

MINUTES OF THE DALLAS CITY COUNCIL
THURSDAY, SEPTEMBER 9, 2021

21-1440

VOTING AGENDA MEETING
DALLAS CITY HALL, ROOM 5ES/VIDEO CONFERENCE
MAYOR ERIC JOHNSON, PRESIDING

PRESENT: [15] Johnson, West, *Resendez, Moreno, Thomas, *Arnold, *Narvaez, Bazaldua, Atkins, Blackmon, McGough, Schultz, Mendelsohn, Willis, Ridley

ABSENT: [0]

The meeting was called to order at 9:18 a.m. with a quorum of the city council present.

The invocation was given by Dr. Angela Patterson, Director of Communications, First United Methodist Church and Executive Pastor, St. Paul United Methodist Church.

Mayor Johnson led the pledge of allegiances of the United States of America and Texas State flags.

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 1:21 p.m. and reconvened to open session at 2:36 p.m.

After all business properly brought before the city council had been considered, the city council adjourned at 5:22 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.

The actions taken on renewal motions that allows the city council to further discuss (reconsideration) or dispose (rescind) of a motion previously 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.

***Note: Members of the City Council participated in this meeting by video conference.**

MINUTES OF THE DALLAS CITY COUNCIL
THURSDAY, SEPTEMBER 9, 2021

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
THURSDAY, SEPTEMBER 9, 2021

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1441

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: Classi Nance, 1619 Day Star Dr.
SUBJECT: No Cops
REPRESENTING: In Defense of Black Lives Dallas

SPEAKER: Deloris Phillips, 567 W. Dickey Rd., Grand Prairie, TX (handout provided)
SUBJECT: Cover-up of complicit corruption

SPEAKER: Katie Jarvis, Not Provided
SUBJECT: Road improvements

SPEAKER: Thomas Bloodgood, Not Provided
SUBJECT: Noise/ eminent domain

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1442

Item 1: Approval of minutes of the August 25, 2021 City Council Meeting

Councilmember Atkins moved to adopt the minutes as presented.

Motion seconded by Deputy Mayor Pro Tem Resendez and unanimously adopted. (Narvaez absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1443

CONSENT AGENDA

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

Naeema Young, 1251 E. Red Bird Ln., representing Golden Lift Wellness Center
Texas [Agenda Item 2]

The consent agenda consisted of consent agenda items 2-39. Consent agenda item 23 was deleted.

Councilmember McGough requested consent agenda item 33 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 2-22, 24-32 and 34-39 was presented for consideration.

Councilmember Atkins moved to adopt all items on the consent agenda.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1444

Item 2: An ordinance amending Ordinance No. 31655, previously approved on September 23, 2020, as amended by Ordinance No. 31884, previously approved on June 9, 2021, authorizing certain transfers and appropriation adjustments for FY 2020-21 for various departments, activities, and projects; and authorize the City Manager to implement those adjustments - Financing: General Fund ([\\$1,481,897,935](#)), Enterprise, Internal Service, and Other Funds ([\\$1,363,639,214](#)), Capital Funds ([\\$1,454,481,707](#)), and Grants, Trusts and Other Funds ([\\$103,865,643](#))

Corrected

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31986

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1445

Item 3: Authorize a service contract for the purchase and installation of eight generators at designated City facilities with LJ Power, Inc., through The Local Government Purchasing Cooperative Contract No. 577-18 - Not to exceed \$1,627,633.50 - Financing: Capital Construction Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1446

Item 4: Authorize settlement of the lawsuit styled Alita Asberry v. The City of Dallas, Cause No. CC-19-00776-A - Not to exceed \$110,000.00 - Financing: Liability Reserve Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1447

Item 5: Authorize settlement of the lawsuit styled Janet Kelley v. City of Dallas, Cause No. DC-20-05761 - Not to exceed \$85,000.00 - Financing: Liability Reserve Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1448

Item 6: A resolution authorizing the preparation of plans and the payment of potential future costs and expenses for the issuance of Civic Center Convention Complex Revenue Refunding and Improvement Bonds, Series 2021 in an amount not to exceed \$270,000,000 - Financing: This action has no cost consideration to the City (see Fiscal Information for potential future costs)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1449

Item 7: Authorize the **(1)** application for and acceptance of a series of grants from the U.S. Department of Transportation, Federal Aviation Administration (FAA) (Grant Nos. 3-48-0062-065-2021, TBD, CFDA No. 20.106) in the amount of \$97,859,158.00 and the Texas Department of Transportation - Aviation Division (Grant No. TBD, CFDA No. 20.106) in the amount of \$148,000.00 in a total amount of \$98,007,158.00 for the federal share of the eligible airport programs and projects for the American Rescue Plan Act (ARPA) within the Dallas Airport System; **(2)** establishment of appropriations in an amount not to exceed \$90,936,622.00 in the FAA ARPA - Dallas General Fund, \$6,922,536.00 in the FAA ARPA - Dallas Concessions Fund, and \$148,000.00 in the TXDOT ARPA - Dallas Executive Fund; **(3)** receipt and deposit of ARPA Grant Funds in an amount not to exceed \$90,936,622.00 in the FAA ARPA - Dallas General Fund, \$6,922,536.00 in the FAA ARPA - Dallas Concessions fund and \$148,000.00 in the TXDOT ARPA Dallas Executive Fund; and **(4)** execution of the ARPA Grant agreement and all terms, conditions, and documents required by the ARPA Act - Total amount of \$98,007,158.00 - Financing: Federal Aviation Administration Grant Funds (\$97,859,158.00) and Texas Department of Transportation Aviation Grant Funds (\$148,000.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1450

Item 8: Authorize amendments to the following programs under the Comprehensive Housing Policy (CHP) to **(1)** amend the Home Improvement and Preservation Program (HIPP) to **(a)** modify the Major Rehabilitation Forgivable Loan Program, for applications accepted after September 9, 2021, to revise **(i)** the program name; **(ii)** revise the funding cap from \$50,000.00 to 27% of the HOME Homeownership Value Limits (“Value Limits”) per home (currently \$66,420.00), as established by the U.S. Department of Housing and Urban Development (“HUD”); and **(iii)** update program administration; **(b)** modify the Subrecipient Minor Home Repair Grant Program to **(i)** remove the 1:1 match; **(ii)** decrease the maximum assistance from \$10,000.00 to \$4,999.99 per home; and **(iii)** revise the program name and eligibility requirements; **(c)** modify the Housing Reconstruction Program to **(i)** revise the funding cap from \$160,000.00 to 75% of the Value Limits per home (currently \$184,000.00); **(ii)** revise the underwriting criteria; and **(iii)** revise the program name; **(d)** modify the Landlord Rental Repair Program to **(i)** revise all program requirements, including but not limited to funding and eligibility terms, to be consistent with the forgivable loan structure of other HIPP programs; and **(ii)** revise the per house funding cap from \$40,000.00 to 27% of Value Limits per home (currently \$66,240.00); and **(iii)** revise the program name; **(2)** amend the Community Land Trust Program to expand the nonprofit eligibility requirements to be consistent with recent legislation; **(3)** amend Appendix 18, Targeted Rehabilitation Program - West Dallas Sub-Program Module to clarify the requirements when bond funds are utilized; and **(4)** amend Appendix 19, Targeted Rehabilitation Program - Tenth Street Historic District Sub-Program Module to **(a)** change the area median income requirements from at or below 80% to 120%; **(b)** clarify the requirements when bond funds are utilized; and **(c)** revise the funding cap from \$20,000.00 to \$50,000.00 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1451

Item 9: Authorize a construction services contract for the construction of Alley Reconstruction Group 17-1003 - (list attached to the Agenda Information Sheet) - CCGMG LLC Series B, lowest responsible bidder of seven - Notto exceed \$497,361.00 - Financing: Street and Transportation (A) Fund (2017 General Obligation Bond Fund) (\$444,502.00), Wastewater Construction Fund (\$2,090.00), and Wastewater Capital Improvement E Fund (\$50,769.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1452

Item 10: Authorize a construction services contract for the construction of Street Reconstruction Group 17-2009 (list attached to the Agenda Information Sheet) - Vescorp Construction, LLC dba Chavez Concrete Cutting, lowest responsible bidder of four - Not to exceed \$1,696,152.50 - Financing: Street and Transportation (A) Fund (2017 General Obligation Bond Funds) (\$1,495,182.50), Water Capital Improvement D Fund (\$117,040.00), Wastewater Capital Improvement E Fund (\$46,830.00), Water Construction Fund (\$23,300.00), and Wastewater Construction Fund (\$13,800.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1453

Item 11: Authorize a construction services contract for the construction of Street Reconstruction Group 17-4007 (list attached to the Agenda Information Sheet) - Camino Construction, L.P., lowest responsible bidder of eight - Not to exceed \$1,921,558.00 - Financing: Street and Transportation (A) Fund (2017 General Obligation Bond Fund) (\$1,569,234.00), Water Construction Fund (\$9,440.00), Water Capital Improvement D Fund (\$211,339.00), Wastewater Construction Fund (\$3,250.00), and Wastewater Capital Improvement E Fund (\$128,295.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1454

Item 12: Authorize a construction services contract for the construction of Street Reconstruction Group 17-6006 (list attached to the Agenda Information Sheet) - Estrada Concrete Company, LLC, lowest responsible bidder of seven - Not to exceed \$2,255,809.03 - Financing: Street and Transportation (A) Fund (2017 General Obligation Bond Fund) (\$1,490,634.98), Water Construction Fund (\$16,700.00), Water Capital Improvement D Fund (\$511,805.00), Wastewater Construction Fund (\$22,900.00), and Wastewater Capital Improvement E Fund (\$213,769.05)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1455

Item 13: Authorize acquisition of a wastewater easement from Savannah Property Company LLC, of approximately 15,111 square feet of land located near the intersection of University Hill Boulevard and Camp Wisdom Road for the University Hills Infrastructure Project - Not to exceed \$12,858.00 (\$10,358.00, plus closing costs and title expenses not to exceed \$2,500.00) - Financing: Equity Revitalization Capital Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1456

Item 14: Authorize acquisition from Bruce Wilder and Jarvis Land and Timber, LLC, of a total of approximately 8.16 acres of land located in Kaufman County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed \$41,627.00 (\$38,627.00, 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

SEPTEMBER 9, 2021

21-1457

Item 15: An ordinance abandoning portions of two street easements to GPI Cedar Maple, LP, the abutting owner, containing a total of approximately 2,906 square feet of land, located near the intersection of Cedar Springs Road and Bookhout Street; and authorizing the quitclaim - Revenue: General Capital Reserve Fund (\$1,159,545.00) and General Fund (\$20,000.00), plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31987

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1458

Item 16: An ordinance abandoning portions of a water easement with temporary working space easement to Global Webb, L.P., the abutting owner, containing approximately 3,028 square feet of land, located near the intersection of Webb Chapel Road and Forest Lane - Revenue: GeneralFund \$5,400.00, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31988

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1459

Item 17: An ordinance granting a private license to Dallas Independent School District, for the use of approximately 375 square feet of land to occupy, maintain and utilize a retaining wall on portions of Bruton Road and Citadel Drive rights-of-way located near its intersection with Citadel Drive - Revenue: General Fund \$1,000.00 annual fee, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31989

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1460

Item 18: An ordinance granting a revocable license to Jackson 3 LLC dba Rokwood, for the use of a total of approximately 242 square feet of land to occupy, maintain and utilize a sidewalk café and five planter boxes on a portion of Jackson Street right-of-way near the intersection with Record Street - Revenue: General Fund \$200.00 annually and \$100.00 one-time fee, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31990

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1461

Item 19: Authorize the **(1)** acceptance of the award from the Texas Health and Human Services Commission (HHSC) for the Special Supplemental Nutrition Program for Women, Infants and Children provided under the five-year contract executed on September 28, 2020 with the HHSC (Contract No. HHS000802300001, CFDA No. 10.557) in the amount of \$13,902,240.00 in FY 2022 funding for the period of October 1, 2021 through September 30, 2022, **(2)** establishment of appropriations in an amount not to exceed \$13,902,240.00 in the FY 2022 WIC Program Fund; **(3)** receipt and deposit of grant funds for reimbursement from the HHSC in an amount not to exceed \$13,902,240.00 in the FY 2022 WIC Program Fund; and **(4)** execution of any and all documents required for acceptance and receipt of the funds - Not to exceed \$13,902,240.00 - Financing: Health and Human Services Commission Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1462

Item 20: Authorize the **(1)** acceptance of the FY 2021-22 grant from the U.S. Department of Housing and Urban Development (HUD) for the FairHousing Assistance Program (Grant No. FF206K216005, CDFR No. 14.401) in the amount of \$171,900.00, to process, investigate and conciliate housing discrimination complaints, administrative costs and HUD required staff training for the period October 1, 2021 through September 30, 2022; **(2)** receipt and deposit of grants funds in an amount not to exceed \$171,900.00 in the HUD-FY20 Fair Housing Assistance Program FY21 Fund; **(3)** establishment of appropriations in an amount not to exceed \$171,900.00 in the HUD FY21 Fair Housing Assistance Program FY21 Fund; and **(4)** execution of the Fair Housing Assistance Program Grant and the Cooperative Agreement and all terms, conditions, and documents required by the grant agreement - Not to exceed \$171,900.00 - Financing: U.S. Department of Housing and Urban Development Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1463

Item 21: Authorize the **(1)** acceptance of a grant from the U.S. Department of Justice, Bureau of Justice Assistance for the FY 2021 Edward Byrne Memorial Justice Assistance Grant (Grant No. TBD, CFDA No. 16.738) in the amount of \$1,115,605.00 to support a broad range of activities to prevent and control crime and to improve the criminal justice system for the period October 1, 2020 through September 30, 2024; **(2)** receipt and deposit of funds in an amount not to exceed \$1,115,605.00 in the Bureau of Justice Assistance Grant FY 21 Fund; **(3)** establishment of appropriations in an amount not to exceed \$1,115,605.00 in the Bureau of Justice Assistance Grant FY 21 Fund; **(4)** execution of the grant agreement with the U.S. Department of Justice and all terms, conditions, and documents required by the agreement; and **(5)** execution of a Funds Sharing and Fiscal Agency Agreement between the City of Dallas, Dallas County, and designated units of local governments - Not to exceed \$1,115,605.00 - Financing: U.S. Department of Justice Grant Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1464

Item 22: Authorize **(1)** a two-year acquisition contract for the purchase of initial licenses and implementation of a regional cyber threat intelligence fusion center solution for the Department of Information and Technology Services in an amount not to exceed \$255,000; and **(2)** a five-year service price agreement for additional licenses, maintenance, and support services of regional cyber threat intelligence fusion center solution for Department of Information and Technology Services in the estimated amount of \$995,700 - WizNucleus, Inc., most advantageous proposer of fourteen - Total amount of \$1,250,700 - Financing: Homeland Security Urban Area (\$350,770) and Data Services Fund (\$900,000) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1465

Item 23: ~~Authorize a one-year service contract, with two one-year renewal options, for job search, skill training, and placement assistance for seniors for the Office of Community Care Citizens Development Center dba Achieve, most advantageous proposer of three. Not to exceed \$115,146. Financing: General Fund (subject to annual appropriations)~~

Deleted

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1466

Item 24: Authorize a one-year service contract in the amount of \$50,000, with four one-year renewal options in the amount of \$50,000 for each renewal period, for administration of the international protocol services program for the Office of Government Affairs - World Affairs Council of Dallas /Fort Worth, most advantageous proposer of two - Total not to exceed \$250,000 - Financing: General Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1467

Item 25: Authorize a three- year master agreement for the purchase of ferric sulfate to be used in the water purification process for the Water Utilities Department - Chemtrade Chemicals US, LLC, lowest responsible bidder of two - Estimated amount of \$37,184,000 - Financing: Dallas Water Utilities Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1468

Item 26: Authorize an increase to the master agreement with AC Printing in the amount of \$493,467.50, from \$1,973,870.00 to \$2,467,337.50, Janus Signs dba FastSigns Skillman in the amount of \$113,586.75, from \$454,347.00 to \$567,933.75, and Visual Communications in the amount of \$80,637.75, from \$322,551.00 to \$403,188.75, for printed goods - Total not to exceed \$687,692.00, from \$2,750,768.00 to \$3,438,460.00 - Financing: General Fund (\$488,261.28), Aviation Fund (\$61,892.29), Dallas Water Utilities Fund (\$61,892.29), and Sanitation Operation Fund (\$75,646.14)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1469

Item 27: Authorize a three-year service price agreement for laboratory instruments preventive maintenance services for the Water Utilities Department - Brinkmann Instruments, Inc. dba Metrohm USA, Inc. in the estimated amount of \$191,227.65, Thermo Electron North America LLC in the estimated amount of \$136,520.15, Agilent Technologies, Inc. in the estimated amount of \$53,908.48, and Biotage LLC in the estimated amount of \$43,100.00, lowest responsible bidders of four - Total estimated amount of \$424,756.28 - Financing: Dallas Water Utilities Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1470

Item 28: Authorize Supplemental Agreement No. 4 for a five-year service price agreement for licensing, hosting, maintenance, and support for an electronic patient care reporting and data collection system for the Fire-Rescue Department - ImageTrend, Inc., sole source - Estimated amount of \$1,032,164.32 - Financing: General Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1471

Item 29: Authorize Supplemental Agreement No. 3 to exercise the second of three, one-year renewal options to the service contract with CP&Y, Inc. for maintenance and support of a large-scale hazardous containment system for the Department of Aviation - Not to exceed \$513,842.97 - Financing: Aviation Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1472

Item 30: Authorize a decrease in the construction services contract for a change in the scope of work resulting in a reduction of \$48,986.27 to the contract with J.C. Commercial, Inc. for surveillance and communications systems at the Willie B. Johnson Recreation Center located at 12225 Willowdell Drive - Not to exceed (\$48,986.27), from \$7,623,547.13 to \$7,574,560.86 - Financing: Park and Recreation Facilities (B) Fund (2017 General Obligation Bond Fund)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1473

Item 31: Authorize Amendment No. 1 to the grant agreement with the Texas Parks and Wildlife Department for the Urban Outdoor Recreation Grant Program for the design and development of the Judge Charles R. Rose Community Park to **(1)** extend the term of the agreement to August 31, 2023 and **(2)** provide for cooperation by the City with a non-profit organization to meet the City's obligations pursuant to the grant agreement - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1474

Item 32: Authorize a construction services contract for the construction of the Flagpole Hill - Phase One Improvements Project located at Flagpole Hill, 8015 Doran Circle - Joe Funk Construction, Inc., lowest responsible bidder of five - Not to exceed \$1,117,367.46 - Financing: Park and Recreation Facilities (B) Fund (2017 General Obligation Bond Fund)

Adopted as part of the consent agenda

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1475

Item 33: Authorize **(1)** renewal of the contract with El Centro College of the Dallas County Community College District (DCCCD) for instructional services for police academy training; **(2)** the receipt and deposit of funds in an amount not to exceed \$550,548.00 from El Centro College of DCCCD in the DCCCD El Centro Police Training Funds; and **(3)** an increase in appropriations in an amount not to exceed \$550,548.00 in the DCCCD El Centro Police Training Funds for the two-year period September 1, 2021 through August 31, 2023 - Not to exceed \$550,548.00 - Financing: DCCCD El Centro Police Training Funds

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

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

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

Councilmember Blackmon moved to adopt the item.

Motion seconded by Councilmember Bazaldua and unanimously adopted. (McGough abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1476

Item 34: Authorize a construction services contract for the installation of water and wastewater main improvements at 16 locations (list attached to the Agenda Information Sheet) - Estrada Concrete Company, LLC, lowest responsible bidder of eight - Not to exceed \$9,332,392.00 - Financing: Wastewater (Clean Water) - 2020 TWDB Fund (\$4,518,110.50), Water (Drinking Water) - TWDB 2019 Fund (\$4,228,579.61), and Water (Drinking Water) - TWDB 2020 Fund (\$585,701.89)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1477

Item 35: Authorize a construction services contract for the installation of water and wastewater main improvements at 24 locations (list attached to the Agenda Information Sheet) - John Burns Construction Company of Texas, Inc., lowest responsible bidder of six - Not to exceed \$8,260,288.00 - Financing: Wastewater (Clean Water) - 2020 TWDB Fund (\$3,313,542.00) and Water (Drinking Water) - TWDB 2020 Fund (\$4,946,746.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1478

Item 36: Authorize a construction services contract for the installation of water and wastewater main improvements at 32 locations (list attached to the Agenda Information Sheet) - Sisters Asphalt, Inc., lowest responsible bidder of nine - Not to exceed \$10,694,206.00 - Financing: Water (Drinking Water) - TWDB 2020 Fund (\$5,168,367.95), Wastewater (Clean Water) - 2020 TWDB Fund (\$3,724,464.45), Street and Alley Improvement Fund (\$1,488,194.50), and Water (Drinking Water) - TWDB 2019 Fund (\$313,179.10)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1479

Item 37: Authorize a thirty-six-month construction services contract for pavement and infrastructure repairs at various locations throughout the city - Omega Contracting, Inc., lowest responsible bidder of three - Not to exceed \$25,497,438.15 - Financing: Water Construction Fund (\$16,467,759.10), Wastewater Construction Fund (\$5,329,869.05), and Storm Drainage Management Fund (\$3,699,810.00) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1480

Item 38: Authorize an increase in the construction services contract with Oscar Renda Contracting, Inc. for additional work associated with the construction of biological filtration optimization improvements at the East Side Water Treatment Plant - Not to exceed \$1,225,387.90, from \$24,904,983.00 to \$26,130,370.90 - Financing: Water Capital Improvement D Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1481

Item 39: Authorize Supplemental Agreement No. 2 to the professional services contract with CP&Y, Inc. to provide additional engineering services required for design, environmental services, and construction administration at two locations (list attached to the Agenda Information Sheet) - Not to exceed \$131,701.18, from \$775,301.25 to \$907,002.43 - Financing: Storm Drainage Management Capital Construction Fund (\$85,100.00) and Street and Alley Improvement Fund (\$46,601.18)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1482

Item 40: Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)

The city secretary distributed a report showing nominations were received and indicated the nominees met qualifications for service with the term for appointment for the 2021-2023 term (with the exception of the Redistricting Commission).

Councilmember Atkins moved to appoint the following:

- Karen Sanders, General Public, to the Animal Advisory Commission;
- Linda L. Blasé and Brad Spellicy, both Performing Arts; Krista Farber Weinstein, Literary Arts; and Macey Davis, Cultural Institutions Management, to the Arts and Culture Advisory Commission;
- Philicia M. Burrell and Amanda Clair to the Community Development Commission;
- Timothy Jackson and Lorie Blair to the City Plan and Zoning Commission;
- Kristian S. Hernandez and David Kitner to the Community Police Oversight Board;
- Alan L. Tallis, General Public, to the Dallas Public Facility Corporation;
- Ryan Garcia and Marcy C. Helfand to the Housing Finance Corporation Board;
- Thomas Mills to the Judicial Nominating Commission;
- Larry Offutt, Historic Preservation, and Sam Childers, Historian, to the Landmark Commission;
- Lewis Giles to the Municipal Library Board;
- Eddie Elaine Sacks and Kelly Don Drake to the Martin Luther King Jr. Community Center Board;
- Daniel Wood and Ernest Slaughter to the Park and Recreation Board;
- Ricardo Medrano to the Redistricting Commission;
- Ricardo Corpus, Resident and Graduating 2023, to the Youth Commission;
- Nicholas Brooks and Emmanuel Glover to the Board of Adjustment Alternate Members;
- Jodi Voice, Historian, to the Arts and Culture Advisory Commission (Adjunct Members)
- Shana Hope Khader and Kyla G. Cole to the Civil Service Board;
- Victoria A. Chiavetta and Lucilo A. Pena, both Agent/Employee with Direct Interest in Property, to the Cypress Waters Municipal Management District;
- Pam Gerber to the Ethics Advisory Commission;
- Angela M. Faz, Historian, to the Landmark Commission Alternate Members;
- Maria G. Garcia, Tarrant County Resident, and Sylvia Lagos, Dallas County Resident, to the Reinvestment Zone Seven Board (Sports Arena);
- Carolyn Sortor and Michael B. Kutner, both Dallas County Residents, to the Reinvestment Zone Eight Board (Design District);

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- Marie C. Morin and Debbie Solis, both Dallas County Residents, to the Reinvestment Zone Fifteen Board (Fort Worth Avenue)
- Victor Toledo, Staci F. Reznik and Claire Oliver, all Dallas County Residents, to the Reinvestment Zone Nineteen Board (Cypress Waters); and
- Stuart Fitts and Larry McGregor, both Agents of Property in District, to the Trinity River West Municipal Management District.

Motion seconded by Councilmember Narvaez and unanimously adopted.

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

21-6124	ASC	ANIMAL ADVISORY COMMISSION
21-6125	BOX	BOARD OF ADJUSTMENT ALTERNATE MEMBERS
21-6126	CAC	ARTS AND CULTURE ADVISORY COMMISSION
21-6127	CAX	ARTS AND CULTURE ADVISORY COMMISSION (ADJUNCT MEMBERS)
21-6128	CDC	COMMUNITY DEVELOPMENT COMMISSION
21-6129	CPC	CITY PLAN AND ZONING COMMISSION
21-6130	CPO	COMMUNITY POLICE OVERSIGHT BOARD
21-6131	CSB	CIVIL SERVICE BOARD
21-6132	CYP	CYPRESS WATERS MUNICIPAL MANAGEMENT DISTRICT
21-6133	DPC	DALLAS PUBLIC FACILITY CORPORATION
21-6134	EAC	ETHICS ADVISORY COMMISSION
21-6135	HFC	HOUSING FINANCE CORPORATION BOARD
21-6136	JNC	JUDICIAL NOMINATING COMMISSION
21-6137	LMC	LANDMARK COMMISSION
21-6138	LMX	LANDMARK COMMISSION ALTERNATE MEMBERS
21-6139	MLB	MUNICIPAL LIBRARY BOARD
21-6140	MLK	MARTIN LUTHER KING JR COMMUNITY CENTER BOARD
21-6141	PAR	PARK AND RECREATION BOARD
21-6142	RDC	REDISTRICTING COMMISSION
21-6143	RZ07	REINVESTMENT ZONE SEVEN BOARD (SPORTS ARENA)
21-6144	RZ08	REINVESTMENT ZONE EIGHT BOARD (DESIGN DISTRICT)
21-1645	RZ15	REINVESTMENT ZONE FIFTEEN BOARD (FORT WORTH AVENUE)
21-6146	RZ19	REINVESTMENT ZONE NINETEEN BOARD (CYPRESS WATERS)
21-6147	TRW	TRINITY RIVER WEST MUNICIPAL MANAGEMENT DISTRICT
21-6148	YOC	YOUTH COMMISSION

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21-1483

Item 41: First reading and passage of the appropriation ordinance for the proposed FY 2021-22 City of Dallas Operating, Capital, and Grant & Trust Budgets - Financing: This action has no cost consideration to the City (see Fiscal Information)

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

- Mollie Belt, 3951 Lost Creek Dr.
- Marvin Crenshaw, 2704 Pennsylvania Ave.
- Bethany Bass, 5600 SMU Blvd.
- Tearyne Almendariz, 9331 Lookout Pt.
- Carvell Bowens, Not Provided
- Cheryl Smith, 320 S. R.L. Thornton Frwy.

NOTE: A motion is required for adoption of the ordinance with the presented changes; any additional amendments would be voted on individually after which a record vote would be taken incorporating all adopted amendments to the original motion.

Councilmember Blackmon moved to adopt the ordinance as presented.

Motion seconded by Councilmember Thomas.

Councilmember Thomas moved the following amendment:

Source of Funds	Amount	Use of Funds	Amount
ARPA - Management Services (OCC - Support people in crisis by providing mental health care, children/family services, food/essentials assistance, benefits/financial navigation, and contract oversight/technology (equity distribution))	2,000,000 500,000	Small Business Center - funds for City implementation of recommendations from the Mayor's Workforce Development Project	2,000,000 500,000
Total Source of Funds	500,000	Total Use of Funds	500,000

Amending motion seconded by Councilmember McGough.

After discussion, Mayor Johnson called a record vote on the amending motion:

Voting Yes: [11] Johnson, West, Resendez, Moreno,
Thomas, Bazaldua, Atkins,
Blackmon, McGough, Schultz,
Ridley

Voting No: [3] Arnold, Mendelsohn, Willis

Absent When Vote Taken: [1] Narvaez

The city secretary declared the amending motion adopted.

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Councilmember Thomas moved the following amendment:

Source of Funds	Amount	Use of Funds	Amount
ARPA - Personal Protective Equipment and Disinfection	2,750,000	ARPA - Communication and Marketing	2,750,000
Total Source of Funds	2,750,000	Total Use of Funds	2,750,000

Amending motion seconded by Councilmember McGough.

Councilmember Bazaldua moved to amend Councilmember Thomas' amendment with the following substitute amendment:

Source of Funds	Amount	Use of Funds	Amount
Preservation of affordable housing and water/sewer infrastructure improvements in qualified census tracts including: Freedmen's towns, Tenth Street Historical District, 5 Mile Neighborhood, and Joppa/Joppee (ARPA)	750,000	ARPA - Communication and Marketing	750,000
Total Source of Funds	750,000	Total Use of Funds	750,000

Amending motion seconded by Councilmember Atkins.

During discussion, Councilmember Thomas withdrew his amendment.

Councilmember Bazaldua moved the following substitute amendment:

Source of Funds	Amount	Use of Funds	Amount
Preservation of affordable housing and water/sewer infrastructure improvements in qualified census tracts including: Freedmen's towns, Tenth Street Historical District, 5 Mile Neighborhood, and Joppa/Joppee (ARPA)	750,000	ARPA - Communication and Marketing	750,000
Total Source of Funds	750,000	Total Use of Funds	750,000

Amending substitute motion seconded by Councilmember Atkins.

After discussion, Mayor Johnson called a vote and declared the amending substitute motion unanimously adopted.

Mayor Pro Tem West moved the following amendment:

Source of Funds	Amount	Use of Funds	Amount
Dallas Police Department - Overtime	10,000,000	Non Departmental - Reserve for DPD overtime	10,000,000
Total Source of Funds	10,000,000	Total Use of Funds	10,000,000

with the following directive:

- Further direct the city manager to brief GPFM [Government Performance and Financial Management Council Committee] or another appropriate committee to discuss overtime checks and balances before the Non-Departmental reserves are released for DPD [Dallas Police Department] overtime.

Amending motion seconded by Councilmember Ridley.

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Councilmember Mendelsohn, moved to amend Mayor Pro Tem West’s amendment as follows:

Source of Funds	Amount	Use of Funds	Amount
Dallas Police Department - Overtime	10,000,000	Non Departmental - Reserve for DPD overtime	10,000,000
Total Source of Funds	10,000,000	Total Use of Funds	10,000,000

with the following directive:

- Further direct the city manager to brief the ~~GPFM [Government Performance and Financial Management Council Committee]~~ **Public Safety Council Committee** or another appropriate committee to discuss overtime checks and balances before the Non Departmental reserves are released for DPD [Dallas Police Department] overtime.

Secondary amending motion seconded by Councilmember Blackmon.

Following a brief discussion, Councilmember Narvaez moved to amend Mayor Pro Tem West’s amendment, as amended by Councilmember Mendelsohn, as follows:

Source of Funds	Amount	Use of Funds	Amount
Dallas Police Department - Overtime	10,000,000	Non Departmental - Reserve for DPD overtime	10,000,000
Total Source of Funds	10,000,000	Total Use of Funds	10,000,000

with the following directive:

- Further direct the city manager to brief the ~~GPFM [Government Performance and Financial Management Council Committee]~~ **Public Safety Council Committee** or another appropriate committee to discuss overtime checks and balances before the Non Departmental reserves are released for DPD [Dallas Police Department] overtime; and
- Brief the Public Safety Council Committee within 30 days of receiving audit report.

Tertiary amending motion seconded by Councilmember Blackmon.

After discussion, Mayor Johnson called a vote and declared the amended motion adopted on a divided vote with Councilmember Mendelsohn “No.”

Mayor Pro Tem West requested a record vote.

Mayor Johnson called a record vote on Mayor Pro Tem West’s amendment, as amended by Councilmember Mendelsohn and Councilmember Narvaez:

Voting Yes: [8] West, Resendez, Moreno, Narvaez, Bazaldua, Schultz**, Willis***, Ridley

Voting No: [7] Johnson, Thomas, Arnold, Atkins, Blackmon, McGough, Mendelsohn

The city secretary declared the amending motion adopted.

NOTE: Per the City Council Rules of Procedure, Sec. 4.8, “Any member shall have the right to express dissent from or protest against any action of the city council and have the reason for the dissent or protest entered into the minutes....”

**With the understanding of the impact of Texas HB1900 on the city budget, Councilmember Schultz protests her vote.

*** With the release of the preliminary Audit of Dallas Police Overtime, Councilmember Willis protests her vote.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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Councilmember Willis moved to direct that the \$2M, of the \$150M allocated in the General Fund for Street improvements, go towards what has been requested to be funded through the IMP for maintenance of B and C condition alleys; with future consideration of amendments in the areas of: 1) Day Labor Center, 2) Sponsorship of city programs - portfolio evaluation for future revenue generation (currently being piloted by Park and Recreation), 3) Arts and Culture via Library, 4) Historic Preservation that preserves affordable housing, 5) Delivering on CECAP goals (solar panels), 6) City alleys (miles affected).

Motion seconded by Councilmember Bazaldua.

Mayor Johnson called a record vote on Councilmember Blackmon’s motion to adopt the ordinance with the following amendments:

Source of Funds	Amount	Use of Funds	Amount
ARPA - Management Services (OCC - Support people in crisis by providing mental health care, children/family services, food/essentials assistance, benefits/financial navigation, and contract oversight/technology (equity distribution))	500,000	Small Business Center - funds for City implementation of recommendations from the Mayor's Workforce Development Project (ARPA)	500,000
Total Source of Funds	500,000	Total Use of Funds	500,000

Source of Funds	Amount	Use of Funds	Amount
Preservation of affordable housing and water/sewer infrastructure improvements in qualified census tracts including: Freedmen's towns, Tenth Street Historical District, 5 Mile Neighborhood, and Joppa/Joppee (ARPA)	750,000	ARPA - Communication and Marketing	750,000
Total Source of Funds	750,000	Total Use of Funds	750,000

Source of Funds	Amount	Use of Funds	Amount
Dallas Police Department - Overtime	10,000,000	Non Departmental - Reserve for DPD overtime	10,000,000
Total Source of Funds	10,000,000	Total Use of Funds	10,000,000

with the following directive:

- Further direct the city manager to brief the Public Safety Council Committee or another appropriate committee to discuss overtime checks and balances before the Non Departmental reserves are released for DPD [Dallas Police Department] overtime; and
- Brief the Public Safety Council Committee within 30 days of receiving audit report.

Voting Yes: [13] Johnson, West, Resendez, Moreno, Thomas, Arnold, Narvaez, Bazaldua, Atkins, Blackmon, Schultz, Willis, Ridley

Voting No: [2] McGough, Mendelsohn

The city secretary declared the amended item adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1484

Item 42: Authorize a cooperative purchasing agreement for the purchase and installation of audio/video equipment to accommodate continued social distancing due to COVID-19 via enhanced virtual broadcasting capabilities to the 6FN Park and Recreation Boardroom for the Park & Recreation Department with Digital Resources, Inc. through The Local Government Purchasing Cooperative (BuyBoard) agreement - Not to exceed \$143,727.49 - Financing: General Fund (This item was deferred on August 25, 2021)

Councilmember Moreno moved to adopt the item.

Motion seconded by Councilmember Blackmon and unanimously adopted. (Bazaldua, Johnson absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1485

Closed Session

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

- Juana Segovia et al. v. City of Dallas, Texas, et al. Civil Action No. 3:21-CV-01514-K

At 1:21 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)

- Juana Segovia et al. v. City of Dallas, Texas, et al. Civil Action No. 3:21-CV-01514-K.

The closed session ended and reconvened to open session at 2:36 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1486

Item 43: A resolution of the City Council of the City of Dallas, Texas **(1)** authorizing the publication of Notice of Intention to Issue Certificates of Obligation; **(2)** approving the preparation of a preliminary official statement and a Notice of Sale; and **(3)** providing for the effective date thereof - Financing: No cost consideration to the City

Councilmember Atkins moved to adopt the item.

Motion seconded by Councilmember Blackmon and unanimously adopted. (Bazaldua, Johnson absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1487

Item 44: A resolution considering the Ethics Advisory Commission's recommended sanction against Councilmember Adam Bazaldua in connection with the EAC's finding of a violation of Chapter 12A of the Dallas City Code - Financing: No cost consideration to the City

Prior to the item being read into the record and at the Presiding Officer's request, the city attorney's office provided procedures for the item.

Prior to the item being read into the record, Councilmember Bazaldua provided a statement to the item.

The city secretary read the item into the record.

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

Pamela Grayson, 5207 Grovewood St.
Philip Kingston, Not Provided
Tamara Neal, 2618 Sharpview Ln.
Carvell Bowens, Not Provided
Indianna Taylor, 9626 Dale Glade Dr.

Councilmember Narvaez moved that no action be taken against Councilmember Bazaldua.

Motion seconded by Councilmember Blackmon.

During discussion and at the request of Councilmember Thomas the following individual addressed the city council:

Tim Powers, Chair, of the Ethics Advisory Commission

After discussion, Presiding Officer West called a vote and declared the motion adopted on a divided vote with Councilmember Thomas and Councilmember Mendelsohn voting "No." (Johnson absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1488

The consent zoning docket consisted of agenda item Z1

Agenda item Z1: Zoning Case Z201-132(CT)

Agenda item Z1 was removed from the consent zoning docket to be considered as an individual hearing.

Therefore, there was no consent zoning docket.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1489

Item Z1: Zoning Case Z201-132(CT) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for R-16(A) Single Family District uses and a public school other than an open enrollment charter school use on property zoned an R-16(A) Single Family District, on the southwest corner of Midway Road and Killion Drive

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

The city secretary stated the item required a favorable vote of three-fourths for adoption.

The following individuals addressed the city council on the item:

Susana Cordova, Not Provided
Lisa Togneri, 10125 Fieldfare Ct.
Jean Laswell, Not Provided, representing Dallas ISD Career Institute North
Seth Stevens, 12377 Merit Dr., representing Dallas ISD
Karl Crawley, Not Provided, representing Dallas ISD
David Rogers, 4122 S. Better Dr.
Patricio Delgado, 10315 Sherbrook Ln.
Amy Fraler, 10315 Sherbrook Ln.
Christopher Garcia, 10149 Fieldfare Ct.
Linda DeSanders, 10517 Westlawn Dr.
Kathryn Rabuse, 10207 Best Dr.
Dan Micciche, 1140 Bally Mote Dr.
Marla Hartsell, 10557 Sommerton Dr.
Kathy Adcock-Smith, 10535 Somerton Dr.
Charles Kallassy, 4074 S. Better Dr.
Rex Weigand, Not Provided
Jillann Ivan, Not Provided

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

- School related events must end at 10:00 p.m.;
- A sound dampening wall and landscape screening must be installed around the chillers to reduce noise levels as shown on the development plan and landscape plan.
- Noise dampening features provided by the manufacturer of the chiller units must be implemented and installed.
- Except in emergency situations, use of temporary generator light towers are prohibited.

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- After the Property is in compliance with the landscape plan, the Property owner or operator shall provide an annual health assessment prepared by a licensed arborist of all trees and landscaping on the Property to the city arborist.
- Building mounted lighting may not exceed 15 feet in height and may not project above the roof line of the building and must be shielded
- Roof mounted equipment must be screened with a solid screen with a minimum height of the equipment or setback a minimum of 30 feet from the edge of the building.
- Before submitting an application for a minor amendment or zoning change, the school shall notify property owners in the notification area 30 days prior to submitting the application through the President of the Walnut Hill Homeowners Association (WHHA), Walnut Meadows Homeowners Associations, and Walnut Ridge (WRA) by electronic communication. Proof of notification must be submitted to the city with the zoning application.

Motion seconded by Councilmember Narvaez.

After discussion, Presiding Officer West called a vote and declared the item unanimously amended. (Johnson absent when vote taken)

Assigned ORDINANCE NO. 31991

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1490

ZONING CASES – UNDER ADVISEMENT – INDIVIDUAL

Item Z2: Zoning Case Z190-265(HC)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an alcoholic beverage establishment limited to a private club-bar on property zoned a CR Community Retail District, south of Ferguson Road, east of Maylee Boulevard

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

Note: This item was deferred by the City Council before opening the public hearing on August 11, 2021, and is scheduled for consideration on September 9, 2021

No one addressed the city council on the item.

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

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

Assigned ORDINANCE NO. 31992

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1491

ZONING CASES – UNDER ADVISEMENT – INDIVIDUAL

Item Z3: Zoning Case Z190-349(LG)

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for single family uses on property zoned an R-16(A) Single Family District, at the northwest corner of Forest Lane and Nuestra Drive intersection

Recommendation of Staff: Denial

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

Note: This item was deferred by the City Council before opening the public hearing on August 11, 2021, and is scheduled for consideration on September 9, 2021

The following individuals addressed the city council on the item:

Katherine McGovern, 4364 Royal Ridge Dr., representing Preston Royal Library Friends
Christina Norris, 5639 Northmoor Dr.
David Veeder, 5707 Ridgetown Cir., representing Melshire Residents Association
Richard Brown, 5509 Willow Ln.
Kathy Coffman, 10805 Larkglen Cir.
Bruce Orr, 5939 Willow Ln., representing Friends of Forest LN./Melshire Estates
Kaelyn Pehrson, 5640 Brookstown Dr.
John Friedli, 5632 Brookstown Dr., representing Friends of Forest Ln.
Bill Davis, 3377 Turtle Creek Blvd.
Tommy Mann, 2728 N. Harwood St.
Mitchell Fonberg, 5723 Williamstown Rd.
Joseph Cranshaw, 11809 Quincy Ln.
Pauline Graivier, 5509 Lindenshire Ln.
Janelle Alcantara, 5650 Brookstown Dr.
Gerald Mann, 5849 Gramercy Pl.
Jennifer Johnson, 12309 Quincy Ln.
S.H. Pogir, Not Provided
Ann Drees, 5411 Spring Meadow Dr.
Bonnie Brown, 11931 Quincy Ln.
Richard Rohan, 5509 Willow Ln.
Steve Ellis, 5540 Lindenshire Ln.

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The following individuals addressed the city council on the item:

(continued)

Michael Burks, 5516 Ridgetown Cir.
Maureen Milligan, 5918 Williamstown Rd.
Matthew Pehrson, 5640 Brookstown Dr.
Joshua Davis, 5823 Charlestown Dr.
Lynn Kadleck, 2901 Dallas Pkwy.
Cullen Aderhold, Not Provided
Greg Curry, 5615 Brookstown Dr.
Neil Fisher, Not Provided

Councilmember Willis moved to close the public hearing, accept the recommendation of the city plan commission subject to a revised development plan that shows the existing, mature trees along Forest Lane with the following changes:

- Maximum number of stories above grade is two;
- The existing trees along Forest Lane shown on the development plan may not be removed. If one of the existing trees dies or is irreparably injured other than by the intentional or negligent act of the Property owner or the Property owner's agent, the tree must be removed and replaced by a species of tree approved by the city arborist; and
- For single family and handicapped group dwelling unit structures located in a shared access development and on a building site abutting an alley:
 - Patios, balconies, and decks may only be located on the ground level; and
 - Flat roofs are prohibited.

Motion seconded by Councilmember Bazaldua.

After discussion, Mayor Johnson called a vote and declared the item amended on a divided vote with Councilmember Mendelsohn voting "No."

Assigned ORDINANCE NO. 31993

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1492

ZONING CASES – UNDER ADVISEMENT – INDIVIDUAL

Item Z4: Zoning Case Z201-160(CT)

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for R-7.5(A) Single Family District uses on property zoned an R-7.5(A) Single Family District with Specific Use Permit No. 105 for Convalescent Home & Institutional Uses, at the southeast corner of Samuell Boulevard and Grove Hill Road

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

Note: This item was deferred by the City Council before opening the public hearings on June 23, 2021 and August 11, 2021, and is scheduled for consideration on September 9, 2021.

The city secretary stated the item required a favorable vote of three-fourths for adoption.

No one addressed the city council on the item.

Councilmember Bazaldua moved to close the public hearing and hold the item under advisement until September 22, 2021 voting agenda meeting of the city council.

Motion seconded by Councilmember Ridley and unanimously held. (Willis absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1493

ZONING CASES – UNDER ADVISEMENT – INDIVIDUAL

Item Z5: Zoning Case Z201-200(RM)

A public hearing to receive comments regarding an application for and an ordinance granting an MF-2(A) Multifamily District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an IR Industrial Research District, on the northwest line of Empire Central, southwest of Mohawk Drive

Recommendation of Staff: Approval

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

Note: This item was deferred by the City Council before opening the public hearing on August 11, 2021, and is scheduled for consideration on September 9, 2021

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Moreno moved to defer the item to the October 27, 2021 voting agenda meeting of the city council.

Motion seconded by Councilmember Blackmon and unanimously deferred. (Bazaldua, Johnson absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1494

STREET NAME CHANGE

Item PH1: A public hearing to receive comments regarding a proposal to consider a request to change the name of Kirnwood Drive, between Hampton Road and Indian Ridge Trail, to “Dr. KD Wesley Way” and an ordinance granting the name change - NC201-001 - Financing: This action has no cost consideration to the City (see Fiscal Information)

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Atkins moved to defer the item to the October 27, 2021 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1495

MISCELLANEOUS HEARINGS

Item PH2: A public hearing to receive comments on readopting and continuing in effect Chapter 12, "City Youth Program Standards of Care," of the Dallas City Code, to (1) extend the expiration date of the city youth program standards of care; (2) amend staff responsibilities; (3) correct the name of the fire rescue department; (4) amend the transportation requirements; (5) provide a penalty not to exceed \$500.00; (6) provide a saving clause; provide a severability clause; (8) providing an effective date; and (9) at the close of the public hearing, adopt an ordinance re -establishing and continuing in effect the standards of care - Financing: No cost consideration to the City

No one addressed the city council on the item.

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

Motion seconded by Councilmember Atkins and unanimously adopted.

Assigned ORDINANCE NO. 31994

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 9, 2021

21-1496

MISCELLANEOUS HEARINGS

Item PH3: A public hearing, pursuant to Chapter 26 of the Texas Parks and Wildlife Code, to receive comments on the proposed use of Bachman Lake Park located at 3500 West Northwest Highway, totaling approximately 11,059 square feet of land, for the Federal Aviation Administration Fiber Optic Communications Project for the purpose of upgrading air traffic control communications for Dallas Love Field Airport, and, at the close of the public hearing, consideration of a resolution authorizing the proposed use of parkland pursuant to Chapter 26 of the Texas Parks and Wildlife Code - Financing: No cost consideration to the City

No one addressed the city council on the item.

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

Motion seconded by Mayor Pro Tem West and unanimously adopted.

MINUTES OF THE DALLAS CITY COUNCIL
THURSDAY, SEPTEMBER 9, 2021

EXHIBIT C