

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JANUARY 25, 2023

23-0160

VOTING AGENDA MEETING  
DALLAS CITY HALL, COUNCIL CHAMBER/VIDEO CONFERENCE  
MAYOR ERIC JOHNSON, PRESIDING

PRESENT: [15] Johnson, Arnold, \*Narvaez (\*\*9:46 a.m.), West, Moreno, Thomas, \*Resendez (\*\*9:35 a.m.), Bazaldua, Atkins, Blackmon (\*\*9:21 a.m.), McGough, Schultz, Mendelsohn, Willis (\*\*9:21 a.m.), Ridley

ABSENT: [0]

The meeting was called to order at 9:20 a.m. with a quorum of the city council present.

The invocation was given by Chaplain Jackie Webb of Dallas Fire Rescue.

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 at 10:55 a.m. to closed session and reconvened to open session at 1:14 p.m.

After all business properly brought before the city council had been considered, the city council adjourned at 2:46 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.**

**\*\*Note: Indicates arrival time after meeting called to order/reconvened**

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JANUARY 25, 2023

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JANUARY 25, 2023

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0161

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: Jeremy Boss, 835 W. 8<sup>th</sup> St.  
SUBJECT: Collapse of Dallas Animal Services

SPEAKER: Michael Stapell, 9718 Amberley Dr. (handout provided)  
SUBJECT: City sanctioned homeless camps

SPEAKER: Erin Hobson, 11804 Rupley Ln.  
SUBJECT: Fluoride

SPEAKER: Rudy Davis, 11804 Rupley Ln.  
SUBJECT: Fluoride

SPEAKER: Kevin Kohler, 3573 Flaxley Dr.  
SUBJECT: Short Term Rentals

Councilmember Schultz moved to suspend the City Council Rules of Procedure [Sec. 6.3(f)] to allow the remaining registered individual an opportunity to address the city council.

Motion seconded by Mayor Pro Tem Arnold and unanimously adopted.

**OPEN MICROPHONE – BEGINNING OF MEETING:**

(continued)

SPEAKER: Chris Hoar, 1910 Bluebonnet Dr., Rockwall, TX  
SUBJECT: Fluoride

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0162

Item 1: Approval of Minutes of the January 11, 2023 City Council Meeting

Councilmember Schultz moved to adopt the minutes as presented.

Motion seconded by Councilmember Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0163

CONSENT AGENDA

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

Morrie Gamini, 1425 Crescent Dr., Carrollton, TX, representing Roadway Solutions Inc. [Agenda Item 19]

The consent agenda consisted of consent agenda items 2-32.

There were no items removed from the consent agenda.

Therefore, the consent agenda, consisting of consent agenda items 2-32 was presented for consideration.

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

Motion seconded by Councilmember Blackmon and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0164

Item 2: Authorize **(1)** an extension through September 30, 2023 for Community Development Block Grant (CDBG) Funds in the amount of \$1,775,635 in CDBG funded projects that have not met the City's twelve-month obligation or twenty-four-month expenditure requirement; **(2)** preliminary adoption of Reprogramming Budget No. 1 (Substantial Amendment No. 1) to the FY 2022-23 Action Plan to: **(a)** use unspent prior year CDBG Funds in the amount of \$2,971,130 for the Residential Development Acquisition Loan Program; **(b)** use unspent CDBG CARES Act Relief (CDBG-COVID) Funds in the amount of \$403,405 for the Eviction Assistance Program; **(c)** use unspent Housing Opportunities for Persons with Aids (HOPWA) CARES Act Relief Funds in the amount of \$69,229 for the Emergency Assistance Program; and **(d)** amend Schedule B to the FY 2022-23 HUD Consolidated Plan Budget for CDBG to add an activity for Out-of-School Time Program-Community Sites and reallocate \$97,441 from Out-of-School Time Program-School Sites to the new activity, and correct the department for Americans with Disability Act Improvements; and **(3)** a public hearing to be held on March 8, 2023 to receive comments on the proposed use of funds for Reprogramming Budget No. 1 (Substantial Amendment No. 1) to the FY 2022-23 Action Plan - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0165

Item 3: Authorize payment of the property damage claim filed by First Financial Asset Management, Claim No. AL-22-30293 - Not to exceed \$55,763.03 - Financing: Liability Reserve Fund

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0166

Item 4: Authorize settlement of the lawsuit styled Marcus Deonta Britton v. City of Dallas, Cause No. DC-22-08626 - Not to exceed \$35,000.00 - Financing: Liability Reserve Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0167

Item 5: Authorize **(1)** a Senior Home Rehabilitation Program (Program) as described in **Exhibit A** to provide a grant of up to \$10,000.00 per home (located within the city of Dallas and owned by a senior citizen as a primary residence with an income at or below 80 percent of the area median income) for eligible home repairs; **(2)** execution of all documents and agreements necessary to implement the Program, including but not limited to agreements with homeowners, contractors, and/or administration agreement(s), and change orders/amendment, each approved as to form by the City Attorney, for the Program; and **(3)** up to 10 percent of the funds to be utilized for program administration - Not to exceed \$100,000.00 - Financing: General Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0168

Item 6: Authorize **(1)** the sale of up to 10 Land Transfer Program lots to Black Island, L.L.C., and/or its affiliates (Developer) subject to restrictive covenants, a right of reverter, and execution and recording of all necessary documents, pursuant to the City's Land Transfer Program; **(2)** the release of lien for all non-tax City liens, notices, or orders that were filed on up to 10 Land Transfer Program lots sold to Developer prior to or subsequent to the deeds transferring the lots to the City of Dallas; and **(3)** execution of a development agreement with Developer for the construction of up to 10 single-family homes on the Land Transfer Program lots - Estimated Revenue: General Fund \$10,306.70; Revenue Foregone: General Fund \$40,978.61 (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0169

Item 7: Authorize **(1)** the sale of up to 10 Land Transfer Program lots to Masa Design-Build, L.L.C., and/or its affiliates (Developer) subject to restrictive covenants, a right of reverter, and execution and recording of all necessary documents, pursuant to the City's Land Transfer Program; **(2)** the release of lien for all non-tax City liens, notices, or orders that were filed on up to 10 Land Transfer Program lots sold to Developer prior to or subsequent to the deeds transferring the lots to the City of Dallas; and **(3)** execution of a development agreement with Developer for the construction of up to 10 single-family homes on the Land Transfer Program lots - Estimated Revenue: General Fund \$19,093.10; Revenue Foregone: General Fund \$46,029.87 (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0170

Item 8: Authorize **(1)** the sale of up to 11 Land Transfer Program lots to Marcer Construction Company, L.L.C., and/or its affiliates (Developer) subject to restrictive covenants, a right of reverter, and execution and recording of all necessary documents, pursuant to the City's Land Transfer Program; **(2)** the release of lien for all non-tax City liens, notices, or orders that were filed on up to 11 Land Transfer Program lots sold to Developer prior to or subsequent to the deeds transferring the lots to the City of Dallas; and **(3)** execution of a development agreement with Developer for the construction of up to 11 single-family homes on the Land Transfer Program lots - Estimated Revenue: General Fund \$12,864.00; Estimated Revenue Foregone: General Fund \$27,282.59 (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0171

Item 9: Authorize **(1)** the sale of up to 15 Land Transfer Program lots to Titan and Associates, Inc., and/or its affiliates (Developer) subject to restrictive covenants, a right of reverter, and execution and recording of all necessary documents, pursuant to the City's Land Transfer Program; **(2)** the release of lien for all non-tax City liens, notices, or orders that were filed on up to 15 Land Transfer Program lots sold to Developer prior to or subsequent to the deeds transferring the lots to the City of Dallas; and **(3)** execution of a development agreement with Developer for the construction of up to 15 single-family homes on the Land Transfer Program lots - Estimated Revenue: General Fund \$17,383.00; Estimated Revenue Foregone: General Fund \$43,210.60 (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0172

Item 10: An ordinance abandoning portions of three floodway easements to Norma June Wilson, the abutting owner, containing a total of approximately 5,041 square feet of land, located near the intersection of Hillbrook Street and Wendover Road - Revenue: General Fund \$7,800.00, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 32384

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0173

Item 11: Authorize a ratification payment in the amount of \$150,145.38 to NSG Logistics, LLC, dba Nebraska Salt & Grain, lowest responsible bidder of three, for the emergency purchase of sand for streets and road - Not to exceed \$150,145.38 - Financing: General Fund

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0174

Item 12: Authorize acquisition from Ignacio H. Varela and Maria Del Carmen Varela of approximately 5,633 square feet of land improved with a single-family dwelling located near the intersection of Childers Street and McGowan Street for the Cadillac Heights Phase II Project - Not to exceed \$98,000.00 (\$95,000.00, plus closing costs and title expenses, not to exceed \$3,000.00) - Financing: Land Acquisition in Cadillac Heights Fund (2006 General Obligation Bond Fund)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0175

Item 13: Authorize an amendment to an existing lease agreement with Cash Flow Management, Inc., to extend the lease agreement for an additional five-years for approximately 3,600 square feet of office and clinic space located at 1110 South Santa Fe Trail, with parking located at 1120 South Santa Fe Trail, Duncanville, Texas, to be used as a Women, Infants and Children Clinic for the period April 1, 2023 through March 31, 2028 - Not to exceed \$340,908.00 - Financing: Health and Human Services Commission Grant Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0176

Item 14: Authorize **(1)** an increase to the construction services contract with Vescorp Construction, LLC dba Chavez Concrete Cutting to implement an Alley Trail Conversion Project on a select group of alleys in various locations; **(2)** reducing Street and Alley Improvements Fund capacity by \$3,031,696.07; and **(3)** replace the fund capacity with Coronavirus State and Local Fiscal Recovery and Community Development Block Grant funds for a zero-dollar change order, keeping the contract amount at \$13,887,150.00 - Financing: Coronavirus State and Local Fiscal Recovery Funds (ARPA) (\$2,031,696.07), Community Development Block Grant Fund (CDBG) (\$1,000,000.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0177

Note: Agenda Item No. 15 must be heard before Agenda Item No. 19 may be considered.

Item 15: Authorize **(1)** a Project Specific Funding Agreement with Dallas County, Transportation - Major Capital Improvement Projects (MCIP) (Project No. 20222) in the amount of \$1,000,000.00, reduced by \$50,000.00 for County in-house project delivery costs for a total of \$950,000.00, and the total project cost estimate of \$2,150,000.00 with the City of Dallas' portion being \$1,150,000.00, for the purpose of constructing transportation improvements on various crosswalks and pedestrian improvements at key intersections impacted by DART's Cotton Belt and the regional Cotton Belt Trail projects; **(2)** the establishment of appropriations in an amount not to exceed \$950,000.00 in the Transportation Special Projects Fund; **(3)** the receipt and deposit of funds in an amount not to exceed \$950,000.00 from Dallas County for the County's share in the Transportation Special Projects Fund; and **(4)** the disbursement of funds in the amount of \$2,100,000.00 - Total amount of \$2,100,000.00 - Financing: Transportation Special Projects Fund (\$950,000.00), DART Transportation Projects Fund (\$547,619.05) and Street and Transportation (A) Fund (2017 General Obligation Bond Fund) (\$602,380.95)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0178

Item 16: Authorize **(1)** an Agreement with 3662 Management, LLC, for contribution of funds towards the warranted traffic signal installation at the intersection of West Camp Wisdom Road and Del Rey Drive in the City of Dallas; **(2)** the establishment of appropriations in an amount not to exceed \$75,000.00 in the Transportation Special Projects Fund; **(3)** the receipt and deposit of funds in an amount not to exceed \$75,000.00 in the Transportation Special Projects Fund; and **(4)** the disbursement of funds in the amount of \$75,000.00 from the Transportation Special Projects Fund - Not to exceed \$75,000.00 - Financing: Transportation Special Projects Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0179

Item 17: Authorize **(1)** an Agreement with SW White Rock Trail Owner, LLC, for contribution of funds towards the installation of improved traffic signals at the intersection of Walnut Hill Lane and White Rock Trail in the City of Dallas; **(2)** the establishment of appropriations in an amount not to exceed \$30,300.00 in the Transportation Special Projects Fund; **(3)** the receipt and deposit of funds in an amount not to exceed \$ 30,300.00 in the Transportation Special Projects Fund; and **(4)** the disbursement of funds in an amount not to exceed \$30,300.00 from the Transportation Special Projects Fund - Not to exceed \$30,300.00 - Financing: Transportation Special Projects Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0180

Item 18: Authorize **(1)** the acceptance of a grant from the United States Department of Transportation Federal Highway Administration through the Texas Department of Transportation (TxDOT) for the Congestion Mitigation and Air Quality Improvement Program (Agreement No. CSJ 0918-47-374, CFDA No. 20.205) in the amount of \$2,000,000.00 as federal share in the total project cost of \$2,619,446.00 (Federal share \$2,000,000.00, Indirect State \$94,446.00, and City of Dallas participation \$525,000.00 of which \$30,000.00 is to be paid to TxDOT prior to construction) for costs related to the reconstruction and upgrade of signals/equipment and construction of pedestrian improvements at the following seven intersections: Lemmon Avenue and Manor Way; Lemmon Avenue and Hagggar Way; Lemmon Avenue and Inwood Road; Lemmon Avenue and Hudnall Street; Lemmon Avenue and Lomo Alto Drive; Lemmon Avenue and Turtle Creek Boulevard; and Lemmon Avenue and N Central Expressway (US 75); **(2)** the establishment of appropriations in the amount of \$2,000,000.00 in the Lemmon Ave from NW Hwy to US75 CMAQ AFA Fund; **(3)** the receipt and deposit of funds in the amount of \$2,000,000.00 in the Lemmon Ave from NW Hwy to US75 CMAQ AFA Fund; **(4)** the disbursement of funds in the amount of \$2,000,000.00 from the Lemmon Ave from NW Hwy to US75 CMAQ AFA Fund **(5)** a required local match in the amount of \$525,000.00; **(6)** the disbursement of a portion of local match funds in the amount of \$30,000.00 as initial payment prior to construction from the General Fund; **(7)** the disbursement of the remaining portion of local match funds in the amount of \$495,000.00 from the Coronavirus State and Local Fiscal Recovery Fund; and **(8)** execution of the Advance Funding Agreement with TxDOT and all terms, conditions, and documents required by the grant agreement - Total amount of \$2,525,000.00 - Financing: Texas Department of Transportation Grant Funds (\$2,000,000.00), General Fund (\$30,000.00), and Coronavirus State and Local Fiscal Recovery Fund (\$495,000.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0181

Note: Agenda Item No. 15 must be heard before Agenda Item No. 19 may be considered.

Item 19: Authorize a construction services contract for Warranted Traffic Signal Installations - Cotton Belt Signals to reconstruct traffic signals at the following intersections: La Manga Drive at Hillcrest Road; Campbell Road at Meandering Way; and Coit Road at McCallum Boulevard - Durable Specialties, Inc., lowest responsible bidder of three - Not to exceed \$1,511,589.00 - Financing: Transportation Special Projects Fund (\$464,000.00) and DART Transportation Projects Fund (\$1,047,589.00)

Adopted as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0182

Item 20: Authorize a ratification of an emergency procurement pursuant to Chapter XXII, Section 4, City Charter; Section 252.002, Texas Local Government Code and Section 10.5.2 of AD 4-5, and reimbursement agreement with the Dallas Museum of Art for reimbursement for professional de-installation, moving, offsite storage, and reinstallation of artwork in the Reeves Galleries of the Dallas Museum of Art to enable facilities repair following the 2022 Severe Weather and Flooding event for the term beginning September 1, 2022 - Not to exceed \$595,700.00 - Financing: 2022 Severe Weather and Flooding Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0183

Item 21: Authorize the **(1)** first amendment to the grant agreement with the U.S. Department of Homeland Security (DHS), Federal Emergency Management Agency passed through the Texas Office of the Governor-Homeland Security Grants Division for the FY 2020 Homeland Security Grant, which includes the Urban Area Security Initiative (UASI) (Federal/State Award ID No. EMW-2020-SS-00054/State Grant No. 2980306, 3418204, 4130201, 3698803, 3176405, and 2980706, CFDA No. 97.067) to accept additional grant funds in the amount of \$200,000.00, from \$6,547,275.00 to \$6,747,275.00 to provide funding for activities related to enhancing preparedness and building capacity to prepare for, prevent and respond to complex coordinated terrorist attacks for the period September 1, 2020 through April 30, 2023; **(2)** increase in appropriations in an amount not to exceed \$200,000.00 in the 2020 Homeland Security-Urban Area Security Initiative 20-22 Fund; **(3)** receipt and deposit of grant funds in an amount not to exceed \$200,000.00 in the 2020 Homeland Security-Urban Area Security Initiative 20-22 Fund; and **(4)** execution of the grant agreement and all terms, conditions, and documents required by the agreement – Not to exceed \$200,000.00, from \$6,547,275.00 to \$6,747,275.00 - Financing: U.S. Department of Homeland Security Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0184

- Item 22: Authorize Supplemental Agreement No. 2 to the Contract for Management Services with Bridge Steps dba The Bridge, increasing the total contract in the amount of \$181,006.00, from \$5,350,284.00 to \$5,531,290.00, for the management and all operational responsibility, including the assistance of homeless persons by providing rental assistance in conjunction with support services through the Rapid Rehousing program at the City's homeless shelter facility for the Office of Homeless Solutions - Not to exceed \$181,006.00 - Financing: FY 2021-22 Emergency Solutions Grant

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0185

Item 23: Authorize a one-year service contract for removal, installation, and purchase of generators for the Department of Aviation - LJ Power, Inc., most advantageous proposer of two - Not to exceed \$758,961 - Financing: Aviation Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0186

Item 24: Authorize a two-year service price agreement for the purchase of bulk anhydrous ammonia and ammonia tank evacuation, cleaning, and inspection services for the Water Utilities Department - Shrieve Chemical Company, lowest responsible bidder of two - Estimated amount of \$1,932,060 - Financing: Dallas Water Utilities Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0187

Item 25: Authorize a five-year service price agreement for industrial, commercial, and institutional water assessments for the Office of Environmental Quality and Sustainability - Alan Plummer and Associates, Inc. dba Plummer Associates, Inc., only bidder - Estimated amount of \$971,220 - Financing: General Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0188

Item 26: Authorize a one-year policy for excess workers' compensation insurance through an Interlocal Agreement with the Texas Municipal League Intergovernmental Risk Pool, and subject to approval by the Executive Board of Texas Municipal League Intergovernmental Risk Pool effective February 1, 2023 through January 31, 2024 - Not to exceed \$1,043,280.00 - Financing: Workers' Compensation Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0189

Item 27: Authorize **(1)** the use of Cadillac Heights land located near the 2900 block of Cedar Crest Boulevard to include a future park; and **(2)** Supplemental Agreement No. 4 to the professional services contract with Dunaway Associates, LLC dba Dunaway Associates for design services for the Cadillac Heights Park near the 2900 block of Cedar Crest Boulevard – Not to exceed \$747,425.00, from \$378,155.00 to \$1,125,580.00 - 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

JANUARY 25, 2023

23-0190

Item 28: Authorize an application for the Texas Parks and Wildlife Department Outdoor Recreation Legacy Partnership Grant Program in an amount up to \$10,000,000.00 to help establish a new central park in the City's International District (informally known as the Valley View-Galleria area) in north Dallas - Financing: No cost consideration to the City (potential future costs, see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0191

Item 29: Authorize a construction services contract for the construction of the Fair Park Centennial Building Improvements Project located at 1001 Washington Avenue - Joel Brown & Co., LLC dba J.B. & Co. LLC., lowest responsible bidder of five - Not to exceed \$4,697,000.00 - Financing: Fair Park Improvements (C) Fund (2017 General Obligation Bond Funds) (\$4,072,000.00) and Fair Park Capital Reserve Fund (\$625,000.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0192

Item 30: Authorize an increase in the construction services contract with The Fain Group, Inc. for additional work at the Phase 2 Project at Bachman Regional Aquatic Center located at 2750 Bachman Drive - Not to exceed \$622,654.90, from \$7,454,303.55 to \$8,076,958.45 - Financing: Capital Gifts, Donations and Development Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0193

Item 31: Authorize an increase in the construction services contract for a job order contract with Metco Engineering dba Metco to provide additional construction services at Willie B Johnson Recreation Center located at 12225 Willowdell Drive - Not to exceed \$416,017.00, from \$441,930.00 to \$857,947.00 - Financing: Park and Recreation Facilities (B) Fund (2017 General Obligation Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0194

Item 32: Authorize a Local Administrative Agreement Regional Transfer Addendum and a letter of intent with Texas Anti-Gang Center through North Richland Hills for the purpose of purchasing products, equipment or property for the period September 1, 2022 through September 30, 2023 - Financing: No cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0195

Item 33: 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.

Councilmember Mendelsohn moved to appoint the following:

- Macario Hernandez to the Community Development Commission;
- Robert Quint to the Permit and License Appeal Board;
- Mike Nurre, 55+ years of age, to the Senior Affairs Commission; and
- Jose Rivera to the Reinvestment Zone Fifteen Board (Fort Worth Avenue)

Motion seconded by Councilmember Ridley and unanimously adopted.

Councilmember Schultz moved to appoint the following:

- Joseph Pitchford, Chair, to the Reinvestment Zone Five Board (City Center) and Reinvestment Zone Eleven Board (Downtown Connection)

Motion seconded by Councilmember Blackmon and unanimously adopted. (\*Johnson abstain)

\*Note: Per the Dallas City Charter, Ch III, Sec. 2, The Mayor shall have a vote on all matters coming before the city council, other than confirmation of appointments by the mayor, unless otherwise disqualified, but no power to veto.

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

<b>23-5351</b>	<b>CDC</b>	<b>COMMUNITY DEVELOPMENT COMMISSION</b>
<b>23-5352</b>	<b>PLA</b>	<b>PERMIT AND LICENSE APPEAL BOARD</b>
<b>23-5353</b>	<b>SAC</b>	<b>SENIOR AFFAIRS COMMISSION</b>
<b>23-5354</b>	<b>RZ15</b>	<b>REINVESTMENT ZONE FIFTEEN BOARD (FORT WORTH AVENUE)</b>
<b>23-5355</b>		<b>BOARD OFFICERS</b>

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0196

Item 34: Authorize Supplemental Agreement No. 2 to the professional services contract with Fanning Harper Martinson Brandt & Kutchin, P.C. to provide additional legal counsel, advice and representation for former Dallas Building Official David Session, in connection with David Session v. Board of Adjustment for the City of Dallas, et al., now styled as Andres “Andrew” Espinoza, in his Official Capacity as the Building Official of the City of Dallas, Texas v. Board of Adjustment for the City of Dallas and TCHDallas2, LLC, Cause No. DC-22-03741, and for Andres "Andrew" Espinoza, in connection with Andres "Andrew" Espinoza, in his Official Capacity as Director and Chief Building Official of the City of Dallas, Texas v. Board of Adjustment for the City of Dallas and Shuffle 214, LLC, a Texas Limited Liability Company, Cause No. DC-22-05679 - Not to exceed \$200,000.00, from ~~\$73,120.69~~ \$100,000.00 to ~~\$273,120.69~~ \$300,000.00 - Financing: Liability Reserve Fund (This item was deferred on December 14, 2022)

Corrected

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

Thomas Dupree, 5132 Bellerive Dr., representing North Dallas Neighborhood Alliance  
Russ Coleman, 1900 McKinney Ave, representing Texans Against Gambling

Prior to the consideration of the agenda item, the city attorney stated that the increased amount covers any appeal costs and presented the city council with the following two options: 1) approve the item with the increased amount covering a total projected appeal cost, or 2) incrementally submit to the city council the appeal costs throughout the appeal process.

Councilmember West moved to adopt the item and direct staff to explore a legal land use for a private game club and consider protections for neighborhoods, including possible proximity restrictions.

Motion seconded by Councilmember Bazaldua.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0197

Item 35: Authorize Supplemental Agreement No. 2 to the professional services contract with Messer, Fort & McDonald, PLLC to provide additional legal services related to appeals and defense of the Board of Adjustment in connection with Cause No. DC-22-03741; David Session v. Board of Adjustment for the City of Dallas, et al., now styled as Andres “Andrew” Espinoza, in his Official Capacity as the Building Official of the City of Dallas, Texas v. Board of Adjustment for the City of Dallas and TCHDallas2, LLC, and Cause No. DC-22-05679; Andres "Andrew" Espinoza, in his Official Capacity as Director and Chief Building Official of the City of Dallas, Texas v. Board of Adjustment for the City of Dallas and Shuffle 214, LLC, a Texas Limited Liability Company - Not to exceed \$200,000.00, from \$100,000.00 to \$300,000.00 - Financing: Liability Reserve Fund (This item was deferred on December 14, 2022)

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

- Reduce the total amount from \$300,000.00 to \$250,000.00

Motion seconded by Councilmember Bazaldua and unanimously amended.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0198

Item 36: Authorize a three-year service contract, with one one-year renewal option, for parking meter and citation management for the Department of Transportation - SP Plus Corporation, most advantageous proposer of five - Not to exceed \$9,659,302.50 - Financing: General Fund (subject to annual appropriations) (This item was deferred on June 22, 2022 and August 10, 2022)

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

Todd Townsend, 100 Campus Dr., Florham Park, NJ, representing Conduent Transportation (handout provided)

Councilmember Blackmon moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0199

Closed Session

Personnel (Sec. 551.074 T.O.M.A.)

- Discussion regarding the appointment of an Interim City Attorney.

At 10:55 a.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 matter:

Personnel (Sec. 551.074 T.O.M.A.)

- Discussion regarding the appointment of an Interim City Attorney.

The closed session ended and reconvened to open session at 1:14 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0200

Item 37: An ordinance authorizing the issuance and sale of City of Dallas, Texas Waterworks and Sewer System Revenue Refunding Bonds, Series 2023A in a principal amount not to exceed \$200,000,000; establishing parameters regarding the sale of the bonds; approving the execution of agreements in connection with the sale of the bonds; and all other matters related thereto - Not to exceed \$613,650.00 - Financing: Dallas Water Utilities Fund

Councilmember Ridley moved to adopt the item.

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

Assigned ORDINANCE NO. 32385

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0201

Item 38: Authorize a construction services contract for the 2023 Annual Street Resurfacing Contract - Johnson Bros. Corporation, a Southland Company, lowest responsible bidder of two - Not to exceed \$49,982,822.75 - Financing: 2023 Certificate of Obligation Bond Fund (subject to annual appropriations)

Mayor Pro Tem Arnold moved to adopt the item.

Motion seconded by Councilmember Ridley and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0202

Item 39: A resolution appointing an Interim City Attorney for the City of Dallas, effective at the close of business on February 28, 2023, to serve until the City Council selects and appoints the City Attorney - Financing: No cost consideration to the City (see Fiscal Information)

Councilmember Willis moved to appoint Tammy Palomino as Interim City Attorney, effective at the close of business on February 28, 2023, to serve until the City Council selects and appoints the City Attorney and during this interim appointment period Tammy Palomino shall be paid an annual base salary \$264,215.95 plus an additional interim assignment pay of 15% of her annual base salary while serving in this capacity.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0203

Item 40: Authorize a one-year cooperative purchasing agreement for Microsoft unified enterprise support services for the Department of Information and Technology Services with Microsoft Corporation through the Texas Department of Information Resources cooperative agreement - Not to exceed \$546,714 - Financing: Data Services Fund

Councilmember Ridley moved to adopt the item.

Motion seconded by Mayor Pro Tem Arnold and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0204

Item 41: Discuss, consider, and take all appropriate actions pursuant to the performance review and evaluation of City Attorney Chris Caso (This item was deferred on August 23, 2022 and January 11, 2023)

No action taken

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0205

CONSENT ZONING DOCKET

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Moreno moved to defer agenda item Z5 to the February 8, 2023 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

The consent zoning docket consisted of agenda items Z1 – Z7.

Agenda item Z1: Zoning Case Z201-161(HC)  
Agenda item Z2: Zoning Case Z212-244(RM)  
Agenda item Z3: Zoning Case Z212-249(RM)  
Agenda item Z4: Zoning Case Z212-271(JA)  
Agenda item Z5: Zoning Case Z212-296(MP)  
Agenda item Z6: Zoning Case Z212-305(RM)  
Agenda item Z7: Zoning Case Z212-310(RM)

Therefore, the consent zoning docket, consisting of agenda items Z1-Z4, Z6 and Z7 was presented for consideration.

Agenda item Z1: Zoning Case Z201-161(HC)  
Agenda item Z2: Zoning Case Z212-244(RM)  
Agenda item Z3: Zoning Case Z212-249(RM)  
Agenda item Z4: Zoning Case Z212-271(JA)  
Agenda item Z6: Zoning Case Z212-305(RM)  
Agenda item Z7: Zoning Case Z212-310(RM)

In the zoning cases on the consent zoning docket, the city plan commission recommended approval of the proposed changes in zoning.

The following individuals addressed the city council:

Jon Heimbürger, 1627 Hollywood Ave. [Agenda Item Z3]  
Paul Carden, 2007 Harlandale Ave. [Agenda Item Z6]

Councilmember Schultz moved to close the public hearings, accept the recommendations of the city plan commission and pass the ordinances.

Motion seconded by Councilmember Atkins and unanimously adopted. (Johnson, Resendez, Thomas, McGough, Willis absent when vote taken)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0206

Item Z1: Zoning Case Z201-161(HC) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 2053 for an outside salvage or reclamation use on property zoned an IM Industrial Manufacturing District, on the southeast corner of Norwich Lane and Bedford Street

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

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

Adopted as part of the zoning consent docket.

Assigned ORDINANCE NO. 32386

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0207

Item Z2: Zoning Case Z212-244(RM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a CS Commercial Service District and a resolution accepting the deed restrictions volunteered by the applicant on property zoned an A(A) Agricultural District with consideration for an LI Light Industrial District on the southwest line of North Johnson Way, west of North Walton Walker Boulevard

Recommendation of Staff: Approval of an LI Light Industrial District with deed restrictions volunteered by the applicant, in lieu of a CS Commercial Service District

Recommendation of CPC: Approval of an LI Light Industrial District with deed restrictions volunteered by the applicant, in lieu of a CS Commercial Service District

Adopted as part of the zoning consent docket.

Assigned ORDINANCE NO. 32387

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0208

Item Z3: Zoning Case Z212-249(RM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an MF-2(A) Multifamily District on property zoned an IR Industrial/Research District with consideration for a WR-3 Walkable Urban Residential District on the southeast line of Kimsey Drive, northeast of Maple Avenue

Recommendation of Staff: Approval of a WR-3 Walkable Urban Residential District, in lieu of an MF-2(A) Multifamily District

Recommendation of CPC: Approval of a WR-3 Walkable Urban Residential District, in lieu of an MF-2(A) Multifamily District

Adopted as part of the zoning consent docket.

Assigned ORDINANCE NO. 32388

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0209

Item Z4: Zoning Case Z212-271(JA) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a public school other than an open-enrollment charter school on property zoned an R-5(A) Single Family District, on the northeast corner of Linfield Road and Bonnie View Road

Recommendation of Staff: Approval, subject to a revised site plan, a revised traffic management plan, and staff's recommended conditions

Recommendation of CPC: Approval, subject to a revised site plan, a revised traffic management plan, and staff's recommended conditions

Adopted as part of the zoning consent docket.

Assigned ORDINANCE NO. 32389

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0210

Item Z5: Zoning Case Z212-296(MP) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to and a renewal of Specific Use Permit No. 2189 for a recycling buyback center on property zoned an IM Industrial Manufacturing District, on the northeast line of Barry Avenue, between Upshur Street and East Grand Avenue

Recommendation of Staff: Approval for a two-year period, subject to conditions

Recommendation of CPC: Approval for a two-year period, subject to conditions

Prior to the consent zoning docket and the item being read into the record, Councilmember Moreno moved to defer the item to the February 8, 2023 voting agenda meeting of the city council.

Motion seconded by Councilmember Ridley and unanimously deferred. (Narvaez absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0211

Item Z6: Zoning Case Z212-305(RM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an MF-2(A) Multifamily District on property zoned an R-5(A) Single Family District and an LI Light Industrial District, generally on the northeast and southeast corners of Grant Street and Ridge Street, west of the terminus of Grant Street, and north of the terminus of Ridge Street

Recommendation of Staff: Approval

Recommendation of CPC: Approval

Adopted as part of the zoning consent docket.

Assigned ORDINANCE NO. 32390

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0212

Item Z7: Zoning Case Z212-310(RM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 2355 for a late-hours establishment limited to an alcoholic beverage establishment for a bar, lounge or tavern use on property zoned Planned Development District No. 842 for CR Community Retail District uses, on the west line of Greenville Avenue, southeast of Ross Avenue

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

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

Adopted as part of the zoning consent docket.

Assigned ORDINANCE NO. 32391

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0213

ZONING CASES – INDIVIDUAL

Item Z8: Zoning Case Z212-259(RM)

A public hearing to receive comments regarding an application for and an ordinance granting a new tract within Planned Development Subdistrict No. 128 of Planned Development District No. 193, the Oak Lawn Special Purpose District, on the northwest line of Hudnall Street, between Denton Drive and Denton Drive Cut Off

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

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

No one addressed the city council on the item.

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

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

Assigned ORDINANCE NO. 32392



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0214

ZONING CASES – INDIVIDUAL

Item Z9: Zoning Case Z212-261(JA)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a public school other than an open-enrollment charter school on property zoned an R-7.5(A) Single Family District bounded by Boaz Street, West Greenway Boulevard, Glenwick Lane, and Inwood Road

Recommendation of Staff: Approval, subject to a site plan, a traffic management plan, and conditions

Recommendation of CPC: Approval for a 12-year period, subject to a site plan, a traffic management plan with corrections, and conditions

Prior to the item being read into the record, Councilmember Willis moved to defer the item to the March 8, 2023 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0215

ZONING CASES – INDIVIDUAL

Item Z10: Zoning Case Z212-264(JM)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a child-care facility on property zoned an R-7.5(A) Single Family District, on the southeast corner of South Polk Street and Beckleymead Avenue

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

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

The following individuals addressed the city council on the item:

Charles Dade, 801 W. Kiest Blvd.

Warren Ellis, 8700 Stonebrook Pkwy., Frisco, TX, representing JSA Development Group

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

Motion seconded by Councilmember Schultz and unanimously adopted. (Johnson, Thomas, Resendez absent when vote taken)

Assigned ORDINANCE NO. 32393

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0216

ZONING CASES – INDIVIDUAL

Item Z11: Zoning Case Z212-295(JM)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a tower/antenna for cellular communication use on property zoned a CR Community Retail District, on the southeast corner of Walnut Hill Lane and Audelia Road

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

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

Prior to the item being read into the record, Councilmember McGough moved to defer the item to the February 8, 2023 voting agenda meeting of the city council.

Motion seconded by Councilmember Atkins and unanimously deferred. (Narvaez absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0217

ZONING CASES - UNDER ADVISEMENT – INDIVIDUAL

Item Z12: Zoning Case Z201-321(MP)

A public hearing to receive comments regarding an application for a new subdistrict within Planned Development District No. 714, the West Commerce Street/Fort Worth Avenue Special Purpose District, on the southeast corner of North Hampton Road and Remond Drive

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

Recommendation of CPC: Denial

Note: This item was deferred by the City Council before opening the public hearing on December 14, 2022, and is scheduled for consideration on January 25, 2023.

Prior to the item being read into the record, Councilmember West moved to defer the item to the March 8, 2023 voting agenda meeting of the city council.

Motion seconded by Councilmember McGough and unanimously deferred. (Narvaez absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0218

ZONING CASES - UNDER ADVISEMENT – INDIVIDUAL

Item Z13: Zoning Case Z212-283(JM)

A public hearing to receive comments regarding an application for a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store greater than 3,500 square feet on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay, on the north corner of Kleberg Road and Carleta Street

Recommendation of Staff: Denial

Recommendation of CPC: Denial without prejudice

Note: This item was deferred by the City Council before opening the public hearing on December 14, 2022, and is scheduled for consideration on January 25, 2023.

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:

Anshul Shrestha, 13317 Kleberg Rd.  
Robert Nunez, 513 Mulberry Ln., DeSoto, TX

Councilmember Atkins moved to close the public hearing and defer the item to the February 8, 2023 voting agenda meeting of the city council.

Motion seconded by Councilmember Ridley and unanimously deferred. (Johnson, Thomas, Resendez absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0219

MISCELLANEOUS HEARINGS

Item PH1: ~~A public hearing to receive comments on the proposed City of Dallas FY 2022-23 Urban Land Bank Demonstration Program Plan and upon the close of the public hearing, approval of the City of Dallas FY 2022-23 Urban Land Bank Demonstration Program Plan in accordance with Chapter 379C of the Texas Local Government Code—Financing: No cost consideration to the City~~

Deleted

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

JANUARY 25, 2023

23-0220

**MISCELLANEOUS HEARINGS - UNDER ADVISEMENT**

Item PH2: A public hearing to receive comments regarding adoption of the new Economic Development Incentive Policy for the period January 1, 2023, through December 31, 2024, and at the close of the public hearing, authorize the following: **(1)** adoption of the City of Dallas Economic Development Policy; **(2)** adoption of the Economic Development Incentive Policy (“Incentive Policy”) for the public purpose of promoting economic and community development and stimulating business and commercial activity in the City of Dallas (the “City”), effective from January 1, 2023 to December 31, 2024; **(3)** creation of Neighborhood Empowerment Zone No. 21 to align with the state-designated Enterprise Zones within the City of Dallas as indicated on Target Area map (Exhibit C); **(4)** transfer administration of Neighborhood Empowerment Zones Nos. 9 and 10 from the Office of Economic Development to the Small Business Center (“SBC”), including the programmatic elements and related funding, and authorizing the Director of the Small Business Center to take actions necessary to administer those programs effective January 1, 2023; **(5)** creation of the Infrastructure Investment Fund whereby the amount to be transferred from the General Fund to the Infrastructure Investment Fund over a period of ten years will be equal to the amount of increment contributed by the City in the last year of an expired Tax Increment Financing District (“TIF”) district, with an option to extend, by resolution upon recommendation by the OED Director, transfers for an additional five year period, subject to availability and appropriation of such funds from an expired TIF district; and **(6)** allocation of an appropriation of \$100,000.00 per year for two consecutive years corresponding to (FY 2022-23 and FY 2023-24) for a total amount not to exceed \$200,000.00 from the Public/Private Partnership Fund (Fund 0352, Department ECO, Unit P151) to the Public/Private Partnership Fund (Fund 0352, Department ECO, Unit W953) to be earmarked for the Predevelopment Assistance Program and disbursed via resolution or administrative action pursuant to the Incentive Policy - Not to exceed \$200,000.00 - Financing: Public/Private Partnership Fund (This item was deferred on December 14, 2022)

The following individuals addressed the city council on the item:

Jennifer Gates, 4914 Keyhole Ln., representing Economic Development Task Force  
Robert Pitre, 1801 E. Wheatland Rd.  
Gail Terrell, 1445 Firebird Dr.  
Harrison Blair, 2922 Martin Luther King Blvd., representing Dallas Black Chamber of  
Commerce  
Bob Mong, 7300 University Hills Blvd., University Park, TX  
Allen McGill, Not Provided

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

23-0220

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

Motion seconded by Councilmember Schultz.

During discussion, Councilmember Ridley moved a subsidiary motion to allow for an 80% contribution rate.

Subsidiary motion seconded by Councilmember Mendelsohn.

After discussion, Mayor Johnson called a vote on Councilmember Ridley's subsidiary motion and declared the motion failed with majority of the city council voting in opposition.

Councilmember Atkins requested a record vote.

After discussion, Mayor Johnson called a record vote on Councilmember Atkins' motion to adopt the item:

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

Voting No: [0]

The city secretary declared the item adopted.



MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JANUARY 25, 2023

EXHIBIT C