge of Allegiance (Council Chambers)

Agenda Item/Open Microphone Speakers
[19-1571]

VOTING AGENDA

1. [19-1456](#) Approval of Minutes of the September 25, 2019 City Council Meeting
[19-1572; APPROVED]

CONSENT AGENDA [19-1573; APPROVED]

City Attorney's Office

2. [19-1362](#) Authorize settlement of the lawsuit styled Nicole Abed v. The City of Dallas, Cause No. DC-18-10964 - Not to exceed \$220,000.00 - Financing: Risk Management Funds
[19-1574; APPROVED]

Department of Public Works

3. [19-1146](#) Authorize a construction contract for the street reconstruction of Imperial Street from Robert L. Parish Sr. Avenue to Montie Street and Montie Street from Imperial Street to Junction Street - Jeske Construction Company, lowest responsible bidder of five - Not to exceed \$1,871,526.00 - Financing: Street and Transportation Improvements Fund (2012 Bond Funds) (\$1,340,656.00), Water Utilities Capital Improvement Funds (\$496,120.00), and Water Utilities Capital Construction Funds (\$34,750.00)
[19-1575; APPROVED]
4. [19-1185](#) Authorize a construction contract for the street reconstruction of Beall Street from Dolphin Road to dead-end and Mingo Street from Dolphin Road to dead-end - Jeske Construction Company, lowest responsible bidder of four - Not to exceed \$2,598,359.00 - Financing: Street and Transportation Improvements Fund (2012 Bond Funds) (\$1,358,143.00), Community Development Block Grant Funds (\$1,078,861.00), Water Utilities Capital Improvement Funds (\$140,815.00), and Water Utilities Capital Construction Funds (\$20,540.00)
[19-1576; APPROVED]

Department of Sustainable Development and Construction

5. [19-961](#) Authorize acquisition from Debbie G. Davila and Daniel Davila, of approximately 5,671 square feet of land improved with a single-family dwelling located near the intersection of McGowan and Nolen Streets for the Cadillac Heights Phase II Project - Not to exceed \$84,600.00 (\$82,000.00, plus closing costs and title expenses not to exceed \$2,600.00) - Financing: Land Acquisition in Cadillac Heights Fund (2006 Bond Funds)
[19-1577; APPROVED]
6. [19-571](#) An ordinance abandoning a fire lane easement to TB Point Two Welborn, LLC, the abutting owner, containing approximately 1,700 square feet of land, located near the intersection of Welborn Street and Congress Avenue - Revenue: \$5,400.00, plus the \$20.00 ordinance publication fee
[19-1578; APPROVED; ORDINANCE 31343]

CONSENT AGENDA (continued)**Department of Sustainable Development and Construction** (continued)

7. [19-570](#) An ordinance abandoning two water easements to Dallas Independent School District, the abutting owner, containing a total of approximately 3,969 square feet of land, located near the intersection of Grand Avenue and La Vista Drive - Revenue: \$5,400.00, plus the \$20.00 ordinance publication fee
[19-1579; APPROVED; ORDINANCE 31344]
8. [19-909](#) An ordinance abandoning a portion of a floodway easement to John McReynolds and Ann McReynolds, the abutting owners, containing approximately 2,267 square feet of land, located near the intersection of Strait Lane and Kelsey Road; and providing for the dedication of approximately 4,178 square feet of land needed for a floodway easement - Revenue: \$5,400.00, plus the \$20.00 ordinance publication fee
[19-1580; APPROVED; ORDINANCE 31345]
9. [19-1022](#) An ordinance abandoning a portion of a sanitary sewer easement to James D. Norcross and Charles Krueger Norcross, the abutting owners, containing approximately 24,221 square feet of land, located near the intersection of Maple Springs Boulevard and Denton Drive; and providing for the dedication of approximately 1,300 square feet of land needed for a wastewater easement - Revenue: \$5,400.00, plus the \$20.00 ordinance publication fee
[19-1581; APPROVED; ORDINANCE 31346]

Department of Transportation

10. [19-1322](#) Authorize a Project Specific Agreement with Dallas County for the implementation of a bicycle route and options along the Baylor, Fair Park, East Dallas areas to improve multimodal connectivity (Hall Street to Lawnview Avenue) - Major Capital Improvements Program No. 10235 - Financing: No cost consideration to the City (see Fiscal Information)
[19-1582; APPROVED]

Library

11. [19-1409](#) Authorize the **(1)** acceptance of two grants from the Institute of Museum and Library Service through the Texas State Library and Archives Commission (TSLAC) for the State Fiscal Year 2020 Special Projects Grant Program (Grant No. SPP-20002/Federal ID No. LS-00-19-0044-19, CFDA No. 45.310) in the amount of \$75,000.00 and SFY 2020 Texas Reads Grant Program (Grant No. TXR-20004/Federal ID No. LS-00-19-0044-19, CFDA No. 45.310) in the amount of \$10,000.00 for the period September 1, 2019 through August 31, 2020; **(2)** establishment of appropriations in an amount not to exceed \$75,000.00 in the TSLAC-Special Projects 2020 Grant-Applied ELL 19-20 Fund and in an amount not to exceed \$10,000.00 in the TSLAC-Texas Reads 2020 Grant-Readers Advisory Expansion 19-20 Fund; **(3)** receipt and deposit of funds for reimbursement from the Texas State Library and Archives Commission in an amount not to exceed \$75,000.00 in the TSLAC-Special Projects 2020 Grant-Applied ELL 19-20 Fund and in an amount not to exceed \$10,000.00 in the TSLAC-Texas Reads 2020 Grant-Readers Advisory Expansion 19-20 Fund; and **(4)** execution of the grant agreements and all terms, conditions, and documents required by the grant agreements - Total not to exceed \$85,000.00 - Financing: Texas State Library and Archives Commission Grant Funds
[19-1583; APPROVED]

CONSENT AGENDA (continued)**Office of Budget**

12. [19-1465](#) Authorize payment of annual membership fees and continuation of arrangements for providing specialized municipal-related services to **(1)** Gartner, Inc. in the amount of \$166,727.00; **(2)** North Central Texas Council of Governments in the amount of \$130,197.00; **(3)** Texas Municipal League in the amount of \$59,542.00; **(4)** Oncor Cities Steering Committee in the amount of \$107,603.76; **(5)** Texas Coalition of Cities for Utility Issues in the amount of \$53,801.88; **(6)** North Texas Commission in the amount of \$60,000.00; and **(7)** Water Research Foundation in the amount of \$370,133.89 - Total not to exceed \$948,005.53 - Financing: General Fund (\$411,144.64), Data Services Fund (\$166,727.00), and Water & Sewer Revenue Fund (\$370,133.89)
[19-1584; APPROVED]

Office of Community Care

13. [19-1228](#) Authorize a one-year service contract, with two one-year renewal options, to provide employment assistance to low-and moderate-income seniors as part of the City of Dallas' Senior Services Employment Initiative Program with Dallas County Community College District, on behalf of Mountain View College, most advantageous proposer of four - Not to exceed \$137,280.00 - Financing: General Fund (subject to appropriations)
[19-1585; APPROVED AS AN INDIVIDUAL ITEM]

Office of Arts and Culture

14. [19-1477](#) Authorize the **(1)** application for and acceptance of a grant from the U.S. Department of the Interior, National Park Service for the FY 2018 African American Civil Rights Grant (Grant No. P19AP00505, CFDA No. 15.904) in the amount of \$500,000.00 to preserve and restore the Juanita Craft Civil Rights House & Memorial Garden for the period October 1, 2019 through September 30, 2022; **(2)** establishment of appropriations in an amount not to exceed \$500,000.00 in the Juanita Craft Civil Rights House & Memorial Garden Fund; **(3)** receipt and deposit of funds in an amount not to exceed \$500,000.00 in the Juanita Craft Civil Rights House & Memorial Garden Fund; and **(4)** execution of the grant agreement with the National Park Service and all terms, conditions, and documents required by the agreement - Not to exceed \$500,000.00 - Financing: U.S. Department of the Interior, National Park Service Grant Funds
[19-1586; APPROVED AS AN INDIVIDUAL ITEM]
15. [19-1454](#) Authorize a contract with Eliseo S Garcia for the fabrication and installation of a site-specific, freestanding, outdoor sculpture at the street median located at Canada Drive and Coronet Boulevard - Not to exceed \$75,000.00 - Financing: Street and Transportation Improvements Fund (2012 Bond Funds)
[19-1587; APPROVED]
16. [19-1316](#) Authorize contracts with cultural organizations for the provision of artistic services to the City through the Cultural Organizations Program for the period October 1, 2019 through September 30, 2020 (list attached to the Agenda Information Sheet) - Not to exceed \$4,811,910.00 - Financing: General Fund
[19-1588; APPROVED]

CONSENT AGENDA (continued)**Office of Procurement Services**

17. [19-1037](#) ~~Authorize a three-year service price agreement for the rental of cranes with operators for the Equipment and Fleet Management Department TNT Crane & Rigging, Inc., lowest responsible bidder of two Estimated amount of \$306,719 Financing: General Fund~~
[19-1589; DELETED]
18. [19-1187](#) Authorize a three-year service price agreement for the rental and installation of holiday decorations for the Department of Aviation - Year Round LLC, lowest responsible bidder of three - Estimated amount of \$152,733 - Financing: Aviation Fund
[19-1590; APPROVED]
19. [19-1240](#) Authorize a three-year service price agreement for pressure washing, scraping and sweeping of flat surfaces, pressure washing of vertical surfaces, and pressure washing of vehicles - H and W Cleaning Systems, Inc. in an estimated amount of \$1,649,916.12 and FW Fleet Clean, LLC in an estimated amount of \$16,296.00, lowest responsible bidders of three - Total estimated amount of \$1,666,212.12 - Financing: General Fund (\$19,373.62), Aviation Fund (\$107,457.10), Convention and Event Services Fund (\$67,094.80), Equipment and Fleet Management Fund (\$1,448,296.10), and Dallas Water Utilities Fund (\$23,990.50)
[19-1591; APPROVED]
20. [19-1198](#) Authorize a one-year service contract to provide a total count of annual visitors utilizing Park and Recreation Department facilities and amenities - HR&A Advisors, Inc., most advantageous proposer of three - Estimated amount of \$197,000 - Financing: Momentum Park Improvement Fund
[19-1592; APPROVED]
21. [19-1411](#) Authorize a three-year service contract, with two one-year renewal options, for professional real estate brokerage and consulting services for the Department of Sustainable Development and Construction - CBRE, Inc., most advantageous proposer of six - Estimated amount of \$1,866,915 - Financing: Building Inspection Fund
[19-1593; APPROVED]
22. [19-974](#) Authorize a three-year service contract for **(1)** maintenance and support for the supervisory control and data acquisition systems at five water and wastewater treatment plants for the Water Utilities Department - Prime Controls, LP in an estimated amount of \$4,085,965; **(2)** parts and repair of hardware for the automated local evaluation in real time system for monitoring of flood incidents for the Water Utilities Department - HydroLynx Systems, Inc. in an estimated amount of \$510,500; **(3)** the operating system software maintenance and support of the automated local evaluation in real time system for monitoring of flood incidents for the Water Utilities Department - TriLynx Systems, LLC in an estimated amount of \$166,500, most advantageous proposers of four; and **(4)** maintenance and support of the supervisory control and data acquisition stormwater systems for the Water Utilities Department - HSQ Technology in an estimated amount of \$517,032, only proposer - Total estimated amount of \$5,279,997 - Financing: Dallas Water Utilities Funds
[19-1594; APPROVED]

CONSENT AGENDA (continued)**Office of Procurement Services** (continued)

23. [19-1297](#) Authorize a two-year cooperative subscription agreement for a web-based law enforcement training system for the Police Department with PCMG, Inc. dba PCM Gov, Inc. through the Texas Association of School Boards cooperative agreement - Estimated amount of \$240,646.40 - Financing: General Fund
[19-1595; APPROVED]
24. [19-1390](#) Authorize the purchase of a pavilion for the Park and Recreation Department with Site Source, Inc. through the Texas Association of School Boards cooperative agreement - Not to exceed \$107,085 - Financing: Park and Recreation Facilities Funds (2006 Bond Funds)
[19-1596; APPROVED AS AN INDIVIDUAL ITEM]
25. [19-1395](#) Authorize a three-year master agreement for manholes, manhole inserts, and wastewater access chambers for the Water Utilities Department - L.F. Manufacturing, Inc. in an estimated amount of \$287,421 and Core & Main LP in an estimated amount of \$49,410, lowest responsible bidders of three - Total estimated amount of \$336,831 - Financing: Water & Sewer Revenue Fund
[19-1597; APPROVED]
26. [19-1006](#) Authorize **(1)** a three-year master agreement for the purchase of bulk liquid oxygen in an estimated amount of \$8,794,240.00; and **(2)** a three-year service price agreement for monthly and annual inspections and maintenance of storage tanks for the Water Utilities Department in an estimated amount of \$9,322.50 - Matheson Tri-Gas, Inc., lowest responsible bidder of two - Total estimated amount of \$8,803,562.50 - Financing: Water & Sewer Revenue Fund
[19-1598; APPROVED]

Office of Strategic Partnerships & Government Affairs

27. [19-1441](#) Authorize **(1)** the acceptance of a grant from the U.S. Department of Justice, Bureau of Justice Assistance for the FY 2019 Edward Byrne Memorial Justice Assistance Grant (Grant No. TBD, CFDA No. 16.738) in the amount of \$961,753.00 to support a broad range of activities to prevent and control crime and to improve the criminal justice system for the period October 1, 2018 through September 30, 2022; **(2)** the receipt and deposit of funds in an amount not to exceed \$961,753.00 in the Bureau of Justice Assistance Grant FY19 18-22 Fund; **(3)** the establishment of appropriations in an amount not to exceed \$961,753.00 in the Bureau of Justice Assistance Grant FY19 18-22 Fund; **(4)** execute the grant agreement with the U.S. Department of Justice and all terms, conditions, and documents required by the agreement; and **(5)** execute a Funds Sharing and Fiscal Agency Agreement between the City of Dallas, Dallas County, and designated units of local governments - Not to exceed \$961,753.00 - Financing: U.S. Department of Justice Grant Funds
[19-1599; APPROVED]

CONSENT AGENDA (continued)**Park & Recreation Department**

28. [19-1364](#) Authorize a two-year service price agreement for Dish Network satellite television programming services - Young Ideas, lowest responsible bidder of three - Not to exceed \$48,711.84 - Financing: General Fund (subject to annual appropriations)
[19-1600; APPROVED]
29. [19-1335](#) Authorize a three-year service price agreement for the delivery of drinking water and rental and cleaning of dispensers for the Park and Recreation Department - DS Water of America, Inc. dba Sparkletts, lowest responsible bidder of five - Not to exceed \$27,902.22 - Financing: General Fund (subject to annual appropriations)
[19-1601; APPROVED]
30. [19-1375](#) Authorize an increase in the construction services contract with The Fain Group, Inc. for additional scope of work for the construction of three family aquatic centers at Kidd Springs Park located at 807 West Canty Street, Lake Highlands North Park located at 9400 Church Road, and Tietze Park located at 2700 Skillman Street - Not to exceed \$464,447.53, from \$15,269,470.73 to \$15,733,918.26 - Financing: Elgin B. Robertson Land Sale Funds
[19-1602; APPROVED]
31. [19-1366](#) Authorize Supplemental Agreement No. 1 to the professional services contract with Urban Engineers Group, Inc. for additional design and engineering services for a football/soccer complex at Wheatland Park located at 2115 West Wheatland Road - Not to exceed \$69,350.00, from \$49,150.00 to \$118,500.00 - Financing: Park and Recreation Facilities (B) Fund (2017 Bond Funds)
[19-1603; APPROVED]

Water Utilities Department

32. [19-1214](#) Authorize a professional services contract with Hayden Consultants, Inc. for the engineering evaluation and design of Storm Drainage Contract C (list attached to the Agenda Information Sheet) - Not to exceed \$471,323.20 - Financing: Flood Control (D) Fund (2017 Bond Funds)
[19-1604; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION**City Secretary's Office**

33. [19-1457](#) 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)
[19-1605; FULL COUNCIL, INDIVIDUAL AND OFFICER APPOINTMENTS MADE TO BOARD AND COMMISSIONS]

ITEMS FOR INDIVIDUAL CONSIDERATION (continued)**Mayor and City Council**

34. [19-1385](#) A resolution amending the City Council Rules of Procedure by **(1)** deleting or amending outdated practices; **(2)** amending certain sections to comply with state law changes, including speaker rules and moratoriums; **(3)** adding a process for auditing and collecting compensation adjustments; **(4)** amending the second Wednesday voting agenda start time; **(5)** amending the five-signature memorandum process to require that a city council committee be briefed and make a recommendation; **(6)** amending the city council committee rules; and **(7)** making other conforming, semantic, and grammatical amendments - Financing: No cost consideration to the City
[19-1606; APPROVED AS AMENDED]

ADDITIONS:

Closed Session
[19-1607; HELD]

Attorney Briefings (Sec. 551.071 T.O.M.A.)
- Bertrum Jean, et al. v. City of Dallas, et al. Cause No. 3:18-CV-02862-M.
[BRIEFED]

Addition:
AGENDA ITEM 36

- An ordinance repealing Section 31-35, "Solicitation by Coercion; Solicitation Near Designated Locations and Facilities; Solicitation After Sunset; Solicitation-Free Zones of Chapter 31, "Offenses - Miscellaneous," of the Dallas City Code - Financing: No cost consideration to the City (via Councilmembers Arnold, Narvaez, Mayor Pro Tem Medrano, Bazaldua, and Atkins)
[BRIEFED]

OTHER ITEMS FOR INDIVIDUAL CONSIDERATION**Mayor and City Council Office**

35. [19-1579](#) A resolution **(1)** declaring the second Monday in October as Indigenous Peoples' Day in the City of Dallas; **(2)** affirming the City's willingness to participate in annual celebration activities and promote the wellbeing and growth of the City's American Indian and Indigenous community; **(3)** encouraging public schools to include the teaching of Indigenous Peoples' history; and **(4)** encouraging businesses, organizations, and public institutions to recognize Indigenous Peoples' Day - Financing: No cost consideration to the City (via Councilmembers Narvaez, Bazaldua, Mayor Pro Tem Medrano, West, and Atkins)
[19-1608; APPROVED AS AMENDED]
36. [19-1503](#) An ordinance repealing Section 31-35, "Solicitation by Coercion; Solicitation Near Designated Locations and Facilities; Solicitation After Sunset; Solicitation-Free Zones of Chapter 31, "Offenses - Miscellaneous," of the Dallas City Code - Financing: No cost consideration to the City (via Councilmembers Arnold, Narvaez, Mayor Pro Tem Medrano, Bazaldua, and Atkins)
[19-1609; REMANDED TO A COUNCIL COMMITTEE BY COUNCILMEMBER MENDELSON]

ITEMS FOR FURTHER CONSIDERATION

Department of Aviation

37. [19-1439](#) Authorize a lease agreement with Dallas Jet Holdings, LLC at Dallas Executive Airport ("Airport") for approximately **(1)** 824 square feet of lobby and office space within the Airport terminal; and **(2)** 97,049 square feet of Airport land and facilities for aviation related operations - Estimated Revenue: \$8,741,094.06 over the initial term of the lease (This item was deferred on September 11, 2019 and reconsidered on September 25, 2019)
[19-1610; APPROVED AS AMENDED]

PUBLIC HEARINGS AND RELATED ACTIONS**Department of Sustainable Development and Construction**ZONING CASES – CONSENT**[19-1611; APPROVED AS AMENDED]**

- Z1. [19-1444](#) A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for MF-2(A) Multifamily District uses and a public school other than an open -enrollment charter school on property zoned an MF-2(A) Multifamily District on the southwest corner of Park Lane and Eastridge Drive
Recommendation of Staff and CPC: Approval, subject to a development plan, traffic management plan, and conditions
Z189-179(PD)
[19-1612; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 31347]

ZONING CASES - UNDER ADVISEMENT – INDIVIDUAL

- Z2. [19-1440](#) A public hearing to receive comments regarding an application for and an ordinance granting an MF-2(A) Multifamily District on property zoned a CR-D Community Retail District with a D Liquor Control Overlay, on the east line of South Corinth Street Road, south of Morrell Avenue
Recommendation of Staff and CPC: Approval with retention of the D Liquor Control Overlay
Z189-280(AU)
Note: This item was deferred by the City Council before opening the public hearing on September 11, 2019, and is scheduled for consideration on October 8, 2019.
[19-1613; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 31348]

PUBLIC HEARINGS AND RELATED ACTIONS (continued)**MISCELLANEOUS HEARINGS****Housing & Neighborhood Revitalization**

- PH1. [19-1201](#) A public hearing to receive comments on Substantial Amendment No. 4 to the FY 2018-19 Action Plan for the HOME Investment Partnerships Program (HOME) for the use of \$3,600,000.00 of HOME funds resulting from the receipt of unanticipated program income for housing, associated administrative and soft costs; and at the close of the public hearing, authorize **(1)** final adoption of Substantial Amendment No. 4 to the FY 2018-19 Action Plan; **(2)** the receipt and deposit of HOME Program income funds in an amount not to exceed \$3,600,000.00 in the HOME Investment Partnership Program Income Fund; and **(3)** the establishment of appropriations in an amount not to exceed \$3,600,000.00 in the HOME Investment Partnership Program Income Fund - Financing: FY 2018-19 HOME Program Income Funds
[19-1614; HEARING CLOSED; APPROVED]

Office of Environmental Quality & Sustainability

- PH2. [19-1458](#) A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath properties owned by Blanks Investment Assets, Ltd. located near the intersection of West Commerce Street and North Beckley Avenue and adjacent street rights-of-way; and an ordinance authorizing support of the issuance of a municipal setting designation to City of Dallas by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City
Recommendation of Staff: Approval
[19-1615; HEARING CLOSED; APPROVED; ORDINANCE 31349]