

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, NOVEMBER 8, 2023

23-1550

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

PRESENT: [14] Johnson, Atkins, Arnold, West (**9:29 a.m.), Moreno, Gracey, Resendez, Narvaez, Bazaldua, Blackmon, Stewart, Mendelsohn, Willis, Ridley

ABSENT: [1] Schultz

The meeting was called to order at 9:27 a.m. with a quorum of the city council present.

The invocation was given by Assistant Minister Jesse Jones.

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 10:35 a.m. and reconvened to open session at 1:03 p.m.

After all business properly brought before the city council had been considered, the city council adjourned at 1:42 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, NOVEMBER 8, 2023

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, NOVEMBER 8, 2023

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1551

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: Anne Redelfs, 8650 Southwestern Blvd.
SUBJECT: Fluoridation

SPEAKER: Cyrena Nolan, 8 Glenshire Ct.
SUBJECT: Quality of Life, Arts & Culture Committee

SPEAKER: Ira Molayo, 1800 Southerland Ave.
SUBJECT: Southwest Airlines Showcase at Cedar Crest
REPRESENTING: Cedar Crest Golf Course

SPEAKER: Andrea Rush, 3101 Teton Dr., Garland, TX
SUBJECT: Zoning case

SPEAKER: Jodie Wiederkehr, 7056 Damen Ave., Chicago, IL
SUBJECT: Horse carriages
REPRESENTING: Ban Horse Carriages Dallas

Councilmember Bazaldua moved to suspend the City Council Rules of Procedure [Sec. 6.3(f)] to allow the remaining registered speakers an opportunity to address the city council; there was no objection voiced by the city council.

SPEAKER: Stephen Bronder, 659 Campolina Dr., Grand Prairie, TX
SUBJECT: Horse carriages

SPEAKER: Gloria Carbajal, 509 Pecan Dr., Ferris, TX
SUBJECT: Legislation to ban horse carriages

SPEAKER: Johnny Johnson Jr., Not Provided
SUBJECT: Water Fluoridation
REPRESENTING: American Fluoridation Society

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Ronnie Mestas, 3215 Rutz St.
SUBJECT: Veterans Appreciation Celebration Bataan Center

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1552

Item 1: Approval of Minutes of the October 25, 2023 City Council Meeting

Councilmember West moved to adopt the minutes as presented.

Motion seconded by Mayor Pro Tem Atkins and unanimously adopted. (Schultz absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1553

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-32. Consent agenda items 3 and 15 were corrected.

The following registered speaker addressed the city council:

Travis Reynolds, 3100 McKinnon St., representing The Real Estate Council
[Agenda Item 28]

The city secretary stated consent agenda item 18 would be considered as an individual item later in the meeting as agenda item PH1 must be heard prior to consideration; there was no objection voiced by the city council.

Councilmember Mendelsohn requested consent agenda item 4 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, 3, 5-17 and 19-32 was presented for consideration.

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

Motion seconded by Councilmember Mendelsohn and unanimously adopted. (Schultz absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1554

Item 2: Authorize settlement of the lawsuit styled Shakur W. Stewart f/k/a Everold W. Stewart v. John Coughlin and the City of Dallas, Civil Action No. 3:20-cv-00497-M - Not to exceed \$900,000.00 - Financing: Liability Reserve Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1555

Item 3: An ordinance authorizing (1) the issuance and sale of City of Dallas, Texas, Equipment Acquisition Contractual Obligations, Series 2023BA, in an aggregate principal amount ~~not to exceed~~ of \$76,270,000; (2) levying a tax for payment thereof; (3) awarding the sale thereof; (4) authorizing the execution and delivery of a Paying Agent/Registrar Agreement and Purchase Letter; and (5) enacting other provisions relating to the subject - Not to exceed \$260,000 - Financing: 2023BA Equipment Acquisition Notes Funds

Corrected

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 32596

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1556

Item 4: Authorize the Dallas Public Facility Corporation to acquire, develop, and own Maple Highline, a mixed-income, multifamily development to be located at 5908 Maple Avenue (Project) and enter into a seventy-five-year lease agreement with Urban Genesis, LLC or its affiliate, for the development of the Project - Estimated Revenue Foregone: General Fund \$4,938,708.00 (75 Years of Estimated Property Taxes, See Fiscal Information)

Councilmember Mendelsohn 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.

Councilmember Moreno moved to adopt the item.

Motion seconded by Councilmember West.

Mayor Johnson called a vote and declared the item adopted on a divided vote with Councilmember Mendelsohn voting "No." (Schultz absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1557

Item 5: A resolution authorizing the conveyance of an easement and right of way containing approximately 5,624 square feet of land to Oncor Electric Delivery Company, LLC for the construction, maintenance and use of power lines and electric transformer facilities across City-owned land located at the intersection of Luther and Keeler Streets - Financing : No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1558

Item 6: Authorize **(1)** the rejection of bids for a construction services contract for the Five Mile Infrastructure Improvements Package A - Paving and Drainage Improvements (list attached to the Agenda Information Sheet); and **(2)** the re-advertisement for new bids - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1559

Item 7: Authorize a construction services contract for the 2024 One-Year Term Agreement for Improved Alley Maintenance Program - B & E Concrete Paving LLC, the lowest responsible bidder of four (list attached to the Agenda Information Sheet) - Not to exceed \$2,793,048.00 - Financing: Street and Alley Improvement Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1560

Item 8: Authorize a construction services contract for the 2024 Two-Year Term Agreement Slurry Seal and Polymer Modified Micro-Surfacing Contract - Viking Construction LLC, lowest responsible bidder of three - Not to exceed \$17,604,618.00 - Financing: General Fund (subject to annual appropriation)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1561

Item 9: Authorize an increase in the construction services contract with The Fain Group, Inc. for additional traffic signal and pedestrian improvements at Fort Worth Avenue and Bahama Drive for the Collective Mixed-Use Sustainable Development Project - Not to exceed \$287,498.84, from \$1,980,984.00 to \$2,268,482.84 - Financing: Fort Worth Avenue Tax Increment Financing Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1562

Item 10: An ordinance amending Chapter 28, "Motor Vehicles and Traffic," of the Dallas City Code by amending Sections 28-45 and 28-50 **(1)** designating speed regulations on expressways and freeways; **(2)** designating school traffic zones; **(3)** providing a penalty not to exceed \$200.00; **(4)** providing a saving clause; **(5)** providing a severability clause; and **(6)** providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 32597

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1563

Item 11: Authorize **(1)** a Project Specific Funding Agreement with Dallas County, Transportation - Major Capital Improvement Projects (Project No. 30248) in the amount of \$400,000.00, reduced by \$15,000.00 for County in-house project delivery costs for a total of \$385,000.00, and the total project cost estimate of \$800,000.00 of which the City of Dallas' portion is \$400,000.00, for the design and construction of pedestrian improvements at the intersection of Meadow Street and Martin Luther King Jr. Boulevard including upgrading signal features and pedestrian crosswalks at the intersection to enhance safety and accessibility to transit and school; **(2)** the establishment of appropriations in an amount not to exceed \$385,000.00 in the Transportation Special Projects Fund; and **(3)** the receipt and deposit of funds in an amount not to exceed \$385,000.00 from Dallas County for the County's share in the Transportation Special Projects Fund - Not to exceed \$785,000.00 - Financing: Transportation Special Projects Fund (\$385,000.00) and Coronavirus State and Local Fiscal Recovery Fund (\$400,000.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1564

Item 12: Authorize **(1)** an agreement with HANIMPVN Turtle Creek One TX, LLC and TC P2 Owner, LLC for contribution of funds towards the warranted traffic signal installation at the intersection of Turtle Creek Boulevard and Fairmount Street in the City of Dallas; **(2)** the establishment of appropriations in an amount not to exceed \$137,500.00 in the Transportation Special Projects Fund; and **(3)** the receipt and deposit of funds in an amount not to exceed \$137,500.00 in the Transportation Special Projects Fund - Not to exceed \$137,500.00 - Financing: Transportation Special Projects Fund (see Fiscal Information for potential future costs)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1565

Item 13: Authorize **(1)** an agreement with the North Central Texas Council of Governments to collect the City's portion of the required local match funds for the Cotton Belt Regional Trail Project; and **(2)** to facilitate the transfer of such funds to Dallas Area Rapid Transit for the second phase of construction of the trail - Not to exceed \$250,000.00 - Financing: Coronavirus State and Local Fiscal Recovery Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1566

Item 14: Authorize a professional engineering services contract for traffic signal design services for the following six intersections selected as part of the 2021 Highway Safety Improvement Program: Great Trinity Forest Way at Wadsworth Drive; Davis Street at Westmoreland Road; Illinois Avenue at Knoxville Street; Illinois Avenue at Westmoreland Road; Beckley Avenue at Saner Avenue; Westmoreland Road at Wheatland Road; and other related tasks - Lee Engineering, LLC, most highly qualified proposer of five - Not to exceed \$305,801.95 - Financing: Coronavirus State and Local Fiscal Recovery Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1567

Item 15: Authorize **(1)** a two-year interlocal contract with Dallas College in the amount of \$540,000.00 for reimbursement to the City for Dallas Fire-Rescue Department instructional services for the period September 1, 2023, through August 31, 2025; **(2)** the receipt and deposit of funds in an amount not to exceed \$540,000.00 in the DCCCD El Centro Fund; and **(3)** an increase in appropriations in an amount not to exceed \$540,000.00 in the DCCCD El Centro Fund - Financing: General Fund \$50,000.00; Revenue: DCCCD El Centro Fund \$540,000.00

Corrected.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1568

Item 16: Authorize contracts with cultural organizations for the provision of artist services to the City through the Cultural Organizations Program for the period October 1, 2023, through September 30, 2024 (list attached to Agenda Information Sheet) - Not to exceed \$6,255,278.00 - Financing: General Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1569

Item 17: Authorize the **(1)** acceptance of a grant from the Texas Department of Criminal Justice (TDCJ) (Contract No. 696-TC-24-24-L046) in the amount of \$500,000.00 for re-entry services to individuals being released from TDCJ who are returning to the City of Dallas area for the period September 1, 2023 through August 31, 2024 **(2)** establishment of appropriations in an amount not to exceed \$500,000.00 in the TDCJ Re-Entry Services Grant Program Fund; **(3)** receipt and deposit of grant funds from TDCJ in an amount not to exceed \$500,000.00 in the TDCJ Re-Entry Services Grant Program Fund; and **(4)** execution of the Interlocal Agreement with TDCJ and all terms, conditions, and documents required by the agreement - Not to exceed \$500,000.00 - Financing: Texas Department of Criminal Justice Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1570

Note: Agenda Item No. PH1 must be heard before Agenda Item No. 18 may be considered.

Item 18: Authorize a tax increment financing (“TIF”) development agreement and all other necessary documents in an amount not to exceed \$5,124,811.00 ("TIF Subsidy") payable from current and future Fort Worth Avenue TIF District funds and a Chapter 380 economic development grant agreement in an amount not to exceed \$1,175,189.00 (“Grant”) payable from 2017 General Obligation Bond Funds (Proposition I City Council District 1 discretionary allocation) with WD FW Avenue Partners, L.P. and Columbus Trail-94, Ltd. and/or its affiliates, in consideration of the Vista at Kessler/Stevens Retail Redevelopment Project ("Project") on property currently addressed as 1340 North Hampton Road and 2045 Fort Worth Avenue in Tax Increment Financing Reinvestment Zone Number Fifteen (Fort Worth Avenue TIF District) - Total not to exceed \$6,300,000.00 - Financing: Fort Worth Avenue TIF District Fund (\$5,124,811.00) (subject to annual appropriations from tax increments) and ECO (I) Fund (2017 General Obligation Bond Funds) (\$1,175,189.00)

The city secretary stated consent agenda item 18 would be considered as an individual item later in the meeting as agenda item PH1 must be heard prior to consideration; there was no objection voiced by the city council.

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

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

- The developer is required to hire a local artist to design and install an artistic element on the staircase located from the project site to Fort Worth Avenue.

Motion seconded by Councilmember Narvaez.

After discussion, Mayor Johnson called a vote and declared the item unanimously amended. (Moreno absent when vote taken; Schultz absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1571

Item 19: Authorize a Memorandum of Understanding between the City of Dallas and Goodwill Industries Dallas, Inc. for Goodwill Industries to develop a coordinated and efficient process for the donation, sorting, and distribution of items during a local disaster or emergency event for three years from date of execution - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1572

Item 20: Authorize **(1)** the application for and acceptance of a grant from the U.S. Environmental Protection Agency (EPA) for the FY 2023 Revolving Loan Fund Grant via Cooperative Agreement (Grant No. 4B02F40101, Assistance Listing No. 66.818) in the amount of \$1,000,000.00 to clean up brownfield sites and provide cleanup planning and community involvement related activities for brownfield sites primarily in the South Dallas/Fair Park area for the period October 1, 2023 through September 30, 2028; **(2)** the establishment of appropriations in an amount not to exceed \$1,000,000.00 in the Brownfields Revolving Loan Fund Grant Fund; **(3)** the receipt and deposit of funds in an amount not to exceed \$1,000,000.00 in the Brownfields Revolving Loan Fund Grant Fund; **(4)** a contract with Stantec Consulting Services, Inc. in the amount of \$91,000.00 for environmental consulting services to assist the City with implementing the Brownfields Program; and **(5)** execution of the FY 2023 Brownfields Revolving Loan Fund grant agreement and all terms, conditions, and documents required by the agreement - Not to exceed \$1,000,000.00 - Financing: U.S. Environmental Protection Agency Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1573

Item 21: Authorize **(1)** the application for and acceptance of grants from the U.S. Environmental Protection Agency for the FY2023 Brownfields Community-Wide Assessment Grant Cooperative Agreement (Grant No. BF02F40301, Assistance Listing No. 66.818) in the amount of \$500,000.00 to inventory, characterize, assess, and conduct cleanup planning and community involvement related activities for brownfield sites primarily in the South Dallas/Fair Park area for the period October 1, 2023 through September 30, 2027; **(2)** the establishment of appropriations in an amount not to exceed \$500,000.00 in the Brownfields Community-Wide Assessment Grant Fund; **(3)** the receipt and deposit of funds in an amount not to exceed \$500,000.00 in the Brownfields Community-Wide Assessment Grant Fund; **(4)** a contract with Stantec Consulting Services, Inc. in the amount of \$483,800.00 for environmental consulting services to assist the City with implementing the Brownfields Program; and **(5)** execution of the FY2023 Brownfields Community-Wide Assessment grant agreement and all terms, conditions, and documents required by the agreement - Not to exceed \$ 500,000.00 - Financing: U.S. Environmental Protection Agency Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1574

Item 22: Authorize a three-year cooperative purchasing agreement for the purchase of a cloud-based security software as a service for the Department of Information and Technology Services with Netsync Network Solutions, Inc. through The Interlocal Purchasing System cooperative agreement - Not to exceed \$510,311.97 - Financing: Data Services Fund (\$10,311.97) and 2022 Homeland Security - Urban Area Security Initiative 23-25 Fund (\$500,000.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1575

Item 23: Authorize a two-year service contract with two, one-year renewal options, for resident and business surveys for Budget and Management Services - ETC Institute, most advantageous proposer of two - Not to exceed \$298,000 - Financing: General Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1576

Item 24: Authorize a three-year service price agreement for on-call brush and bulky item supplemental collection services, on-call post-collections transfer station hauling support, and disaster debris collection and disposal services for the Department of Sanitation Services - Looks Great Services of Mississippi, Inc. in the estimated amount of \$19,797,613, Hurricane Waste Systems in the estimated amount of \$1,036,722, Aftermath Disaster Recovery, Inc. in the estimated amount of \$ 399,900, Ceres Environmental Services, Inc. in the estimated amount of \$399,900, and National Waste Management Louisiana, Inc. dba NWMLA, Inc. in the estimated amount of \$300,000, lowest responsible bidders of ten - Estimated amount of \$21,934,135 - Financing: Sanitation Operation Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1577

Item 25: Authorize a six-year service price agreement for preventative maintenance, repair, basic repair training and system monitoring services for the outdoor warning sirens system for the Office of Emergency Management - West Shore Services, Inc. in the estimated amount of \$444,742, and Mass Notification Services, Inc. in the estimated amount of \$384,000 lowest responsible bidders of two - Total estimated amount of \$828,742 - Financing: General Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1578

Item 26: Authorize an acquisition contract for the purchase and installation of audio and visual switching equipment for the Office of Emergency Management with AVI-SPL, LLC through the Texas Department of Information Resources cooperative agreement - Not to exceed \$187,536.67 - Financing: 2022 Homeland Security-Urban Area Security Initiative 23-25 Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1579

Item 27: Authorize a public hearing on December 13, 2023 to receive public comments on the designation of all territory within the boundaries of the City of Dallas as a suburban area, urban area, or central business district area for the purposes of calculating Parkland Dedication fees per the requirements of H.B. No. 1526 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1580

Item 28: Authorize the establishment of the dwelling unit factor and the density factor for the purposes of calculating parkland dedication fees per the requirements of H.B. No. 1526 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1581

Item 29: Authorize **(1)** the application for and acceptance of the Selective Traffic Enforcement Program (STEP) - Impaired Driving Mobilization, Overtime Enforcement Grant (Grant No. 2024-Dallas-IDM-00003, Assistance Listing No. 20.616) from the National Highway Traffic Safety Administration passed through the Texas Department of Transportation (TxDOT) in the amount of \$48,610.00 for a statewide Driving While Intoxicated Enforcement campaign to operate during various holiday periods for the period December 10, 2023 through September 30, 2024; **(2)** the establishment of appropriations in the amount of \$48,610.00 in the TxDOT-STEP - Impaired Driving Mobilization Grant FY24 Fund; **(3)** the receipt and deposit of grant funds in the amount of \$ 48,610.00 in the TxDOT-STEP - Impaired Driving Mobilization Grant FY24 Fund; **(4)** a local cash match in the amount of \$12,734.47; and **(5)** execution of the grant agreement and all terms, conditions, and documents required by the grant agreement - Total amount of \$61,344.47 - Financing: Texas Department of Transportation Grant Funds (\$48,610.00) and General Fund (\$12,734.47)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1582

Note: Agenda Item No. 30 and 31 must be considered collectively.

Item 30: Authorize **(1)** the application for and acceptance of supplemental funding for the 2023-2024 Internet Crimes Against Children Grant (Grant No. 15PJDP-22-GK-04883-MECP, Assistance Listing No. 16.543) from the U.S. Department of Justice (DOJ), Office of Juvenile Justice and Delinquency Prevention in the amount of \$907,295.00 from \$737,529.00 to \$1,644,824.00, for response to the sexual abuse and exploitation of children facilitated by the use of computer technology related to the investigation of the internet-facilitated child exploitation for the period October 1, 2023, through September 30, 2024; **(2)** an increase of appropriations in an amount not to exceed \$907,295.00 in the DOJ-Internet Crimes Against Children Grant 22-23 Fund; **(3)** the receipt and deposit of funds in an amount not to exceed \$907,295.00 in the DOJ-Internet Crimes Against Children Grant 22-23 Fund; and **(4)** execution of the grant agreement and all terms, conditions, and documents required by the grant agreement - Not to exceed \$907,295.00, from \$737,529.00 to \$1,644,824.00 - Financing: U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1583

Note: Agenda Item No. 30 and 31 must be considered collectively.

Item 31: Authorize cooperative working agreements through the 2023-2024 Internet Crimes Against Children Grant with various Police Departments, District Attorney Offices, Sheriff Offices, and the Dallas Children's Advocacy Center as requested for the investigation, prosecution, education, and counseling activities related to the Dallas Internet Crimes Against Children Task Force response to internet related sexual exploitation of children for the period October 1, 2023 through September 30, 2024 - Not to exceed \$300,000.00 - Financing: U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1584

Item 32: Authorize **(1)** an increase in appropriations in an amount not to exceed \$799,902.40 in the Water Construction Fund; and **(2)** a professional services contract with Carollo Engineers, Inc. to provide engineering services for the evaluation of the feasibility, reliability and resiliency of optimizing existing water supply and raw water transmission infrastructure to meet municipal water supply demands in the North Central Texas region - Not to exceed \$1,199,853.62 - Financing: Water Construction Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1585

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 2023-2025 term to begin on October 1, 2023.

Councilmember Ridley moved to appoint the following:

- Tamitha Curiel, Visual Arts, to the Arts and Culture Advisory Commission;
- Joseph Slovensky, General Building Contractor with at least 5 years of commercial construction; and Austin Nixon, Builder with at least 5 years experience with residential construction, to the Building Inspection Advisory, Examining & Appeals Board;
- Rodney Milliken and Roger Sashington to the Board of Adjustment;
- James Housewright to the City Plan and Zoning Commission;
- Ross Kahn to the Community Development Commission;
- Sara Martinez to the Judicial Nominating Commission; and
- Daniel Tatum to the Municipal Library Board.

Motion seconded by Councilmember Bazaldua and unanimously adopted. (Schultz absent)

Mayor Pro Tem Atkins moved to appoint the following:

- David Small, Chair, to the Arts & Culture Advisory Commission.

Motion seconded by Councilmember Bazaldua and unanimously adopted. (*Johnson abstain; Schultz absent)

*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.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

23-1585

Page 2

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

23-6654	CAC	ARTS AND CULTURE ADVISORY COMMISSION
23-6655	BIA	BUILDING INSPECTION ADVISORY, EXAMINING & APPEALS BOARD
23-6656	BOA	BOARD OF ADJUSTMENT
23-6657	CPC	CITY PLAN AND ZONING COMMISSION
23-6658	CDC	COMMUNITY DEVELOPMENT COMMISSION
24-6659	JNC	JUDICIAL NOMINATING COMMISSION
23-6660	MLB	MUNICIPAL LIBRARY BOARD
23-6661		BOARD OFFICERS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1586

CLOSED SESSION

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

- Seeking advice from the city attorney regarding City of Camden, et al., individually and on behalf of all others similarly situated vs. 3M Company; and City of Camden, et al. vs E.I. DuPont De Nemours and Company (n/k/a EIDP, Inc.), et al.

At 10:35 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:

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

- Seeking advice from the city attorney regarding City of Camden, et al., individually and on behalf of all others similarly situated vs. 3M Company; and City of Camden, et al. vs E.I. DuPont De Nemours and Company (n/k/a EIDP, Inc.), et al.

The closed session ended and reconvened to open session at 1:03 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1587

Item 34: Authorize **(1)** the application for and acceptance of the FY 2024 grant (Grant No. M2418DLEX) from the Texas Department of Transportation (TxDOT) Aviation Division for the annual Routine Airport Maintenance Program (RAMP) at Dallas Executive Airport in the amount of \$90,000.00 or 90 percent of eligible costs estimated at \$100,000.00, whichever is less; **(2)** a local cash match in the amount of \$10,000.00 from the Aviation Fund for airport maintenance projects estimated at \$100,000.00; **(3)** the establishment of appropriations in the amount of \$90,000.00 in the TxDOT 2024 Routine Airport Maintenance Program - RAMP Dallas Executive Airport Project Fund; **(4)** the receipt and deposit of funds in the amount of \$90,000.00 for reimbursement from TxDOT in the TxDOT 2024 Routine Airport Maintenance Program - RAMP Dallas Executive Airport Project Fund; and **(5)** execution of the grant agreement and all terms, conditions, and documents required by the agreement - Total amount of \$100,000.00 - Financing: Aviation Fund (\$10,000.00) and Texas Department of Transportation Grant Funds (\$90,000.00)

Councilmember Gracey moved to adopt the item.

Motion seconded by Mayor Pro Tem Atkins and unanimously adopted. (Schultz absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1588

Item 35: Authorize **(1)** the application for and acceptance of the FY 2024 grant (Grant No. M2418DCBD) from the Texas Department of Transportation (TxDOT) Aviation Division for the annual Routine Airport Maintenance Program (RAMP) at Dallas CBD Vertiport in the amount of \$90,000.00 or 90 percent of eligible costs estimated at \$100,000.00, whichever is less; **(2)** a local cash match in the amount of \$10,000.00 from the Aviation Fund for airport maintenance projects estimated at \$100,000.00; **(3)** the establishment of appropriations in the amount of \$90,000.00 in the TxDOT 2024 Routine Airport Maintenance Program – RAMP Dallas Vertiport Project Fund; **(4)** the receipt and deposit of funds in the amount of \$90,000.00 for reimbursement from TxDOT in the TxDOT 2024 Routine Airport Maintenance Program – RAMP Dallas Vertiport Project Fund; and **(5)** execution of the grant agreement and all terms, conditions, and documents required by the agreement - Total amount of \$100,000.00 - Financing: Aviation Fund (\$10,000.00) and Texas Department of Transportation Grant Funds (\$90,000.00)

Councilmember Gracey moved to adopt the item.

Motion seconded by Councilmember Ridley and unanimously adopted. (Schultz absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1589

Item 36: Authorize an amendment to Resolution No. 22-1702, which previously authorized the sale of five Land Transfer Program lots and execution of a development agreement to Citybuild Community Development Corporation and/or its affiliates (Developer) for the construction of a Health and Wellness Center on such lots, to: (1) substitute the anchor tenant with Methodist Community Collaborative, (2) replace the required lease term duration with the anchor tenant with review and approval of the lease by the Director of the Department of Housing and Neighborhood Revitalization or his/her designee, (3) allow the 20-year affordability requirement to be met with one or more qualified healthcare services providers, (4) require an executed memorandum of understanding or term sheet with anchor tenant within six months of acquiring the lots, and (5) require a lease with the anchor tenant within 30 days of issuance of the certificate of occupancy to the anchor tenant - Financing: No cost consideration to the City

Councilmember Bazaldua moved to adopt the item.

Motion seconded by Councilmember Resendez and unanimously adopted. (Schultz absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1590

Item 37: Authorize a two-year cooperative purchasing agreement for commercial wireless communication services and equipment for the Department of Information and Technology Services with Cellco Partnership dba Verizon Wireless through the Department of Information Resources cooperative agreement - Not to exceed \$6,803,614.56 - Financing: Data Services Fund (subject to annual appropriations)

Councilmember West moved to adopt the item.

Motion seconded by Mayor Pro Tem Atkins and unanimously adopted. (Schultz absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1591

Item 38: Authorize a four-year cooperative purchasing agreement for the purchase of hardware and software, maintenance, and support for a network security management monitoring and response system for the Department of Information and Technology Services with Netsync Network Solutions, Inc. through the Texas Department of Information Resources cooperative agreement - Not to exceed \$2,167,522.05 - Financing: Data Services Fund (subject to annual appropriations)

Councilmember West moved to adopt the item.

Motion seconded by Councilmember Bazaldua and unanimously adopted. (Schultz absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1592

CONSENT ZONING DOCKET

The consent zoning docket consisted of agenda items Z1 and Z2.

Agenda item Z1: Zoning Case Z223-181(AU)

Agenda item Z2: Zoning Case Z223-194(LG)

There were no items removed from the consent zoning docket.

Therefore, the consent zoning docket, consisting of agenda items Z1 and Z2 was presented for consideration.

Agenda item Z1: Zoning Case Z223-181(AU)

Agenda item Z2: Zoning Case Z223-194(LG)

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

No one addressed the city council.

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

Motion seconded by Councilmember Blackmon and unanimously adopted. (Resendez absent when vote taken; Schultz absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1593

Item Z1: Zoning Case Z223-181(AU) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a restaurant without drive-in or drive-through service use on property within Subarea 2 of Planned Development District No. 366, the Buckner Boulevard Special Purpose District, with a D-1 Liquor Control Overlay, on the south line of Lake June Road, east of Rose Garden Avenue

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

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

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 32598

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1594

Item Z2: Zoning Case Z223-194(LG) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an electrical substation on property zoned an A(A) Agricultural District, on the south line of Cedardale Road, west of Cleveland Road

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

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

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 32599

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1595

ZONING CASES - INDIVIDUAL

Item Z3: Zoning Case Z212-348(JM)

A public hearing to receive comments regarding an application for and an ordinance granting an MF-2(A) Multifamily District and a resolution accepting the deed restrictions volunteered by the applicant on property zoned an R-7.5(A) Single Family District, on the east side of South Polk Street, between Cascade Avenue and Elmhurst Place

Recommendation of Staff: Denial

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

Prior to consideration and the item being read into the record, Councilmember West moved to defer the item to the January 24, 2024 voting agenda meeting of the city council.

Motion seconded by Councilmember Blackmon and unanimously deferred. (Resendez absent when vote taken; Schultz absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1596

ZONING CASES - INDIVIDUAL

Item Z4: Zoning Case Z223-114(JM)

A public hearing to receive comments regarding an application for and (1) an ordinance granting a Planned Development District, and (2) and an ordinance granting the removal of the D Liquor Control Overlay on property zoned Planned Development District No. 9 with a D Liquor Control Overlay and a GR General Retail Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, at the east corner of Cedar Springs Road and Fairmount Street

Recommendation of Staff: Approval of a planned development district, subject to a development plan, setback and height plan, landscape plan, and staff's recommended conditions, and approval of removal of the D Liquor Control Overlay

Recommendation of CPC: Approval of a planned development district, subject to a development plan, setback and height plan, landscape plan, and conditions, and approval of removal of the D Liquor Control Overlay

The following individuals addressed the city council on the item:

Susak Kedron, 2323 Ross Ave.

Shelley Potter, 4437 Cole Ave., representing Oak Lawn Committee

Tony Page, 3210 Carlisle St., representing The Uptown Neighborhood Assoc.

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

Motion seconded by Councilmember West and unanimously adopted. (Resendez absent when vote taken; Schultz absent)

Assigned ORDINANCE NO. 32600

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1597

ZONING CASES – UNDER ADVISEMENT - INDIVIDUAL

Item Z5: Zoning Case Z212-287(MP)

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for WMU-5 Walkable Urban Mixed Use District uses on property zoned an IR Industrial/Research District, on the southwest line of South Haskell Avenue, southeast of Interstate 30

Recommendation of Staff: Approval, subject to a Frontage and Open Space Exhibit and conditions

Recommendation of CPC: Approval, subject to a Frontage and Open Space Exhibit and conditions

Note: This item was deferred by the City Council before opening public hearings on August 9, 2023 and October 11, 2023, and is scheduled for consideration on November 8, 2023.

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 Narvaez and unanimously adopted. (Resendez absent when vote taken; Schultz absent)

Assigned ORDINANCE NO. 32601

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2023

23-1598

MISCELLANEOUS HEARINGS

Note: Agenda Item No. PH1 must be heard before Agenda Item No. 18 may be considered.

Item PH1: A public hearing to receive comments on the proposed amendments to the Project Plan and Reinvestment Zone Financing Plan (“Plan”) for Tax Increment Reinvestment Zone Number Fifteen, the Fort Worth Avenue Tax Increment Financing (“TIF”) District (the “TIF District”) to: **(1)** increase the geographic area of the TIF District by approximately 372 acres, extending west along West Commerce Street and Singleton Boulevard, to west of North Hampton Road, primarily to Manila Road, and incorporating property north of Fort Worth Avenue and south of Remond Drive, east of North Hampton Road, **(2)** maintain 70% City participation in the TIF District through the remaining term of the TIF District, **(3)** redefine and reallocate budget categories, and **(4)** make corresponding modifications to the TIF District’s boundary and Plan; and, at the close of the public hearing, consider an ordinance amending Ordinance No. 26798, previously approved on June 13, 2007, and Ordinance No. 27129, previously approved on March 26, 2008, as amended, to reflect these amendments - 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 Councilmember West and unanimously adopted. (Schultz absent)

Assigned ORDINANCE NO. 32602

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, NOVEMBER 8, 2023

EXHIBIT C