

City of Dallas

*1500 Marilla Street
Council Chambers, 6th Floor
Dallas, Texas 75201*



ANNOTATED COUNCIL AGENDA

**February 9, 2022
9:15 A.M. – 1:53 P.M.
[22-0300; HELD]**

Invocation and Pledge of Allegiance

Agenda Item/Open Microphone Speakers
[22-0301]

VOTING AGENDA

1. [22-144](#) Approval of Minutes of the January 26, 2022 City Council Meeting
[22-0302; APPROVED]

CONSENT AGENDA
[22-0303; APPROVED]

City Attorney's Office

2. [22-369](#) Authorize settlement of the lawsuit styled Wendi Monique Arrant v. City of Dallas, Cause No. DC-21-10343 - Not to exceed \$50,000.00 - Financing: Liability Reserve Fund
[22-0304; APPROVED]

Department of Dallas Animal Services

3. [22-261](#) Authorize the **(1)** acceptance of a grant from Bissell Pet Foundation for Empty the Shelters in the amount of \$19,450.00, to be used as partial reimbursement for the adoption prep of each animal adopted during the Empty the Shelters event during the period of December 6, 2021 through December 20, 2021; **(2)** establishment of appropriations in an amount not to exceed \$19,450.00 in the Bissell Pet Foundation December 2021 Empty the Shelters Fund; and **(3)** receipt and deposit of funds in an amount not to exceed \$19,450.00 in the Bissell Pet Foundation December 2021 Empty the Shelters Fund - Not to exceed \$19,450.00 - Financing: Bissell Pet Foundation Grant Funds
[22-0305; APPROVED]

Department of Public Works

4. [22-179](#) A resolution authorizing the conveyance of a drainage easement containing a total of approximately 8,017 square feet of land to Kaufman County Municipal District No. 6 for the construction, maintenance and use of drainage facilities across City-owned land located at Lake Ray Hubbard - Revenue: Dallas Water Utilities Fund (\$1,810.00) and General Fund (\$3,000.00)
[22-0306; APPROVED]
5. [22-309](#) A resolution authorizing the conveyance of a wastewater easement and a temporary construction easement containing a total of approximately 15,282 square feet of land to the North Texas Municipal Water District for the construction, maintenance and use of pipeline facilities over and across City-owned land which is used for the Lake Tawakoni Pipeline Project located in the City of Forney, Kaufman County, Texas - Revenue: General Fund \$1,645.00
[22-0307; APPROVED]

CONSENT AGENDA (continued)**Department of Public Works** (continued)

6. [22-124](#) An ordinance granting a private license to 1412 Main Street, LLC for the use of a total of approximately 139 square feet of aerial space to install, maintain and utilize an awning with premise sign with three lights over a portion of Main Street right-of-way located near its intersection with Main and Akard Streets - Revenue: General Fund \$1,021.00 annually, \$100.00 one-time fee, plus the \$20.00 ordinance publication fee
[22-0308; APPROVED; ORDINANCE 32141]
7. [22-16](#) An ordinance granting a revocable license to Casa Bosque, LLC, for the use of approximately 324 square feet of land to occupy, maintain and utilize a sidewalk café, a planter and two light poles on portions of Lovers and Briarwood Lanes rights-of-way located near its intersection with Lovers Lane - Revenue: General Fund \$200.00 annual fee, plus the \$200.00 one-time fee and \$20.00 ordinance publication fee
[22-0309; APPROVED; ORDINANCE 32142]
8. [22-217](#) An ordinance abandoning portions of Malibu Drive to Malibu Industrial, L.P. and Wallcon Industrial, LLC, the abutting owners, containing a total of approximately 78,713 square feet of land, located near the intersection of Malibu Drive and Walnut Hill Lane; and authorizing the quitclaim - Revenue: General Capital Reserve Fund (\$531,000.00) and General Fund (\$20,000.00), plus the \$20.00 ordinance publication fee
[22-0310; APPROVED; ORDINANCE 32143]
9. [22-148](#) Authorize a five-year lease agreement, with Groco Specialty Coatings, LLC, for approximately 22,930 square feet of office and warehouse space located at 10818 C.F. Hawn Freeway to be used as a paint manufacturing company, for the period March 4, 2022 through March 3, 2027 - Estimated Revenue: Capital Gifts, Donations and Development Funds \$216,000.00
[22-0311; APPROVED AS AN INDIVIDUAL ITEM]
10. [22-344](#) Authorize a seven-year lease agreement with Hargett Electric Company, L.P., for approximately 2,061 square feet of office and clinic space located at 618 Clara Barton Boulevard, Suite 2, Garland, Texas, to be used as a Women, Infants and Children Clinic for the period March 1, 2022 through February 28, 2029 - Not to exceed \$482,894.11 - Financing: Department of State Health Services Grant Funds (subject to annual appropriations)
[22-0312; APPROVED AS AN INDIVIDUAL ITEM]
11. [22-343](#) Authorize a twenty-four-month construction services contract for the 2021 Sidewalk and Barrier Free Ramp Improvements that includes water and wastewater adjustments at various locations throughout the City - Ragle, Inc., lowest responsible bidder of four - Not to exceed \$5,258,056.75 - Financing: 2022 Certificate of Obligation Fund (\$2,546,937.11), Street and Transportation (A) Fund (2017 General Obligation Bond Funds) (\$1,223,190.64), General Fund (\$695,560.00) Capital Assessment Fund (\$592,369.00), Water Construction Fund (\$100,000.00) and Wastewater Construction Fund (\$100,000.00)
[22-0313; APPROVED]

CONSENT AGENDA (continued)**Department of Public Works** (continued)

12. [22-345](#) Authorize an eighty-six-month lease agreement with 3207 W. Northwest Highway, LLC, for approximately 6,000 square feet of office and clinic space located at 3207 West Northwest Highway, Suites 100, 120 and 150, to be used as a Women, Infants and Children Clinic for the period March 1, 2022 through April 30, 2029 - Not to exceed \$1,147,049.06 - Financing: Department of State Health Services Grant Funds (subject to annual appropriations)
[22-0314; APPROVED AS AN INDIVIDUAL ITEM]
13. [22-107](#) Authorize Supplemental Agreement No. 1 to the engineering service contract with Criado & Associates, Inc. to provide additional design services for the North Boulevard Terrace Extension/Bridge to Plymouth Road Project - Not to exceed \$130,258.00, from \$303,784.00 to \$434,042.00 - Financing: Street and Transportation (A) Fund (2017 General Obligation Bond Funds) (\$118,211.00), Water Capital Improvement F Fund (\$6,023.50), and Wastewater Capital ImprovementG Fund (\$6,023.50)
[22-0315; APPROVED]

Department of Transportation

14. [22-161](#) Authorize **(1)** an Interlocal Agreement with the Texas Department of Transportation (TxDOT) through a grant from the Department of Transportation Federal Highway Administration 2018 Highway Safety Improvement Program (HSIP) Grant (Agreement No. CSJ 0918-47-249, etc., CFDA No. 20.205), in the amount of \$469,458.02 to provide cost reimbursement for material and labor costs incurred by the City for the reconstruction of six traffic signals and associated off - system intersection improvements; **(2)** the establishment of appropriations in the amount of \$469,458.02 in the TxDOT Six Traffic Signals Improvement Off-System Intersections at McMillan HSIP Project Fund; **(3)** the receipt and deposit of funds in the amount of \$469,458.02 in the TxDOT Six Traffic Signals Improvement Off-System Intersections at McMillan HSIP Project Fund; **(4)** the disbursement of funds in the amount of \$469,458.02 from the TxDOT Six Traffic Signals Improvement Off-System Intersections at McMillan HSIP Project Fund; and **(5)** execution of the Interlocal Agreement and all terms, conditions, and documents required by the agreement - Total amount of \$469,458.02 - Financing: Texas Department of Transportation Grant Funds
[22-0316; APPROVED]

CONSENT AGENDA (continued)**Department of Transportation** (continued)

15. [22-255](#) Authorize a resolution **(1)** to support the revised Dallas Area Rapid Transit (DART) addition for a second light rail alignment through Downtown Dallas (D2); **(2)** provide ongoing coordination with DART in the development of the thirty percent design, environmental assessment of the revised alignment, and public outreach and analyses related to Environmental Justice and changes to the light rail operating plan; **(3)** provide ongoing collaboration with DART to address City of Dallas (City) equity expectations in conjunction with the design development and future entrance into the Federal Transit Authority process for grant applications; and **(4)** authorize an Interlocal Contract between the City, DART, the North Central Texas Council of Government, and the Texas Department of Transportation for the revised D2 alignment that resulted from the project refinements, enhancements, and/or modifications, approved as to form by the City Attorney - Financing: No cost consideration to the City
[22-0317; APPROVED AS AMENDED]
16. [22-256](#) Authorize **(1)** the acceptance of funds from Dallas Area Rapid Transit (DART) or their contractor Archer Western Herzog 4 JV for mitigation contributions, in line with the final environmental impact statement for the Cotton Belt Project (also known as (aka) Silver Line), in an amount not to exceed \$60,000.00; **(2)** an increase in appropriations in an amount not to exceed \$60,000.00 in the DART Transportation Projects Fund; **(3)** the receipt and deposit of funds in an amount not to exceed \$60,000.00 in the DART Transportation Projects Fund; and **(4)** the disbursement of funds in an amount not to exceed \$60,000.00 from the DART Transportation Projects Fund - Not to exceed \$60,000.00 - Financing: DART Transportation Projects Fund
[22-0318; APPROVED]
17. [22-254](#) Authorize Supplemental Agreement No. 1 to the Interlocal Agreement (ILA) with the City of Duncanville to add the construction, operation and maintenance of a new signal at Clark Road and Summit Parc Drive to the City of Dallas' responsibility to the traffic control operations and maintenance agreement for traffic signal services, traffic signal maintenance services, and electricity costs for the traffic signals located on the boundary between the City of Dallas and the City of Duncanville ILA - Financing: This action has no cost consideration to the City (seeFiscal Information)
[22-0319; APPROVED]

CONSENT AGENDA (continued)**Office of Arts and Culture**

18. [22-367](#) Authorize the **(1)** acceptance of donations from the Communities Foundation of Texas on behalf of the Junior League of Dallas and various contributors to the Juanita Craft House in the amount of \$176,481.19; **(2)** receipt and deposit of private funds in an amount not to exceed \$176,481.19 in the Office of Cultural Affairs Gifts and Donations Fund; and **(3)** establishment of appropriations in an amount not to exceed \$176,481.19 in the Office of Cultural Affairs Gifts and Donations Fund - Estimated Revenue: Office of Cultural Affairs Gifts and Donations Fund \$176,481.19
[22-0320; APPROVED]

Office of Environmental Quality & Sustainability

19. [22-368](#) Authorize **(1)** a contract with the Texas Commission on Environmental Quality (TCEQ) for the Ambient Air Monitoring Program (Contract No. 582-22-30131, CFDA No. 66.605) to accept grant funds in the amount of \$434,000.00 from the U.S. Environmental Protection Agency passed through TCEQ, to continue ambient air pollution monitoring for the period September 1, 2021 through August 31, 2023; **(2)** the establishment of appropriations in an amount not to exceed \$434,000.00 in the TCEQ FY 21-23 Ambient Air Monitoring Program Fund; **(3)** the receipt and deposit of grant funds in an amount not to exceed \$434,000.00 from TCEQ in the TCEQ FY 21-23 Ambient Air Monitoring Program Fund; **(4)** a required local match in an amount not to exceed \$213,761 over the two-year period (\$106,880.60 annually); and **(5)** execution of a contract with TCEQ and all terms, conditions, and documents required by the contract - Total not to exceed \$647,761.20 - Financing: Texas Commission on Environmental Quality Grant Funds (\$434,000.00) and General Funds (\$213,761.20) (subject to annual appropriations)
[22-0321; APPROVED]

Office of Procurement Services

20. [22-329](#) Authorize a two-year cooperative purchasing agreement for City employee data software training for the Office of Data Analytics & Business Intelligence with DSQUORUM, LLC dba Data Society through the General Services Administration cooperative agreement - Estimated amount of \$300,000 - Financing: General Fund
[22-0322; APPROVED]
21. [22-331](#) Authorize a five-year cooperative purchasing agreement for automatic license plate reading cameras, installation, software subscription, maintenance, and support for the Police Department managed by the Department of Information and Technology Services with Flock Group, Inc. through an interlocal agreement with the City of Fort Worth - Estimated amount of \$820,000 - Financing: General Fund
[22-0323; APPROVED]

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

22. [22-328](#) Authorize the purchase of three asphalt reclaiming machines for the Department of Public Works with Asphalt Zipper, Inc. through the Houston-Galveston Area Council of Governments cooperative agreement - Not to exceed \$759,965 - Financing: General Fund
[22-0324; APPROVED]

Park & Recreation Department

23. [22-220](#) Authorize a development agreement with Dallas Golf Initiative for the redevelopment of the Tenison Glen Golf Course - Financing: No cost consideration to the City
[22-0325; APPROVED]
24. [22-147](#) Authorize a twenty-year license agreement with one five-year renewal option, subject to Park and Recreation Board approval, with Lessee Main Street Investors Joint Venture and/or its successors and assigns of approximately 1,818 square feet of parkland located at 1516-1518 Main Street to be used for the operation and maintenance of an existing second and third floor balcony, an existing ground level patio area, and additional park enhancements - Financing: No cost consideration to the City
[22-0326; APPROVED]
25. [22-333](#) Authorize an increase in the construction services contract with Azteca Enterprises, Inc. for additional scope of work for construction including renovations to the first floor (South) offices, locker room and associated restroom and laundry area as well as provisions for accessibility signage, fire alarm devices, motor sheaves and other miscellaneous work of the Fair Park Coliseum Facility Improvements Project located at 1438 Coliseum Drive in Fair Park - Not to exceed \$600,635.21, from \$11,340,199.99 to \$11,940,835.20 - Financing: Fair Park Improvements (C) Fund (2017 General Obligation Bond Funds)
[22-0327; APPROVED]

Water Utilities Department

26. [22-264](#) Authorize a thirty-year Untreated Water Purchase Contract with the Upper Trinity Regional Water District to purchase untreated water service from the City of Dallas for the period February 12, 2022 through February 11, 2052 - Estimated Annual Revenue: \$2,562,990.06 (see Fiscal Information)
[22-0328; APPROVED]
27. [22-263](#) Authorize a thirty-year Wholesale Treated Water Contract with the City of Glenn Heights to continue providing treated water services for the period February 12, 2022 through February 11, 2052 - Estimated Annual Revenue: \$1,618,832.00 (see Fiscal Information)
[22-0329; APPROVED]

CONSENT AGENDA (continued)**Water Utilities Department** (continued)

28. [22-160](#) Authorize an agreement for the Adjustment of Municipal Utilities with the State of Texas, acting through the Texas Department of Transportation for encasement extensions and appurtenance adjustments in Interstate Highway 35E at the intersection of Elm Fork raw water mains - Financing: No cost consideration to the City
[22-0330; APPROVED]
29. [22-109](#) Authorize professional service contracts with five consulting firms to provide engineering services for the extension of water and wastewater mains to unserved areas (list attached to the Agenda Information Sheet) - Pacheco Koch Consulting Engineers, Inc. in the amount of \$1,216,100.00, GEI Consultants, Inc. in the amount of \$1,497,786.50, Criado & Associates, Inc. in the amount of \$1,071,360.00, CP&Y, Inc. in the amount of \$1,430,000.00, and APM & Associates, Inc. in the amount of \$1,499,200.00 - Total not to exceed \$6,714,446.50 - Financing: Coronavirus State and Local Fiscal Recovery Fund (\$5,468,109.30), Water Construction Fund (\$1,023,535.23), and Wastewater Capital Improvement F Fund (\$222,801.97)
[22-0331; APPROVED]

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

30. [22-146](#) 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)
[22-0332; INDIVIDUAL AND FULL COUNCIL APPOINTMENTS MADE TO BOARDS AND COMMISSIONS]

ADDITIONS:**OTHER ITEMS FOR INDIVIDUAL CONSIDERATION****City Attorney's Office**

31. [22-437](#) Authorize a three-year contract with West Publishing Corporation d/b/a West, a Thomson Reuters business, for on-line legal research and associated services utilizing Westlaw for the City Attorney's Office through the Texas Department of Information Resources for the period beginning March 1, 2022 through February 28, 2025 - Not to exceed \$626,447.16 - Financing: General Fund (subject to annual appropriations)
[22-0333; APPROVED]

ADDITIONS: (continued)**OTHER ITEMS FOR INDIVIDUAL CONSIDERATION** (continued)**Department of Convention and Event Services**

32. [22-11](#) A resolution (1) adopting the 3C, located west of Lamar Street, as the preferred alternative to implement the Kay Bailey Hutchison Convention Center Dallas Master Plan - Phase 1; and (2) authorizing the city manager to take the necessary steps to implement the 3C alternative, located west of Lamar Street - Financing: No cost consideration to the City
[22-0334; APPROVED]

PUBLIC HEARINGS AND RELATED ACTIONS**Department of Planning and Urban Design****ZONING CASES - UNDER ADVISEMENT – INDIVIDUAL**

- Z1. [22-365](#) A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Tract IV within Planned Development District No. 812, on the east line of Fran Way, between East 11th Street and Avenue B
Recommendation of Staff and CPC: Approval, subject to a revised development/landscape plan and conditions
Z201-319(MP)
Note: This item was held under advisement by the City Council at the public hearing on January 12, 2022, and is scheduled for consideration on February 9, 2022
[22-0335; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 32144]
- Z2. [22-433](#) A public hearing to receive comments regarding an application for (1) a CS Commercial Service District on property zoned Subdistrict 2 within Planned Development District No. 534, the C.F. Hawn Special Purpose District No. 2, partially within a D-1 Liquor Control Overlay, and an R-7.5(A) Single Family District; and (2) the termination of deed restrictions [Z889-170] on property zoned a CS Commercial Service District, on the southwest line of C.F. Hawn Frontage Road, east of Dowdy Ferry Road
Recommendation of Staff: Approval of the portion of the area of request currently zoned Subdistrict 2 within Planned Development District No. 534, the C.F. Hawn Special Purpose District No. 2, with a D-1 Liquor Control Overlay; and denial of the termination of deed restrictions [Z889-170] on property zoned a CS Commercial Service District
Recommendation of CPC: (1) Denial without prejudice of a CS Commercial Service District; and (2) denial without prejudice of the termination of deed restrictions [Z889-170]
Z201-239(RM)
Note: This item was deferred by the City Council before opening the public hearing on January 26, 2022, and is scheduled for consideration on February 9, 2022
[22-0336; HEARING OPEN; DEFERRED TO MARCH 9, 2022 BY COUNCILMEMBER ATKINS]

MISCELLANEOUS HEARINGS**Police Department**

- PH1. [22-316](#) A public hearing to receive comments on the renewal of the Dallas juvenile curfew ordinance, which provides daytime and nighttime curfew hours for minors - Financing: No cost consideration to the City
[22-0337; HEARING CLOSED]