### MINUTES OF THE DALLAS CITY COUNCIL WEDNESDAY, MARCH 27, 2024

24-0410

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

PRESENT: [15] Johnson, Atkins, Arnold (\*\*9:26 a.m.), West, Moreno, Gracey, Resendez, Narvaez (\*\*9:40 a.m.), Bazaldua, Blackmon, Stewart, Schultz, Mendelsohn, Willis, Ridley

ABSENT: [0]

The meeting was called to order at 9:24 a.m. with a quorum of the city council present.

The invocation was given by Pastor and Chaplain of DPD Rayford Butler.

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 11:46 a.m. and reconvened to open session at 1:18 p.m.

After all business properly brought before the city council had been considered, the city council adjourned at 2:31 p.m.

ATTEST:

Mayor

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, MARCH 27, 2024

EXHIBIT A

# MINUTES OF THE DALLAS CITY COUNCIL WEDNESDAY, MARCH 27, 2024

EXHIBIT B

OFFICE OF THE CITY SECRETARY

### MARCH 27, 2024

24-0411

### 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:	Cyrena Nolan, 8 Glenshire Ct.
SUBJECT:	Quality of life
SPEAKER:	Benny Walker, 1239 Hutchins Ave.
SUBJECT:	Housing in the community
SPEAKER:	Nakeitha Williams, 4845 Elsie Faye Heggins St.
SUBJECT:	Mayor taking down Reunion Tower for train
SPEAKER:	Adam McGough, 5931 Greenville Ave.
SUBJECT:	Public Safety
SPEAKER:	Mark Nunneley, 6310 Joyce Way (handout provided)
SUBJECT:	Homeless/encampments

## **OPEN MICROPHONE – END OF MEETING:**

SPEAKER:	Freddie Delgado, 2525 Pleasant Dr.
SUBJECT:	Animal control
SPEAKER:	Janice Tennison, 6934 Tractor Dr.
SUBJECT:	Homelessness
SPEAKER:	Cynthia Heed, 6730 Belford Dr. (handout provided)
SUBJECT:	Generator diesel fuel pipe near home
SPEAKER:	Tyler Arbogast, 14185 Dallas Pkwy.
SUBJECT:	Homelessness
REPRESENTING:	Refuge to Renewal

# MARCH 27, 2024

# 24-0412

Item 1: Approval of Minutes of the February 27, 2024 Special Called City Council Meeting and February 28, 2024 City Council Meeting

Councilmember Ridley moved to adopt the minutes as presented.

Motion seconded by Councilmember Narvaez and unanimously adopted.

### MARCH 27, 2024

24-0413

# CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-36. Consent agenda items 10, 12 and 26 were corrected.

No items were removed from the consent agenda.

Therefore, the consent agenda, consisting of consent agenda items 2-36 was presented for consideration.

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

Motion seconded by Councilmember West and unanimously adopted.

# MARCH 27, 2024

## 24-0414

Item 2: Authorize partial settlement of the lawsuit styled <u>Bridgette Dancy and Elvis Brown</u> <u>v. City of Dallas</u>, Cause No. DC-21-06901 - Not to exceed \$40,000.00 -Financing: Liability Reserve Fund

## MARCH 27, 2024

## 24-0415

Item 3: An ordinance authorizing (1) the issuance and sale of City of Dallas, Texas, General Obligation Refunding and Improvement Bonds, Series 2024B in an aggregate principal amount not to exceed \$410,000,000; (2) levying a tax in payment thereof; (3) awarding the sale thereof and approving execution of a Purchase Agreement, a Deposit Agreement and an Escrow Agreement; (4) approving the official statement; and (5) enacting other provisions relating to the subject - Not to exceed \$1,195,991 - Financing: 2024B General Obligation Refunding and Improvement Bonds Fund

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 32671

### MARCH 27, 2024

#### 24-0416

Item 4: An ordinance authorizing (1) the issuance and sale of City of Dallas, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2024B in an aggregate principal amount not to exceed \$218,000,000; (2) levying a tax in payment thereof; (3) prescribing the form of said certificates; (4) approving and awarding the sale of the certificates and approving execution of a purchase agreement; (5) approving the official statement; and (6) enacting provisions incident and relating to the subject - Not to exceed \$866,009 - Financing: 2024B Certificates of Obligation Fund

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 32672

### MARCH 27, 2024

24-0417

Item 5: Authorize an amendment to Resolution No. 21-0362, previously approved on February 24, 2021, for an Interlocal Agreement with the Texas Department of Transportation to modify the City's estimated share of the project costs from \$463,300.00 to \$791,600.00 - Not to exceed \$791,600.00 - Financing: Aviation Construction Fund

### MARCH 27, 2024

#### 24-0418

Item 6: Authorize an engineering services contract with Michael Baker International, Inc. to complete a comprehensive study for an analysis of existing administrative spaces, distinguish additional space that can be used, and receive recommendations on next steps necessary to plan for space requirements at Dallas Love Field - Not to exceed \$ 569,812.40 - Financing: Aviation Construction Fund

### MARCH 27, 2024

#### 24-0419

Item 7: Authorize Supplemental Agreement No. 1 to the consultant services contract with Ricondo & Associates, Inc. to continue providing on-call airport planning and advisory services for the Dallas Airport System (Dallas Executive Airport, Dallas Love Field, and Dallas Vertiport) - Not to exceed \$2,926,600.00, from \$3,000,000.00 to \$5,926,600.00 - Financing: Aviation Construction Fund (subject to annual appropriations)

### MARCH 27, 2024

#### 24-0420

Item 8: An ordinance amending Chapter 17, "Food Establishments," of the Dallas City Code by amending Section 17-2.2; (1) deleting the requirements for a food service manager to register with the city and pay a fee; (2) providing a penalty not to exceed \$500.00; (3) providing a saving clause; (4) providing a severability clause; and (5) providing an effective date - Financing: This item has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 32673

### MARCH 27, 2024

#### 24-0421

Item 9: Authorize an amendment to the Dallas Housing Resource Catalog (DHRC) as described in the attached Exhibit A to: (1) amend the terms and conditions of the Home Improvement & Preservation Program to (a) remove the Minor Home Rehabilitation Program, Major Home Rehabilitation Program, Home Reconstruction Program, and Rental Rehabilitation Program; and (b) provide grant-based emergency home repair, Dallas Tomorrow Fund for exterior code violations, and forgivable loans for major systems repair; and (2) remove from the DHRC the (a) Targeted Rehabilitation Program module; (c) Targeted Rehabilitation Program Tenth Street Historic District Sub-program module; (d) Dallas Tomorrow Fund; (e) Lead Hazard Reduction Demonstration Grant; and (f) Senior Home Rehabilitation Program - Financing: No cost consideration to the City

### MARCH 27, 2024

#### 24-0422

Item 10: Authorize a three-year cooperative purchasing agreement for an unlimited license agreement for continuous software maintenance and support for Oracle database licensed products for the Department of Information and Technology Services provided by Oracle America, Inc. sold through Mythics, Inc. through the Department of Information Resources cooperative agreement - Not to exceed <u>\$6,814,040.09</u> <u>\$7,163,942.67</u> - Financing: Data Services Fund (<u>\$6,300,112.99</u>) (subject to annual appropriations) and Information Technology Equipment Fund (<u>\$863,829.68</u>)

### Corrected

### MARCH 27, 2024

### 24-0423

Item 11: Authorize an ordinance abandoning a portion of a utility easement to the County of Dallas, the abutting owner, containing approximately 2,959 square feet of land, located near the intersection of Mockingbird Lane and Brookriver Drive - Revenue: General Fund \$7,800.00, plus the \$20.00 ordinance publication fee

### MARCH 27, 2024

#### 24-0424

Item 12: Authorize (1) deposit of the amount awarded by the Special Commissioners in the condemnation proceedings styled City of Dallas v. Jose Juan Morales and Diana Corina Villalobos, et al., Cause No. CC-22-03843-C, pending in Dallas County Court at Law No. 3, to acquire fee simple title of approximately 6,360 square feet of land located near the intersection of Dolphin Road and Detonte Street for the Dolphin Road from Spring Avenue to North Haskell Avenue Project; and (2) settlement of the condemnation proceeding for an amount not to exceed the awarded amount - Not to exceed \$67,692.00 \$32,957.00, increased from \$34,735.00 (\$32,043.00, plus closing costs and title expenses not to exceed \$2,692.00) to \$67,692.00 (\$65,000.00 being the award, plus closing costs and title expenses not to exceed \$2,692.00) - Financing: Capital Projects Reimbursement Fund (\$54,153.60 \$26,365.60) and Street and Transportation (A) Fund (2017 General Obligation Bond Fund) (<del>\$13,538.40</del> \$6,591.40)

#### Corrected

### MARCH 27, 2024

#### 24-0425

Item 13: Authorize a professional services contract with TSIT Engineering and Consulting, LLC to provide construction material testing services during the pavement reconstruction improvements of Commerce Street from Good Latimer Expressway to Exposition Avenue - Not to exceed \$173,450.00 - Financing: Street and Transportation (A) Fund (2017 General Obligation Bond Funds)

### MARCH 27, 2024

#### 24-0426

Item 14: Authorize acquisition of six parcels of land containing a total of approximately 144,940 square feet located near the intersection of West Redbird Lane and Pastor Bailey Drive for the Dallas Executive Airport (list attached to the Agenda Information Sheet) - Not to exceed \$244,000.00 (\$226,000.00, plus closing costs and title expenses not to exceed \$18,000.00) - Financing: Aviation Fund

### MARCH 27, 2024

#### 24-0427

Item 15: Authorize an amendment to the existing lease agreement with SVEA DB Holdings II, LLC to extend the lease agreement for an additional seven-years for approximately 5,000 square feet of office and clinic space located at 828 South Carrier Parkway, Suite 100, Grand Prairie, Texas, to be used as a Women, Infants and Children Clinic for the period May 1, 2024 through April 30, 2031 - Not to exceed \$881,267.60 - Financing: Health and Human Services Commission Grant Funds (subject to annual appropriations)

### MARCH 27, 2024

#### 24-0428

Item 16: Authorize an increase in the purchase amount of a wastewater easement from Berkeley Industries Ltd., containing approximately 955 square feet of land located near Arapaho and Preston Roads for the McKamy and Osage Branch Wastewater Interceptor Project - Not to exceed \$20,091.78, increased from \$11,250.00 (\$10,027.00, plus closing costs and title expenses not to exceed \$1,223.00) to \$31,341.78 (\$30,000.00, plus closing costs and title expenses not to exceed \$1,341.78) - Financing: Wastewater Construction Fund

### MARCH 27, 2024

#### 24-0429

Item 17: Authorize Supplemental Agreement No. 3 to the professional services contract with Halff Associates, Inc., to provide additional engineering and archeological survey services needed for 10th Street from Interstate Highway 35 to Clarendon Drive to mitigate potential risk to the cemetery at 100 North Moore Street - Not to exceed \$76,647.45, from \$503,665.40 to \$580,312.85 - Financing: Street and Transportation (A) Fund (2017 General Obligation Bond Fund)

### MARCH 27, 2024

24-0430

Item 18: Authorize Supplemental Agreement No. 3 to the contract 20-1682 with US Intelliwake LLC, for the software licensing fee to provide electronic invoicing and reporting resources to local governments through the North Texas Share Cooperative Purchasing Program - Not to exceed \$179,737.03, increasing the contract amount from \$318,413.98 to \$498,151.01 - Financing: Bond Program Administration Fund

### MARCH 27, 2024

#### 24-0431

Item 19: 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: Eastridge Drive and Skillman Street; Forest Lane and Josey Lane; Frankford Road and Vail Street; Cedar Springs Road and Manor Way; Greenville Avenue and Markville Drive; Hillcrest Road and Royal Lane; and other related tasks - Freese & Nichols, Inc., most highly qualified proposer of five - Not to exceed \$433,357.03 - Financing: Coronavirus State and Local Fiscal Recovery Fund

### MARCH 27, 2024

#### 24-0432

Item 20: Authorize Supplemental Agreement No. 2 to the professional services contract with Gresham Smith to expand the project scope to include additional public engagement and support services to update the 2011 Dallas Bike Plan - Not to exceed \$472,632.00, from \$817,281.00 to \$1,289,913.00 - Financing: Bike Lane Fund

### MARCH 27, 2024

#### 24-0433

Item 21: Authorize a five-year agreement for emergency medical technician basic training, paramedic training, and continuing education services for Dallas Fire-Rescue through an Interlocal Agreement with Dallas College - Estimated amount of \$3,271,500.00 - Financing: General Fund (subject to appropriations)

### MARCH 27, 2024

#### 24-0434

Item 22: Authorize an amendment to Resolution No. 16-1733, previously approved on October 26, 2016, to redirect special event parking revenue and accept and deposit daily parking revenue generated by the Farmers Market Public Parking Garage - Estimated Revenue: Farmers Market TIF District Fund \$53,154.00 annually

### MARCH 27, 2024

#### 24-0435

Item 23: Authorize amendments to the City of Dallas Economic Development Incentive Policy: (1) necessary to implement the 2024 Economic Development bond proposition; (2) to reflect recent changes to state law; (3) to make minor program updates and add cost recovery provisions; and (4) to implement general updates and clarifications - Financing: No cost consideration to the City

### MARCH 27, 2024

#### 24-0436

Authorize the (1) acceptance of the FY 2023-24 grant from the U.S. Item 24: Department of Housing and Urban Development (HUD) for the Fair (Grant No. FF206K236005, Assistance Housing Assistance Program Listing No. 14.401) in the amount of \$89,000.00, to process, investigate and conciliate housing discrimination complaints, administrative costs and HUD required staff training for the period October 1, 2023 through September 30, 2024; (2) establishment of appropriations in an amount not to exceed \$89,000.00 in the HUD FY23 Fair Housing Assistance Program FY24 Fund; (3) receipt and deposit of grants funds in an amount not to exceed \$89,000.00 in the HUD FY23 Fair Housing Assistance Program FY24 Fund; and (4) execution of the Fair Housing Assistance Program Grant and the Cooperative Agreement and all terms, conditions, and documents required by the grant agreement - Not to exceed \$89,000.00 - Financing: HUD FY23 Fair Housing Assistance Program FY24 Fund

## MARCH 27, 2024

24-0437

Item 25: Authorize a one-year service contract for encampment clean-up for the Office of Homeless Solutions - The Cleaning Guys LLC dba CG Environmental, most advantageous proposer of eight - Not to exceed \$212,447.06 - Financing: General Fund (subject to annual appropriations)

# MARCH 27, 2024

### 24-0438

Item 26: Authorize a three-year service price agreement for citywide heating, ventilation, and air conditioning parts, labor, repair services, equipment rental, and water treatment facilities - Metco Engineering, Inc. in the estimated amount of \$16,921,945.48, RushCo Energy Specialist in the estimated of \$594,955.48, ECOLAB, INC. in the estimated amount of \$179,309.66, and Elliott Electric Supply, Inc. in the estimated amount of \$1,741,959.63, lowest responsible bidders of ten - Total estimated amount of \$19,438,170.25 \$19,258,860.59 - Financing: General Fund ( \$1,226,671.21 Capital \$1,215,355.64), Construction Fund (\$16,003,102.09 \$11,855,479.61), Dallas Water (\$1,454,384.89 Utilities Fund Aviation Fund (<del>\$694,012.06</del> \$4,687,610.07), \$1,440,415.27), and Stormwater Drainage Management Fund (\$60,000.00) (subject to annual appropriations)

Corrected

### MARCH 27, 2024

#### 24-0439

Item 27: Authorize a three-year service price agreement for removal and disposal of scrap tires for the Department of Sanitation Services - TJP Enterprises, LLC dba All American Tire Recyclers, only bidder - Estimated amount of \$1,217,020 - Financing: Sanitation Operation Fund (subject to annual appropriations)

### MARCH 27, 2024

#### 24-0440

Item 28: Authorize a five-year service price agreement for crane rental with operator services for the Department of Equipment and Fleet Management - North Texas Crane Service, Inc., lowest responsible bidder of two - Estimated amount of \$478,757.75 - Financing: Equipment and Fleet Management Fund (subject to annual appropriations)

## MARCH 27, 2024

#### 24-0441

Item 29: Authorize the purchase of modular shoot house kits for the Police Department - Olin Johnson, dba Simtek Modular, LLC, only bidder -Not to exceed \$115,670 - Financing: Confiscated Monies - State Fund

### MARCH 27, 2024

#### 24-0442

Item 30: Authorize an increase to the construction services contract with Phoenix I Restoration and Construction, LLC for the construction of the Fair Park Tower Building Rehabilitation located at 3809 Grand Avenue in Fair Park - Not to exceed \$415,140.00, from \$4,583,042.90 to \$4,998,182.90 -Financing: Fair Park Capital Reserve Fund

### MARCH 27, 2024

#### 24-0443

Item 31: Authorize a Supplemental Agreement No. 1 to the professional services contract with Metropolitan Infrastructure, PLLC for engineering design services that include developing a full hydraulic study and hydrologic modeling to comply with floodplain management permitting requirements along the White Rock Creek Branch and Williamson Branch Tributary at Lakewood Park located at 7143 Williamson Road - Not to exceed \$30,605.00, from \$78,575.00 to \$109,180.00 - Financing: Park and Recreation Facilities (B) Funds (2017 General Obligation Bond Funds)

## MARCH 27, 2024

#### 24-0444

Item 32: Authorize (1) a contract from the Safe City Commission dba One Safe Place for the Project Safe Neighborhood Grant Program (Grant/Contract No. 15PBJA-22-GG-00833-GUNP) in the amount of \$51,000.00 for the purpose of equipping vehicles used by officers for intelligence gathering operations for the period October 1, 2022 through September 30, 2025;
(2) the establishment of appropriations in an amount not to exceed \$51,000.00 in the Project Safe Neighborhood Grant Program FY24 Fund;
(3) the receipt and deposit of funds in an amount not to exceed \$51,000.00 in the Project Safe Neighborhood Grant Program FY24 Fund; and (4) execution of the contract with Safe City Commission dba One Safe Place and all terms, conditions, and documents required by the agreement - Not to exceed \$51,000.00 - Financing: Project Safe Neighborhood Grant Program FY24 Fund

## MARCH 27, 2024

#### 24-0445

Item 33: Authorize a three-year cooperative purchasing agreement for THC Quantification and controlled substance quantitation analysis for the Police Department with Armstrong Forensic Laboratory, Inc. through a cooperative purchasing agreement between the City and Tarrant County through the Interlocal Cooperation Act, Chapter 791, Texas Government Code - Not to exceed \$750,750.00 - Financing: General Fund (subject to annual appropriations)

## MARCH 27, 2024

#### 24-0446

Item 34: Authorize a one-year Interlocal Agreement with the University of Texas at San Antonio to provide consulting services and technical assistance for the Dallas Police Department violent crime reduction effort for the period March 15, 2024 through March 14, 2025 - Not to exceed \$106,951.00 - Financing: General Fund (subject to annual appropriations)

## MARCH 27, 2024

#### 24-0447

Item 35: Authorize the (1) acceptance of a grant from Office of Governor for DPD Police Academy (Grant No. 4922901) in the amount of \$10,000,000.00 for the design and construction of a Dallas Police Department regional law enforcement training facility at the University of North Texas at Dallas campus for the period October 1, 2023 through September 30, 2025 (2) appropriations establishment of in an amount not to exceed \$10,000,000.00 in the LE-Regional Law Enforcement Facility Fund; (3) receipt and deposit of grant funds from Office of Governor in an amount not to exceed \$10,000,000.00 in the LE-Regional Law Enforcement Facility Fund; and (4) execution of the grant agreement with Office of Governor and all terms, conditions, and documents required by the agreement - Not to exceed \$10,000,000.00 - Financing: LE-Regional Law Enforcement Facility Fund

## MARCH 27, 2024

#### 24-0448

Item 36: Authorize (1) an acquisition from 5901 LAMAR, LP of a commercially improved tract of land containing approximately 18,206 square feet located on Botham Jean Boulevard near its intersection with South Central Expressway for the Dallas Floodway Extension Project and (2) an increase in appropriations in an amount not to exceed \$554,162.20 in the Trinity River Corridor Project Fund – Not to exceed \$554,162.20 (\$550,000.00, plus closing costs not to exceed \$4,162.20) - Financing: Trinity River Corridor Project Fund

# MARCH 27, 2024

#### 24-0449

Item 37: 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 Mendelsohn moved to appoint the following:

- Arturo Flores, 5+ years experience in Electrical Design, to the Building Inspection Advisory, Examining & Appeals Board;
- Dori Wright, Representative from a faith-based organization; General Public, to the Citizens Homelessness Commission;
- Stacy Marshall, Real Estate law experience; General Public, to the Dallas Public Facility Corporation;
- Anthony Lyons to the Judicial Nominating Commission;
- Robert Friedman, 55+ years of age, to the Senior Affairs Commission; and
- William Dawkins, Actively involved in the South Dallas/Fair Park community, to the South Dallas/Fair Park Opportunity Fund Board.

Motion seconded by Councilmember Moreno and unanimously adopted.

Councilmember Schultz moved to appoint the following:

• Linda A. Garner, Chair, to the Citizen Homelessness Commission

Motion seconded by Mayor Pro Tem Atkins 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.]

24-5601	BIA	<b>BUILDING INSPECTION ADVISORY, EXAMINING &amp;</b>
		APPEALS BOARD
24-5602	CHC	CITIZENS HOMELESSNESS COMMISSION
24-5603	DPF	DALLAS PUBLIC FACILITY CORPORATION
24-5604	JNC	JUDICIAL NOMINATING COMMISSION
24-5605	SAC	SENIOR AFFAIRS COMMISSION
24-5606	SDF	SOUTH DALLAS/FAIR PARK OPPORTUNITY FUND BOARD
24-5607		BOARD OFFICER

# MARCH 27, 2024

#### 24-0450

Item 38: A resolution determining final sanctions against Alandrea Gormer, former employee, Sanitation Department in connection with the Ethics Advisory Commission Hearing Panel's finding of violations of Chapter 12A, "Code of Ethics," of the Dallas City Code - Financing: No cost consideration to the City

Councilmember Mendelsohn moved to adopt the sanctions recommended by the Ethics Advisory Commission hearing panel.

Motion seconded by Councilmember Schultz.

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

# MARCH 27, 2024

24-0451

Item 39: Authorize (1) the second step of acquisition for condemnation by eminent domain to acquire a total of approximately 20 acres from Stephens Pipe Houston, LLC, improved with a multi-building, manufacturing and storage facility, located on Forest Avenue near its intersection with Botham Jean Boulevard for the Dallas Floodway Extension Project; and (2) an increase in appropriations in an amount not to exceed \$2,125,079.20 in the Trinity River Corridor Project Fund - Not to exceed \$2,125,079.20 (\$2,113,700.00, plus closing costs and title expenses not to exceed \$11,379.20) - Financing: Trinity Corridor Project Fund (subject to appropriations)

The city secretary announced the item required a motion that the Council of the City of Dallas adopt the item and authorize the second step of acquisition for condemnation by eminent domain to acquire a total of approximately 20 acres from Stephens Pipe Houston, LLC, improved with a multi-building, manufacturing and storage facility, located on Forest Avenue near its intersection with Botham Jean Boulevard for the Dallas Floodway Extension Project; and (2) an increase in appropriations in an amount not to exceed \$2,125,079.20 in the Trinity River Corridor Project Fund.

The city secretary announced the item would require a record vote.

Councilmember West moved to adopt the item.

Motion seconded by Councilmember Blackmon.

Mayor Johnson called a record vote on Councilmember West's motion:

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

Voting No: [0]

The city secretary declared the item adopted.

# MARCH 27, 2024

24-0452

Item 40: An ordinance amending ordinance No. 27485, an ordinance granting a franchise to Oncor Electric Delivery Company LLC, by extending the term and providing for its renewal with minor modifications - Estimated Annual Revenue: General Fund \$50,000,000 (see Fiscal Information) (This item was deferred on February 28, 2024)

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

- reducing the term from 15 years to five years; and
- directing the city manager to determine the cost of conducting a review of all poles and obstructions located in sidewalks, that are out of compliance with requirements of the Americans with Disabilities Act (ADA), and presenting that to the Government Performance and Financial Management Committee.

Motion seconded by Councilmember Narvaez.

During discussion, Councilmember Ridley moved a subsidiary motion to:

• direct the city manager to study the compliance of the various utility companies with the ADA in terms of sidewalk obstructions and to seek ways of obtaining voluntary compliance by the utility companies with the ADA requirements on our city sidewalks.

Subsidiary motion seconded by Deputy Mayor Pro Tem Arnold.

During further discussion, Councilmember Blackmon asked Councilmember Ridley if he would accept a friendly amendment to have the item return to city council [for a briefing]; there was no objection voiced by the city council.

After discussion, Mayor Johnson called a vote on Councilmember Ridley's subsidiary motion as amended and declared the motion adopted.

Mayor Johnson called a vote on Councilmember West's motion as amended by Councilmember Ridley and declared the item amended on a divided vote with Councilmember Narvaez voting "No."

# MARCH 27, 2024

24-0453

Item 41: Authorize two concession contracts, each for a term of five years, with three two-year renewal options, with (1) Alto Operations Texas LLC, with an estimated revenue of \$287,852.00; and (2) Irving Holdings, Inc., with an estimated revenue of \$222,000.00, for the operation of transportation for hire services from designated outdoor curbside and indoor counter spaces at Dallas Love Field Airport - Estimated Revenue: Aviation Fund \$509,852.00 (This item was deferred on January 10, 2024 and January 24, 2024)

Councilmember Ridley moved to adopt the item.

Motion seconded by Councilmember West and unanimously adopted.

# MARCH 27, 2024

#### 24-0454

Item 42: Authorize an increase in the development loan agreement with Texas Heavenly Homes Ltd., or its affiliate (Applicant), conditioned upon the completion of a third-party underwriting for the development of the Bottom Infill, a 32-unit single-family affordable housing project located in the Bottom neighborhood of Council District 4 - Not to exceed \$3,084,427.00, from \$500,000.00 to \$3,584,427.00 - Financing: Community Development Block Grant Disaster Recovery Funds (This item was deferred on February 14, 2024)

Deputy Mayor Pro Tem Arnold moved to defer the item to the April 24, 2024 voting agenda meeting of the city council.

Motion seconded by Councilmember Schultz and unanimously deferred.

# MARCH 27, 2024

24-0455

Item 43: Authorize a contract with Wright Choice Group, LLC for the term of fourteen months for consultant services to include meeting design and facilitation services, plan development, and project recommendations, starting on December 13, 2023, for city-owned property located at 2929 South Hampton Road, Dallas, Texas 75233 for persons experiencing housing instability or homelessness - Not to exceed \$110,133.00 - Financing: General Fund (subject to annual appropriations) (This item was deferred on December 13, 2023)

Councilmember Gracey moved to defer the item to the June 26, 2024 voting agenda meeting of the city council.

Motion seconded by Councilmember Schultz.

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

#### MARCH 27, 2024

#### 24-0456

An ordinance amending Chapter 51A, "Dallas Development Code: Item 44: Ordinance No. 19455, as amended," of the Dallas City Code by amending Sections 51A-1.105, 51A-8.702, and 51A-10.127; (1) moving development services related fees to Section 303 of Chapter 52 of the Dallas City Code; amending Chapter 52, "Administrative Procedures for the Construction Codes," of the Dallas City Code by amending Sections 303.5, 303.7, and 303.11; (2) amending fees for plan reviews, excavation, signs, sidewalk waiver, certificates of occupancy, demolition, backflow prevention, appeal to the advisory, examining, and appeals board, consultation with staff, pre-development meeting, research, determination letters, table A-I new single-family construction, table A-II new multifamily construction, table A-III new commercial construction, and table B alternations or repairs; (3) adding new fees for miscellaneous plan reviews, plan revisions, post permit resubmittals, certificates of occupancy for dance halls and sexually oriented businesses, temporary residential certificate of occupancy, inspection fee for one -and-two family dwellings, and commercial certificate of occupancy move, phased residential approvals, permit extensions, inspection scheduling, technology permits, notaries, alternative materials, design and methods of construction, and special plan document handling, and special investigation equipment. fees for work without a permit; (4) adding a new Section 303.12, "Zoning Fees"; (5) adding a new Section 303.13, "Subdivision Fees"; (6) adding a new Section 303.14, "Engineering Fees"; (7) adding a new Section 303.15, "Arborist and Landscaping Fees"; (8) adding a new Section 303.16, "Geospatial Information Systems Fees"; (9) adding a new Section 303.17, "Water and Wastewater Fees"; (10) providing a penalty not to exceed \$2,000.00; (11) providing a saving clause; (12) providing a severability clause; and (13) providing an effective date Estimated -Revenue: Building Inspection Fund \$22,171,984.00 (This item was held under advisement on December 13, 2023 and January 24, 2024)

Mayor Pro Tem Atkins moved to adopt the item with the following changes:

- for residential and multi-family plan reviews, a nonrefundable plans check fee of \$0.046 for each square foot of building area or \$577.00, whichever is greater, shall be paid upon application for any permit for which the building official performs a plan check;
- The factor in Table A-III for the valuation of work between \$200,001 to \$900,000 is 0.006325;
- The fee is for an application for special or mechanized parking involving 50 special or mechanized parking spaces or fewer is \$375.00 and each additional space over 50 spaces is \$12.50;

## OFFICIAL ACTION OF THE DALLAS CITY COUNCIL 24-0456 Page 2

- The fee is an application for renewal of a special or mechanized parking license is \$375.00 and
- For each special parking agreement amendment or termination, a nonrefundable special parking agreement review fee of \$100 per hour with a one-hour minimum charge shall be assessed.

Motion seconded by Councilmember Blackmon.

During discussion, Councilmember Mendelsohn moved a subsidiary motion to:

• add a date certain for this to go into effect May 1, 2024.

Motion seconded by Councilmember Blackmon.

After discussion, Mayor Johnson called a vote on Councilmember Mendelsohn's subsidiary motion and declared the motion adopted. (Stewart absent when vote taken)

Mayor Johnson called a vote on Mayor Pro Tem Atkins' motion, as amended by Councilmember Mendelsohn, and declared the item unanimously amended.

# MARCH 27, 2024

24-0457

Item 45: Consideration of an appointment of a member to the Dallas Area Rapid Transit Board of Directors for Position 04 (Vacant position for unexpired 2023-2025 Board Term) (Closed Session, if necessary, Personnel, Sec. 551.074, T. O. M. A.) (Name of nominee in the City Secretary's Office) -Financing: No cost consideration to the City

Councilmember Narvaez moved to appoint:

• Randall Bryant to the Dallas Area Rapid Transit (DART) Board of Directors to fill vacant Position 04 with the term of the unexpired vacant position to begin immediately following the passage of this item (March 27, 2024) and expire June 30, 2025.

Motion seconded by Councilmember Schultz.

After discussion, Mayor Johnson called a vote and declared the item unanimously adopted. (Ridley absent when vote taken)

## MARCH 27, 2024

24-0458

Item 46: Authorize a twenty-two-month construction services contract for the 2024 Barrier Free Ramp Improvements along Dallas Area Rapid Transit (DART) Bus Routes that includes water and wastewater adjustments at various locations throughout the City - Estrada Concrete Company, LLC, lowest responsible bidder of two - Not to exceed \$33,848,975.00 -Financing: DART Transportation Projects Fund

Councilmember Mendelsohn moved to adopt the item.

Motion seconded by Councilmember West.

After discussion, Mayor Johnson called a vote and declared the item unanimously adopted. (Bazaldua absent when vote taken)

# MARCH 27, 2024

#### 24-0459

Item 47: Authorize a twenty-four-month construction services contract for the 2024 Sidewalk and Barrier Free Improvements at Various Locations that includes water and wastewater adjustments at various locations throughout the City - Vescorp Construction, LLC dba Chavez Concrete Cutting, lowest responsible bidder of five - Not to exceed \$4,319,525.00 - Financing: General Fund (\$2,000,000.00), 2024 Certificate of Obligation (\$999,000.00), Coronavirus State and Local Fiscal Recovery Funds (\$1,158,475.00), Water Construction Fund (\$147,050.00), and Wastewater Construction Fund (\$15,000.00)

Councilmember Ridley moved to adopt the item.

Motion seconded by Councilmember Blackmon and unanimously adopted.

#### MARCH 27, 2024

#### 24-0460

## CONSENT ZONING DOCKET

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Bazaldua moved to defer agenda item Z20 to the May 8, 2024 voting agenda meeting of the city council.

The consent zoning docket consisted of agenda items Z1 – Z23.

Agenda item Z1:	Zoning Case Z212-284(DM)
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Agenda item Z2:	Zoning Case Z223-212(MP)
Agenda item Z3:	Zoning Case Z223-215(CR)
Agenda item Z4:	Zoning Case Z223-246(LC)
Agenda item Z5:	Zoning Case Z223-248(LG)
Agenda item Z6:	Zoning Case Z223-256(LC)
Agenda item Z7:	Zoning Case Z223-259(LG)
Agenda item Z8:	Zoning Case Z223-275(CR)
Agenda item Z9:	Zoning Case Z223-276(GB)
Agenda item Z10:	Zoning Case Z223-284(MB)
Agenda item Z11:	Zoning Case Z223-310(WK)
Agenda item Z12:	Zoning Case Z223-311(MB)
Agenda item Z13:	Zoning Case Z223-316(LC)
Agenda item Z14:	Zoning Case Z223-322(WK)
Agenda item Z15:	Zoning Case Z223-333(LC)
Agenda item Z16:	Zoning Case Z223-335(GB)
Agenda item Z17:	Zoning Case Z223-341(WK)
Agenda item Z18:	Zoning Case Z234-102(LG)
Agenda item Z19:	Zoning Case Z234-103(LC)
Agenda item Z20:	Zoning Case Z234-105(MB)
Agenda item Z21:	Zoning Case Z234-109(MB)
Agenda item Z22:	Zoning Case Z234-112(MB)
Agenda item Z23:	Zoning Case Z234-113(MB)

Agenda items Z6 and Z13 were removed from the consent zoning docket, to be heard as individual hearings.

Therefore, the consent zoning docket, consisting of agenda items Z1-Z5, Z7-Z12, Z14-Z19 and Z21-Z23 was presented for consideration.

Agenda item Z1:	Zoning Case Z212-284(DM)
Agenda item Z2:	Zoning Case Z223-212(MP)
Agenda item Z3:	Zoning Case Z223-215(CR)
Agenda item Z4:	Zoning Case Z223-246(LC)

OFFICE OF THE CITY SECRETARY

#### OFFICIAL ACTION OF THE DALLAS CITY COUNCIL 24-0460 Page 2

Agenda item Z5:	Zoning Case Z223-248(LG)
Agenda item Z7:	Zoning Case Z223-259(LG)
Agenda item Z8:	Zoning Case Z223-275(CR)
Agenda item Z9:	Zoning Case Z223-276(GB)
Agenda item Z10:	Zoning Case Z223-284(MB)
Agenda item Z11:	Zoning Case Z223-310(WK)
Agenda item Z12:	Zoning Case Z223-311(MB)
Agenda item Z14:	Zoning Case Z223-322(WK)
	Zoning Case Z223-333(LC)
Agenda item Z16:	Zoning Case Z223-335(GB)
Agenda item Z17:	Zoning Case Z223-341(WK)
Agenda item Z18:	Zoning Case Z234-102(LG)
Agenda item Z19:	Zoning Case Z234-103(LC)
Agenda item Z21:	Zoning Case Z234-109(MB)
Agenda item Z22:	Zoning Case Z234-112(MB)
Agenda item Z23:	Zoning Case Z234-113(MB)

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

No one addressed the city council on the consent zoning docket.

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

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

# MARCH 27, 2024

## 24-0461

# Item Z1: Zoning Case Z212-284(DM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a renewal of Specific Use Permit No. 2393 for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned a CR Community Retail District with a D-1 Liquor Control Overlay, on the north corner of South Beltline Road and Seagoville Road

Recommendation of Staff: Approval for a three-year period

Recommendation of CPC: Approval for a three-year period

Adopted as part of the consent agenda.

# MARCH 27, 2024

## 24-0462

Item Z2: Zoning Case Z223-212(MP) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an MU-1-D Mixed Use District with a D Liquor Control Overlay on property zoned a CR-D Community Retail District with a D Liquor Control Overlay, on the southeast corner of Prichard Lane and Scyene Road

Recommendation of Staff: Approval

Recommendation of CPC: Approval

Adopted as part of the consent agenda.

## MARCH 27, 2024

#### 24-0463

# Item Z3: Zoning Case Z223-215(CR) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 2325 for an alcoholic beverage establishment limited to a microbrewery, microdistillery, or winery on property zoned Subarea A within Planned Development District No. 741, on the northeast corner of Olympus Boulevard and Wharf Road

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

<u>Recommendation of CPC</u>: <u>Approval</u> for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to an amended site plan and amended conditions

Adopted as part of the consent zoning docket.

# MARCH 27, 2024

## 24-0464

Item Z4: Zoning Case Z223-246(LC) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an R-16(A) Single Family District on property zoned an R-1ac(A) Single Family District, on the north line of Park Lane, between Preston Road and Douglas Avenue

Recommendation of Staff: Approval

Recommendation of CPC: Approval

Adopted as part of the consent agenda.

## MARCH 27, 2024

#### 24-0465

Item Z5: Zoning Case Z223-248(LG) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 1464 for a refuse transfer station on property zoned IM industrial Manufacturing District, on the south line California Crossing Road, east of Wildwood Drive

<u>Recommendation of Staff</u>: <u>Approval</u> for a ten-year period with eligibility for automatic renewals for additional ten-year periods subject to an amended site plan, amended landscaping plan, and amended conditions

<u>Recommendation of CPC</u>: <u>Approval</u> for a ten-year period with eligibility for automatic renewals for additional ten-year periods, subject o an amended site plan, amended landscaping plan, and amended conditions

Adopted as part of the consent agenda.

## MARCH 27, 2024

#### 24-0466

Item Z6: <u>Zoning Case Z223-256(LC)</u> [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 on property zoned Subarea 1 within Planned Development District No. 366, the Buckner Boulevard Special Purpose District, with a D-1 Liquor Control Overlay, on the west line of South Buckner Boulevard, between North Scyene Road and Blossom Lane

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

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

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

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

No one addressed the city council on the item.

Councilmember Resendez moved to close the public hearing and remand the item to the city plan and zoning commission with instruction to staff to renotice the item.

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

## MARCH 27, 2024

#### 24-0467

Item Z7: <u>Zoning Case Z223-259(LG)</u> [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and a resolution accepting an amendment to deed restrictions [Z856-134] volunteered by the applicant on property zoned an MF-2(A) Multifamily District, on the west line of Old Hickory Trail, south of West Wheatland Road

Recommendation of Staff: Approval

Recommendation of CPC: Approval

## MARCH 27, 2024

#### 24-0468

Item Z8: Zoning Case Z223-275(CR) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 2304 for a bar, lounge, or tavern on property zoned Subdistrict 2 within Planned Development District No. 317, the Cedars Area Special Purpose District, on the northeast line of Harwood Street, southeast of Hickory Street

<u>Recommendation of Staff: Approval</u> for a five-year period, subject to amended conditions

<u>Recommendation of CPC</u>: <u>Approval</u> for a five-year period, subject to amended conditions

Adopted as part of the consent agenda.

## MARCH 27, 2024

## 24-0469

Item Z9: Zoning Case Z223-276(GB) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an RR Regional Retail District on property zoned an MU-3 Mixed Use District, on the south line of West Mockingbird Lane, on the north line of Plantation Road, and east of Hawes Avenue

Recommendation of Staff: Approval

Recommendation of CPC: Approval

Adopted as part of the consent agenda.

## MARCH 27, 2024

#### 24-0470

# Item Z10: Zoning Case Z223-284(MB) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a convent or monastery on property zoned an R-7.5(A) Single Family District, on the northeast corner of Fairport Road and Longbranch Lane

<u>Recommendation of Staff</u>: <u>Approval</u> for a three-year period, subject to a site plan and conditions

<u>Recommendation of CPC</u>: <u>Approval</u> for a three-year period, subject to a site plan and conditions

Adopted as part of the consent agenda.

## MARCH 27, 2024

#### 24-0471

## Item Z11: Zoning Case Z223-310(WK) [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 general merchandise of food store greater than 3,500 square feet on property zoned Planned Development District No. 605 with a D-1 Liquor Control Overlay, on the southwest corner of South Buckner Boulevard and Samuell Boulevard

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

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

Adopted as part of the consent agenda.

# MARCH 27, 2024

## 24-0472

# Item Z12: Zoning Case Z223-311(MB) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 2408 for a manufacturing laboratory on property zoned Tract A within Planned Development District No. 269, the Deep Ellum/Near East Side Special Purpose District, on the east line of South Walton Street, between Virgil Street and Taylor Street

<u>Recommendation of Staff</u>: <u>Approval</u> for a three-year period, subject to amended conditions

<u>Recommendation of CPC</u>: <u>Approval</u> for a three-year period, subject to amended conditions

Adopted as part of the consent agenda.

# MARCH 27, 2024

# 24-0473

# Item Z13: Zoning Case Z223-316(LC) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and (1) an ordinance granting an R-5(A) Single Family District; and (2) an ordinance granting the termination of a D Liquor Control Overlay on property zoned an LO-1 Limited Office District with a D Liquor Control Overlay and an MF-2(A) Multifamily District, on the east side of Homer Street between North Garrett Avenue and North Henderson Avenue

<u>RecommendationofStaff</u>: <u>Approval</u> of (1) an R-5(A) Single Family District; and (2) <u>approval</u> of the termination of a D Liquor Control Overlay

<u>Recommendation of CPC: Approval</u> of (1) an R-5(A) Single Family District; and (2) <u>approval</u> of the termination of a D Liquor Control Overlay

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

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

No one addressed the city council on the item.

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

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

## MARCH 27, 2024

#### 24-0474

## Item Z14: Zoning Case Z223-322(WK) [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 general merchandise or food store 3,500 square feet or less on property zoned Subarea 2 within Planned Development District No. 366, the Buckner Boulevard Special Purpose District, with a D-1 Liquor Control Overlay, on the northeast corner of South Buckner Boulevard and Lake June Road

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

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

Adopted as part of the consent agenda.

## MARCH 27, 2024

## 24-0475

# Item Z15: <u>Zoning Case Z223-333(LC)</u> [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for commercial motor vehicle parking on property zoned an IM Industrial Manufacturing District, on the north line of West Kiest Boulevard, between Duncanville Road and South Walton Walker Boulevard

<u>Recommendation of Staff</u>: <u>Approval</u> for a three-year period, subject to a site plan and conditions

<u>Recommendation of CPC</u>: <u>Approval</u> for a three-year period, subject to a site plan and conditions with changes

Adopted as part of the consent agenda.

## MARCH 27, 2024

## 24-0476

Item Z16: <u>Zoning Case Z223-335(GB)</u> [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an MU-3-D Mixed Use District with a D Liquor Control Overlay on property zoned an LO-1-D Limited Office District with a D Liquor Control Overlay, on the southeast line of Abrams Road, between Fisher Road and East Lovers Lane

Recommendation of Staff: Approval

Recommendation of CPC: Approval

Adopted as part of the consent agenda.

# MARCH 27, 2024

#### 24-0477

# Item Z17: <u>Zoning Case Z223-341(WK)</u> [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 2066 for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay, on the northwest corner of West Jefferson Boulevard and North Brighton Avenue

<u>Recommendation of Staff</u>: <u>Approval</u> for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to amended conditions

<u>Recommendation of CPC</u>: <u>Approval</u> for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to amended conditions

Adopted as part of the consent agenda.

### MARCH 27, 2024

#### 24-0478

## Item Z18: <u>Zoning Case Z334-102(LG)</u> [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment for Specific Use Permit No. 2068 for a bar, lounge, or tavern on property zoned Tract A within Planned Development District No. 269, the Deep Ellum/Near East Side District, on the east corner of Main Street and Exposition Avenue

<u>Recommendation of Staff: Approval</u> for a five-year period, subject to amended conditions

<u>Recommendation of CPC</u>: <u>Approval</u> for a five-year period, subject to amended conditions

Adopted as part of the consent agenda.

### MARCH 27, 2024

#### 24-0479

## Item Z19: <u>Zoning Case Z334-103(LC)</u> [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 2367 for an alcoholic beverage establishment limited to a microbrewery, microdistillery, or winery on property zoned Subarea 4 within Planned Development District No. 316, the Jefferson Area Special Purpose District, on the south side of Sunset Avenue, between South Bishop Avenue and South Madison Avenue

<u>Recommendation of Staff</u>: <u>Approval</u> for a two-year period, subject to an amended site plan and amended conditions

<u>Recommendation of CPC</u>: <u>Approval</u> for a five-year period, subject to an amended site plan and amended conditions

Adopted as part of the consent agenda.

### MARCH 27, 2024

### 24-0480

Item Z20: Zoning Case Z334-105(MB) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on property zoned an LI-D-1 Light Industrial District with a D-1 Liquor Control Overlay, on the northeast corner of South Buckner Boulevard and Moberly Lane

Recommendation of Staff: Approval

Recommendation of CPC: Approval

Prior to consideration of the consent zoning docket and the item being read into the record, Councilmember Bazaldua moved to defer the item to the May 8, 2024 voting agenda meeting of the city council.

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

## MARCH 27, 2024

### 24-0481

### Item Z21: Zoning Case Z234-109(MB) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 2181 for a tattoo studio on property zoned Tract A within Planned Development District No. 269, the Deep Ellum/Near East Side District, on the south line of Elm Street, east of North Good Latimer Expressway

<u>Recommendation of Staff: Approval</u> for a five-year period, subject to amended conditions

<u>Recommendation of CPC</u>: <u>Approval</u> for a five-year period, subject to amended conditions

Adopted as part of the consent agenda.

### MARCH 27, 2024

#### 24-0482

## Item Z22: Zoning Case Z234-112(MB) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 2220 for the sale of alcoholic beverages in conjunction with a restaurant without drive-in or drive-through service on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay, on the southwest line of Peavy Road, northwest of Garland Road

<u>Recommendation of Staff</u>: <u>Approval</u> for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to amended conditions

<u>Recommendation of CPC</u>: <u>Approval</u> for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to amended conditions

Adopted as part of the consent agenda.

### MARCH 27, 2024

#### 24-0483

## Item Z23: Zoning Case Z234-113(MB) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 1933 for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned an MU-1-D-1 Mixed Use District with a D-1 Liquor Control Overlay, on the southwest corner of South Zang Boulevard and West Suffolk Avenue

<u>Recommendation of Staff</u>: <u>Approval</u> for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to amended conditions

<u>Recommendation of CPC</u>: <u>Approval</u> for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to amended conditions

Adopted as part of the consent agenda.

MARCH 27, 2024

24-0484

# ZONING CASES- INDIVIDUAL

## Item Z24: Zoning Case Z212-281(MP)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an auto service center on property zoned a CC Community Commercial Subdistrict within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District, on the west corner of Scyene Road and Lagow Street

Recommendation of Staff: Denial

<u>Recommendation of CPC</u>: <u>Approval</u> for a two-year period, subject to a site plan and revised conditions

The following individual addressed the city council on the item:

Willie Mae Coleman, 3802 York St.

Councilmember Bazaldua moved to close the public hearing and deny the item without prejudice.

Motion seconded by Councilmember Ridley and unanimously denied without prejudice. (Johnson, Narvaez absent when vote taken)

MARCH 27, 2024

24-0485

# ZONING CASES- INDIVIDUAL

## Item Z25: Zoning Case Z212-298(JM)

A public hearing to receive comments regarding an application for a CS Commercial Service District with deed restrictions volunteered by the applicant and with consideration of an MU-1 Mixed Use District on property zoned an A(A) Agricultural District, on the north line of Dowdy Ferry Road, northeast of the Lyndon B. Johnson Freeway [I-20]

<u>Recommendation of Staff</u>: <u>Approval</u> of an MU-1 District <u>in lieu</u> of a CS District

Recommendation of CPC: Denial without prejudice

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

The following individual addressed the city council on the item:

Michael Coker, 551 E. Highland Rd., Red Oak, TX

Councilmember Narvaez moved to close the public hearing, accept the recommendation of staff and pass the ordinance.

Motion seconded by Councilmember Blackmon.

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

MARCH 27, 2024

24-0486

# ZONING CASES- INDIVIDUAL

## Item Z26: Zoning Case Z223-112(MP)

A public hearing to receive comments regarding an application for and (1) an ordinance granting a Specific Use Permit for a motor vehicle fueling station; and (2) an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned Subdistrict 5 within Planned Development District No. 533, the C. F. Hawn Special Purpose District No. 1, with a D-1 Liquor Control Overlay, on the southwest corner of Elam Road and C. F. Hawn Freeway

Recommendation of Staff: Denial

<u>Recommendation of CPC</u>: <u>Approval</u> for a three-year period, subject to a site plan, landscape plan and conditions

Prior the item being read into the record, Councilmember Narvaez moved to defer the item to the April 24, 2024 voting agenda meeting of the city council.

Motion seconded by Councilmember Ridley and unanimously deferred. (Johnson, Arnold, West, Moreno absent when vote taken)

MARCH 27, 2024

24-0487

## ZONING CASES- INDIVIDUAL

#### Item Z27: Zoning Case Z223-234(MP)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a late-hours establishment limited to a restaurant without drive-in or drive-through service on property zoned Planned Development District No. 842 with an MD-1 Modified Delta Overlay, in an area bounded by Greenville Avenue, La Vista Drive, Hope Street, and Lewis Street

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

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

The following individuals addressed the city council on the item:

Julius White, 5711 La Vista Dr. Rob Baldwin, 3904 Elm St., representing VooDoo Donuts

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

Motion seconded by Councilmember Blackmon.

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

MARCH 27, 2024

24-0488

## ZONING CASES- INDIVIDUAL

#### Item Z28: Zoning Case Z223-237(MP)

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for MF-3 Multiple Family Subdistrict uses on property zoned an MF-3 Multiple Family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, with a D Liquor Control Overlay, on the north corner of Hood Street and Brown Street

<u>Recommendation of Staff</u>: <u>Approval</u>, subject to a development plan, a landscape plan, and staff's recommended conditions

<u>Recommendation of CPC</u>: <u>Approval</u>, subject to a development plan, a landscape plan, and conditions

The following individuals addressed the city council on the item:

Terri Chrisman, 3625 Brown St. Anthony Page, 3210 Carlisle St., representing The Uptown Neighborhood Association Suzan Kedron, 2323 Ross Ave. Evan Beattie, 4442 S. Crest Rd., representing Validus/GDD Architects

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

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

MARCH 27, 2024

24-0489

## ZONING CASES- INDIVIDUAL

#### Item Z29: Zoning Case Z223-297(GB)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a bank or savings and loan office with a drive-through on property zoned a GR General Retail Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the southwest corner of Oak Lawn Avenue and Avondale Avenue

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

<u>Recommendation of CPC</u>: <u>Approval</u> for a seven-year period, subject to a site plan and conditions

The following individuals addressed the city council on the item:

Jim Gahl, 3875 Regent Dr., representing Advancial Federal Credit Union Jack Lee, 8705 Holland Ave., Rowlett, TX, representing Advancial Federal Credit Union

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

Motion seconded by Councilmember Bazaldua.

After discussion, Presiding Officer Atkins called a vote and declared the item adopted on a divided with Councilmember Blackmon voting "No." (Johnson, Narvaez, Schultz absent when vote taken)

MARCH 27, 2024

24-0490

## ZONING CASES- INDIVIDUAL

#### Item Z30: Zoning Case Z223-298(LG)

A public hearing to receive comments regarding an application for and an ordinance granting an O-1 Office Subdistrict and a resolution accepting deed restrictions volunteered by the applicant on property zoned an MF -2 Multiple-Family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, with H/115 Talley/Polk House Historic District Overlay, on the west corner of Reagan Street and Dickason Avenue

Recommendation of Staff: Approval

<u>Recommendation of CPC</u>: <u>Approval</u>, subject to deed restrictions volunteered by the applicant

No one addressed the city council on the item.

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

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

MARCH 27, 2024

24-0491

# ZONING CASES- INDIVIDUAL

# Item Z31: Zoning Case Z223-321(LC)

A public hearing to receive comments regarding an application for and an ordinance granting a TH-3(A) Townhouse District on property zoned a CR Community Retail District, on the southwest corner of Genstar Lane and Davenport Road

Recommendation of Staff: Approval

Recommendation of CPC: Approval

No one addressed the city council on the item.

Councilmember Mendelsohn 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, Arnold, West, Moreno absent when vote taken)

MARCH 27, 2024

24-0492

ZONING CASES - UNDER ADVISEMENT – INDIVIDUAL

## Item Z32: Zoning Case Z223-195(AU)

A public hearing to receive comments regarding an application for an MU-1 Mixed Use District on property zoned an R-10(A) Single Family District, on the northeast line of Seagoville Road, southeast of Ravenview Road

Recommendation of Staff: Approval

Recommendation of CPC: Denial without prejudice

<u>Note</u>: This item was deferred by the City Council before opening public hearings on December 13, 2023 and February 14, 2024 and is scheduled for consideration on March 27, 2024.

Prior to the item being read into the record, Councilmember Narvaez moved to defer the item to the May 22, 2024 voting agenda meeting of the city council.

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

## MARCH 27, 2024

24-0493

## MISCELLANEOUS HEARINGS

Item PH1: A public hearing to receive comments on the FY 2024-25 Operating, Capital, and Grant & Trust Budgets - Financing: No cost consideration to the City

No one addressed the city council on the item.

Councilmember West moved to close the public hearing.

Motion seconded by Councilmember Blackmon and unanimously closed. (Johnson, Narvaez, Schultz absent when vote taken)

## MARCH 27, 2024

### 24-0494

## MISCELLANEOUS HEARINGS

Item PH2: A public hearing to receive comments on Substantial Amendment No. 3 to the FY 2023-24 Action Plan for the Community Development Block Grant (CDBG) Funds from the U.S. Department of Housing and Urban Development to reprogram unspent prior year CDBG funds in the total amount of \$4,500,000.00 from the Home Improvement & Preservation Program to the Residential Development Acquisition Loan Program; and, at close of the public hearing, authorize final adoption of Substantial Amendment No. 3 to the FY 2023-24 Action Plan - Financing: No cost consideration to the City

No one addressed the city council on the item.

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

Motion seconded by Deputy Mayor Pro Tem Arnold and unanimously adopted. (Johnson, Narvaez, Schultz absent when vote taken)

## MARCH 27, 2024

24-0495

## MISCELLANEOUS HEARINGS

Item PH3: A public hearing, pursuant to Chapter 26 of the Texas Parks and Wildlife Code, to receive comments on the proposed use of a portion of Bachman Creek Greenbelt located at 3900 Shorecrest Drive, by Dallas Water Utilities for the construction of an 8-inch wastewater line totaling approximately 1,682 square feet of land, and a 30-inch stormwater line totaling approximately 1,580 square feet of land, for the public benefit and execution of a development agreement with UG Bluffview LP for the reconstruction of trail affected by the easement - Revenue: Capital Gifts, Donation and Development Fund \$39,147.00

No one addressed the city council on the item.

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

Motion seconded by Councilmember Gracey and unanimously adopted. (Johnson, Moreno, Narvaez, Schultz absent when vote taken)

MARCH 27, 2024

24-0496

## MISCELLANEOUS HEARINGS

Item PH4: A public hearing, pursuant to Chapter 26 of the Texas Parks and Wildlife Code, to receive comments on the proposed use of a portion of Lawnview Park located at 5500 Scyene Road, by Dallas Water Utilities for the construction of a 16-inch water line totaling approximately 40,846 square feet (0.94 acres) of land and a 30-inch wastewater line totaling approximately 81,664 square feet (1.88 acers) of land, for the public benefit; and, at the close of the public hearing consideration of a resolution authorizing the proposed use of parkland pursuant to Chapter 26 of the Texas Parks and Wildlife Code -Estimated Revenue: Capital Gifts, Donation and Development Fund \$724.30

#### Corrected

No one addressed the city council on the item.

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

Motion seconded by Deputy Mayor Pro Tem Arnold and unanimously adopted. (Johnson, Moreno, Narvaez, Schultz, Willis absent when vote taken)

MARCH 27, 2024

24-0497

## MISCELLANEOUS HEARINGS

Item PH5: A public hearing, pursuant to Chapter 26 of the Texas Parks and Wildlife Code, to receive comments on the proposed use of a portion of Orbiter Park located at 9100 Orbiter Drive, by Dallas Water Utilities for the construction of a 16-inch water line totaling approximately 10,071 square feet (0.23 acres) of land, for the public benefit; and, at the close of the public hearing consideration of a resolution authorizing the proposed use of parkland pursuant to Chapter 26 of the Texas Parks and Wildlife Code – Estimated Revenue: Capital Gifts, Donation and Development Fund \$700.00

Corrected

No one addressed the city council on the item.

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

Motion seconded by Councilmember Ridley and unanimously adopted. (Johnson, Narvaez, Schultz, Willis absent when vote taken)

# MINUTES OF THE DALLAS CITY COUNCIL WEDNESDAY, MARCH 27, 2024

EXHIBIT C

OFFICE OF THE CITY SECRETARY