

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 10, 2024

24-0510

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

PRESENT: [15] Johnson, Atkins, Arnold, West, Moreno, Gracey, Resendez (**9:44 a.m.),
Narvaez (**10:23 a.m.), Bazaldua, Blackmon, Stewart, Schultz, Mendelsohn,
Willis, Ridley

ABSENT: [0]

The meeting was called to order at 9:35 a.m. with a quorum of the city council present.

The invocation was given by Rabbi Andrew Paley, Chaplin, with the Dallas Police Department.

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

The meeting agenda, posted in accordance with Chapter 551, "OPEN MEETINGS," of the Texas Government Code, was presented.

The meeting recessed at 10:42 a.m. and reconvened to open session at 1:14 p.m.

After all business properly brought before the city council had been considered, the city council adjourned at 3:51 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, APRIL 10, 2024

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 10, 2024

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0511

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: William Hopkins, 1207 Hendricks Ave. (handout provided)
SUBJECT: President campaign fundraising

SPEAKER: Joe Stokes, 8930 San Benito Way
SUBJECT: Fluoridation resolution

SPEAKER: Michael Simmons, 2515 Lawrence St.
SUBJECT: Conspiracy to confiscate property in District 7

SPEAKER: Regina Imburgia, 5432 Goodwin Ave.
SUBJECT: Fluoride

SPEAKER: Moresia Brown Hamilton, 1818 Corsicana St.
SUBJECT: Wrongful termination

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

Motion seconded by Councilmember Bazaldua and unanimously adopted.

OPEN MICROPHONE – BEGINNING OF MEETING:

SPEAKER: G. Jackson, 9877 Brockbank Dr.
SUBJECT: Air/public safety crisis

SPEAKER: Shirley Langley, 2936 50th St.
SUBJECT: Animal noise nuisance

SPEAKER: Jorge Ortega, 2621 Catherine St.
SUBJECT: Denied use of Martin Weiss Park facilities

SPEAKER: Edward A. Gardella, 4606 Amesbury Dr.
SUBJECT: City Manager

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

24-0511

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OPEN MICROPHONE – BEGINNING OF MEETING:

(continued)

SPEAKER: David Hill, 8315 Moorcroft Dr.
SUBJECT: DPD

SPEAKER: Anthony Lazon-Conde, 104 Sunset Ave.
SUBJECT: No to Proposition F
REPRESENTING: Dallas for Change

SPEAKER: Tamara Faye Neal, 2618 Sharpview Ln. (handout provided)
SUBJECT: No to Proposition F
REPRESENTING: Community Movement Builders

SPEAKER: Deloris Phillips, 620 W. Westchester Pkwy., Grand Prairie, TX
(handout provided)
SUBJECT: Open relentless retaliatory racism/RICO

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0512

Item 1: Approval of Minutes of the March 27, 2024 City Council Meeting

Councilmember West moved to adopt the minutes as presented.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0513

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-35. Consent agenda item 12 was corrected.

No items were removed from the consent agenda.

Therefore, the consent agenda, consisting of consent agenda items 2-35 was presented for consideration.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0514

Item 2: Authorize **(1)** settlement of the claim asserted by the City of Dallas against surety Atlantic Specialty Insurance Company, a wholly owned subsidiary of Intact Insurance Group USA Holdings, Inc., a wholly owned subsidiary of Intact Financial Corporation, for Sisters Asphalt, Inc. d/b/a SAI Construction's failure to complete construction under Dallas Water Utilities Contract No. 20-473/474 (DWU-2021-00016990) in an amount not to exceed \$4,333,680.00; **(2)** cancellation of Dallas Water Utilities Contract No. 20-473/474 (DWU-2021-00016990) with Sisters Asphalt, Inc. d/b/a SAI Construction; and **(3)** the receipt and deposit of funds in an amount not to exceed \$2,221,321.60 in Water Construction Fund and \$2,112,358.40 in Wastewater Construction Fund - Estimated Revenue: Water Construction Fund (\$2,221,321.60) and Wastewater Construction Fund (\$2,112,358.40)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0515

Item 3: An ordinance amending Chapter 15D, “Emergency Vehicles”, of the Dallas City Code, by amending Section 15D-9.30; **(1)** providing that is an offense to follow an emergency vehicle traveling in response to an emergency call with white lights and a siren; **(2)** providing that it is an offense to operate a private ambulance on an emergency run or in response to an emergency call with the use of white lights and sirens without obtaining permission from the fire alarm dispatcher; **(3)** providing a penalty not to exceed \$500.00; **(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. 32703

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0516

Item 4: An ordinance amending Chapter 47A, "Transportation for Hire," of the Dallas City Code by amending Section 47A-2.4.8; **(1)** amending certain transportation-for-hire rates and fares; **(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 action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 32704

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0517

Item 5: Authorize a two-year contract with three one-year renewal option service contract, for professional consulting services with Freese and Nichols, Inc., as a Special Needs request to continue assisting with zoning and planning applications and other planning review projects - Not to exceed \$722,255.00 - Financing: General Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0518

Item 6: Authorize **(1)** deposit of the amount awarded by the Special Commissioners in the condemnation proceedings styled City of Dallas v. Nancy Ruth Lander as Trustee of the Nancy Ruth Lander Marital Trust and John B. Reece, et al., Cause No. CC-23-00513-C, pending in Dallas County Court at Law No. 3, to acquire fee simple title of approximately 15,065 square feet of land located near the intersection of Military Parkway and Scottsdale Drive for the Dallas Water Distribution Division Scottsdale Drive Project; and **(2)** settlement of the condemnation proceeding for an amount not to exceed the awarded amount - Not to exceed \$5,599.70, increased from \$78,500.00 (\$75,000.00, plus closing costs and title expenses not to exceed \$3,500.00) to \$84,099.70 (\$81,049.70 being the award, plus closing costs and title expenses not to exceed \$3,050.00) - Financing: Water Construction Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0519

Item 7: Authorize acquisition from TB West Commerce LLC, of approximately 27,623 square feet of land located near the intersection of West Commerce and Herbert Streets for the West Dallas Gateway Project - Not to exceed \$1,220,000.00 (\$1,200,000.00, plus closing costs and title expenses not to exceed \$20,000.00) - Financing: Street and Transportation (A) Fund (2017 General Obligation Bond Fund)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0520

Item 8: Authorize the **(1)** acceptance of a grant from the North Central Texas Council of Governments (NCTCOG) for Feasibility Study for Composting Facility in the amount of \$163,200.00 for a composting facility technical study for the period April 22, 2024 through August 31, 2025; **(2)** establishment of appropriations in an amount not to exceed \$163,200.00 in FY24 – North Central Texas Council of Governments Composting Study Grant Fund; **(3)** receipt and deposit of funds in an amount not to exceed \$163,200.00 in the FY24 - North Central Texas Council of Governments Composting Study Grant Fund; and **(4)** execution of the grant agreement with NCTCOG and all terms, conditions and documents required by the agreement - Not to exceed \$163,200.00 - Financing: FY24 - NCTCOG Composting Study Grant Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0521

Item 9: Authorize Amendment No. 1 to the Advance Funding Agreement (Agreement No. CSJ 0918-47-374, Assistance Listing No. 20.205) between the City of Dallas and the Texas Department of Transportation for the reconstruction and upgrade of signals/equipment and construction of pedestrian improvements at seven intersections along Lemmon Avenue to **(1)** add the location of Lemmon Avenue at Wycliff Avenue; **(2)** remove the location of Lemmon Avenue at North Central Expressway (US 75); and **(3)** revise the location map - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0522

Item 10: A resolution **(1)** authorizing the ArtsActivate 2025 Program, a project-based cultural support program within the Office of Arts and Culture to support art and cultural services in the City of Dallas for FY 2024-25; and **(2)** approving the program guidelines - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0523

Item 11: Authorize and establish the FY 2024-25 Community Artists Program (CAP) and CAP Guidelines to provide artist services upon request by artists and non-profit organizations to teach, perform, and exhibit at host facilities in Dallas, to further the goals of the *Dallas Cultural Plan 2018* and support cultural services in the City of Dallas - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0524

Item 12: Authorize a ~~service contract~~ Cooperative Purchasing Agreement with IEM International, Inc. (a corporation f/k/a Innovative Emergency Management, Inc., whose amended name was executed by the Texas Secretary of State on February 12, 2024), through the Houston-Galveston Area Council Cooperative Agreement Contract No. 7264, which was executed between Innovative Emergency Management, Inc., and the Houston-Galveston Area Council, and which Cooperative Purchasing Agreement contract has been approved as to form by the City Attorney, for the purpose of evaluating ~~to evaluate~~ the City's Continuity of Operations Program's current capabilities, conducting a ~~and~~ gap analysis within the Continuity of Operations Program's current processes, presenting solutions for any such identified gaps, presenting recommendations for ~~identification,~~ enhancements to the City's Continuity of Operations Program, ~~identification,~~ and developing an exhaustive training ~~development~~ project for the City to utilize when training City departments and employees ~~with IEM International, Inc. f/k/a Innovative Emergency Management, Inc. through the Houston -Galveston Area Council Governments cooperative agreement~~ - Not to exceed \$109,916.00 - Financing: 2022 Homeland Security - Urban Area Security Initiative 23-25 Fund

Corrected

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0525

Item 13: Authorize a Memorandum of Understanding for the Water Conservation Public Awareness Campaign with the Tarrant Regional Water District to fund a cooperative agreement to continue a successful regional public awareness campaign that encourages efficient water use, reduces water waste, and reduces water demand in the Dallas-Fort Worth region for the next five years - Not to exceed \$3,350,000.00 - Financing: General Fund (subject to annual appropriations) (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0526

Item 14: Authorize adoption of the 2024 Water Conservation Five-Year Work Plan for the City of Dallas - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0527

Item 15: Authorize the adoption of the 2024 Water Conservation Plan for the City of Dallas - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0528

Item 16: Authorize the **(1)** acceptance of a grant from the U.S. Department of Justice, FY 2023 Bureau of Justice Assistance Grant (Grant No. 15PBJA-23-GG-03846-JAGX, Assistance Listing No. 16.738) in the amount of \$1,267,929.00 to support a broad range of activities to prevent and control crime and to improve the criminal justice system for the period October 1, 2022 through September 30, 2026; **(2)** receipt and deposit of funds in an amount not to exceed \$1,267,929.00 in the FY 2023 Bureau of Justice Assistance Grant Fund; **(3)** establishment of appropriations in an amount not to exceed \$1,267,929.00 in the FY 2023 Bureau of Justice Assistance Grant Fund; **(4)** execution of the grant agreement with the U.S. Department of Justice and all terms, conditions, and documents required by the agreement; and **(5)** execution of a Funds Sharing and Fiscal Agency Agreement between the City of Dallas, Dallas County, and designated units of local governments - Not to exceed \$1,267,929.00 - Financing: FY 2023 Bureau of Justice Assistance Grant Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0529

Item 17: Authorize a three-year cooperative purchasing agreement for the purchase of a network visibility and threat management solution for the Department of Information and Technology Services with ePlus Technology, Inc. through The Interlocal Purchasing System cooperative agreement - Not to exceed \$405,828.06 - Financing: Data Services Fund (\$270,552.04) and Coronavirus State and Local Fiscal Recovery Funds (\$135,276.02) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0530

Item 18: Authorize a four-year cooperative purchasing agreement for the continuous use of enterprise software licenses, maintenance and support of the core network and security infrastructure for the Department of Information and Technology Services with Carahsoft Technology Corporation through the Texas Department of Information Resources cooperative agreement - Not to exceed \$9,888,100.27 - Financing: Data Services Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0531

Item 19: Authorize a three-year master agreement for the purchase of fire hydrants, parts, and accessories for the Water Utilities Department - Mueller Co. LLC in an estimated amount of \$1,517,300, North Texas Winwater Co. in an estimated amount of \$282,000, Core & Main LP in an estimated amount of \$94,000, and U.S. Pipe Valve & Hydrant, LLC in an estimated amount of \$47,000, lowest responsible bidders of seven - Total estimated amount of \$1,940,300 - Financing: Dallas Water Utilities Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0532

Item 20: Authorize a three-year master agreement for the purchase of pavement marking materials for the Department of Transportation - Ennis-Flint, Inc. in the estimated amount of \$2,671,483.65, Centerline Supply, Inc. in the estimated amount of \$1,750,054.02, Kinetic Motorwerks, LLC in the estimated amount of \$187,666.80, and Preform, LLC in the estimated amount of \$126,070.00, lowest responsible bidders of seven - Total estimated amount of \$4,735,274.47 - Financing: General Fund (\$3,348,123.55) and Bike Lane Fund (\$1,387,150.92)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0533

Item 21: Authorize a five-year Public Property Finance Contract (“Finance Contract”), with two one-year renewal options, for the financing of personal property purchases – JPMorgan Chase Bank, N.A., most advantageous qualifying proposer of three – Not to exceed \$200,000 (\$60,000 upfront legal costs, plus annual legal fees of \$20,000) - Financing: General Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0534

Item 22: Authorize a three-year service contract for the purchase of enterprise software licenses and maintenance for a geographic information system for the Department of Information and Technology Services - ESRI, Inc. dba Esri, sole source - Not to exceed \$3,498,000 - Financing: Data Services Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0535

Item 23: Authorize a three-year service contract, with one three-year renewal option, for a secondary job management system for the Police Department - RollKall Technologies, LLC, most advantageous proposer of three - Estimated Annual Net Revenue: General Fund \$815,181

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0536

Item 24: Authorize a five-year service price agreement for ground maintenance services of Texas Department of Transportation properties within the corporate boundaries of Dallas for the Department of Public Works - Good Earth Corporation, most advantageous proposer of two - Estimated amount of \$16,186,350 - Financing: General Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0537

Item 25: Authorize a three-year service price agreement for street sweeping services for the Department of Public Works and the Water Utilities Department - Pannell Industries, Inc., most advantageous proposer of three - Estimated amount of \$6,082,420 - Financing: General Fund (\$5,934,000) and Dallas Water Utilities Fund (\$148,420) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0538

Item 26: Authorize the City's contracted broker of record, McGriff Insurance Services, Inc., to purchase an auto property damage/catastrophic fleet damage insurance policy with as-needed coverage for the period of April 15, 2024, to April 14, 2025 - Not to exceed \$1,548,935 - Financing: Risk Management Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0539

Item 27: Authorize a professional services contract with HVJ North Texas -Chelliah Consultants, Inc. dba HVJ Associates for construction materials testing and inspection services at the Dallas Zoo South Garage located at 725 South Ewing Avenue - Not to exceed \$139,195.00 - Financing: Park and Recreation Facilities (B) Fund (2017 General Obligation Bond Fund)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0540

Item 28: Authorize an application for the Texas Parks and Wildlife Department Outdoor Recreation Legacy Partnership Grant Program in the amount of \$10,000,000.00 for the Community Park at Fair Park Phase Two Development located within Fair Park - Financing: This item has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0541

Item 29: Authorize a construction services contract for the construction of the Coombs Creek Extension Trail Improvements from Davis Street to Moss Park Project located at the 500 Block of North Plymouth Road - Northstar Construction, LLC, lowest responsible bidder of four - Not to exceed \$567,750.00 - Financing: Park and Recreation Facilities (B) Fund (2017 General Obligation Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0542

Item 30: Authorize **(1)** a professional services contract with Gresham Smith to provide engineering services for storm drainage system and erosion control improvements at three locations (list attached to the Agenda Information Sheet); and **(2)** an increase in appropriations in an amount not to exceed \$818,949.25 in 2024 Certificate of Obligation Fund - Not to exceed \$818,949.25 - Financing: 2024 Certificate of Obligation Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0543

Item 31: Authorize adoption of the 2024 Drought Contingency Plan for the City of Dallas - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0544

Item 32: Authorize **(1)** an increase in the construction services contract with Austin Filter Systems, Inc. for erosion control improvements at seven locations (list attached to Agenda Information Sheet); and **(2)** an increase in appropriations in an amount not to exceed \$422,996.00 in 2024 Certificate of Obligation Fund - Not to exceed \$587,723.32, from \$5,886,800.00 to \$6,474,523.32 - Financing: Street and Alley Improvement Fund (\$75,420.00), Flood Control (D) Fund (2017 General Obligation Bond Funds) (\$89,307.32), and 2024 Certificate of Obligation Fund (\$422,996.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0545

Item 33: Authorize an increase in the construction services contract with Douglas Dailey Construction, LLC for additional work associated with the installation of water services, large valve manholes, dewatering efforts for construction, and additional paving and surface restoration work - Not to exceed \$750,410.00, from \$13,921,735.00 to \$14,672,145.00 - Financing: Water Capital Improvement F Funds (\$558,035.00) and Wastewater Capital Improvement F Funds (\$192,375.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0546

Item 34: Authorize an increase in the construction services contract with Omega Contracting, LLC for additional work associated with the installation of permitted wastewater services - Not to exceed \$2,738,807.25, from \$13,694,429.80 to \$16,433,237.05 - Financing: Wastewater Construction Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0547

Item 35: Authorize an increase in the construction services contract with Tegrity Contractors, Inc. for additional work associated with the installation of water and wastewater mains in Scottsdale Drive - Not to exceed \$981,812.00, from \$16,101,108.00 to \$17,082,920.00 - Financing: Water Construction Fund (\$587,034.36) and Wastewater Construction Fund (\$394,777.64)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0548

Item 36: 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 Schultz moved to appoint the following:

- Matthew Eppler to the City Plan and Zoning Commission.

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

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

24-5610 CPC CITY PLAN AND ZONING COMMISSION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0549

Item 37: Authorize the annual adoption of the City's Investment Policy and investment strategies regarding funds under the City's control and management - Financing: No cost consideration to the City (This item was deferred on February 28, 2024)

Councilmember West moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0550

Item 38: Authorize **(1)** the partial rescission of Section 1 of Resolution No. 20-0811, to withdraw **(a)** authorization of the sale of up to 17 Land Transfer lots, for up to 35 rental units, identified as Bonton Land Transfer Cluster #2 (Project), to Notre Dame Place, Inc., (VS0000068164) and/or its affiliates; and rescind **(b)** a conditional grant agreement with Notre Dame Place, Inc in an amount not to exceed \$730,072.00 in 2017 General Obligation Bond Funds for public infrastructure and construction cost for up to 35 rental units; **(2)** the sale of two Land Transfer Program lots, for up to 36 rental units for the Project to CityBuild Community Development Corporation (Developer) and/or its affiliates subject to restrictive covenants, a right of reverter with a right of reentry, and recording of all necessary documents pursuant to the City's Land Transfer Program; **(3)** the release of all non-tax City liens, notices or orders that were filed on the two Land Transfer lots prior or subsequent to the deeds transferring the lots to the City of Dallas; and **(4)** execution of a development agreement with Developer for the construction of up to 36 rental units on the Land Transfer lots - Estimated Revenue: General Fund \$2,904.68 (see Fiscal Information)

Councilmember Bazaldua moved to adopt the item.

Motion seconded by Councilmember Schultz.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0551

Item 39: Authorize a decrease in the construction services contract with Vescorp Construction, LLC dba Chavez Concrete Cutting by reducing the Coronavirus State and Local Fiscal Recovery and Community Development Block Grant capacity - Not to exceed \$3,031,696.07, from \$13,887,150.00 to \$10,855,453.93 - Financing: Coronavirus State and Local Fiscal Recovery Funds (\$2,031,696.07) and Community Development Block Grant Fund (\$1,000,000.00)

The city secretary stated agenda items 39 and 40 must be considered collectively; there was no objection voiced by the city council.

Councilmember West moved to adopt agenda items 39 and 40.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0552

Item 40: Authorize a twenty-four-month construction services contract for the 2024 Dallas Sidewalk Master Plan Improvements that includes water and wastewater adjustments at various locations throughout the City - Vescorp Construction, LLC dba Chavez Concrete Cutting, lowest responsible bidder of six – Not to exceed \$3,932,862.50 - Financing: ARPA Redevelopment Fund (\$2,780,812.50), FY 2022-2023 Community Development Block Grant (\$1,000,000.00), Water Construction Fund (\$134,550.00), and Wastewater Construction Fund (\$17,500.00) (subject to annual appropriations)

The city secretary stated agenda items 39 and 40 must be considered collectively; there was no objection voiced by the city council.

Councilmember West moved to adopt agenda items 39 and 40.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0553

CONSENT ZONING DOCKET

Prior to consideration of the consent zoning docket and the item being read into the record, Deputy Mayor Pro Tem Arnold moved to defer agenda item Z1 to the May 22, 2024 voting agenda meeting of the city council.

Prior to consideration of the consent zoning docket and the item being read into the record, Mayor Pro Tem Arnold moved to defer agenda item Z2 to the May 22, 2024 voting agenda meeting of the city council.

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

Agenda item Z1: Zoning Case Z223-163(JM)

Agenda item Z2: Zoning Case Z223-299(LC)

Therefore, there was no consent zoning docket for consideration.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0554

Item Z1: Zoning Case Z223-163(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 2415 for a motor vehicle fueling station on property zoned an NS(A) Neighborhood Service District, on the southeast corner of Cedar Crest Boulevard and East Kiest Boulevard

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

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

Prior to consideration of the consent zoning docket and the item being read into the record, Deputy Mayor Pro Tem Arnold moved to defer the item to the May 22, 2024 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0555

Item Z2: Zoning Case Z223-299(LC) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an MU-2 Mixed Use District on property zoned an RR Regional Retail District, on the west line of Upton Street, between East Clarendon Drive and Viola Street

Recommendation of Staff: Approval

Recommendation of CPC: Approval

Prior to consideration of the consent zoning docket and the item being read into the record, Deputy Mayor Pro Tem Arnold moved to defer the item to the May 22, 2024 voting agenda meeting of the city council.

Motion seconded by Councilmember Narvaez and unanimously deferred.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0556

ZONING CASES- INDIVIDUAL

Item Z3: Zoning Case Z223-147(AU)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 514, on the east line of Hillcrest Road, between La Bolsa Drive and Arapaho Road

Recommendation of Staff: Approval, subject to an amended development plan, a landscape plan for the natatorium, an amended traffic management plan, and amended conditions

Recommendation of CPC: Approval, subject to an amended development plan, a landscape plan for the natatorium, an amended traffic management plan, and amended conditions

No one addressed the city council on the item.

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

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

Assigned ORDINANCE NO. 32705

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0557

ZONING CASES- INDIVIDUAL

Item Z4: Zoning Case Z223-303(LC)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 2278 for an extended hours historic house museum and meeting space and fundraising on property zoned Area G within Planned Development District No. 63, the Swiss Avenue Historic District, with H/1 Swiss Avenue Historic District Overlay, on the east corner of Swiss Avenue and Parkmont Street

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

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

The following individuals addressed the city council on the item:

Marianne Howells, 6005 Swiss Ave., representing Aldredge House
Larry Offutt, 6038 Bryan Pkwy.
Theresa Mobley, 5505 Bryan St.
Harryette Ehrhardt, 3525 Turtle Creek Blvd.
Rob Baldwin, 6035 Vanderbilt Ave., representing Aldredge House
Melanie Vanlandingham, 6311 Lakeshore Dr.
Sandra Brothers, 950 Brockdale Park, Lucas, TX
Mike Holub, 950 Brockdale Park, Lucas, TX, representing Aldredge House

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

Motion seconded by Mayor Pro Tem Atkins.

During discussion, Councilmember Bazaldua asked Councilmember Ridley if he would accept a friendly amendment to add auto renewals; there was no objection voiced by the city council.

Following discussion and at the request of Mayor Johnson, the assistant director of Planning and Urban Design clarified the auto renewals was for a five-year term.

Mayor Johnson called a vote and declared the friendly amendment adopted.

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24-0557

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After discussion, Mayor Johnson called record vote on Councilmember Ridley's motion as amended:

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 amended.

Assigned ORDINANCE NO. 32706

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0558

ZONING CASES- INDIVIDUAL

Item Z5: Zoning Case Z234-104(LC)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 1982 for a bar, lounge, or tavern and an inside commercial amusement limited to a Class A dance hall on property zoned Tract A within Planned Development District No. 269, the Deep Ellum/Near East Side District, on the southwest corner of Elm Street and North Crowds Street

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

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

The following individual addressed the city council on the item:

Andrew Ruegg, 2201 Main St.

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

Motion seconded by Councilmember Ridley.

During discussion, Councilmember Bazaldua moved a subsidiary motion to close the public hearing, accept the recommendation of the city plan commission with the following change:

- Specific Use Permit [SUP] for a two-year period

Subsidiary motion seconded by Councilmember Ridley.

After discussion, Mayor Johnson called a record vote on Councilmember Bazaldua's subsidiary motion:

Voting Yes: [3] West, Narvaez, Bazaldua

Voting No: [12] Johnson, Atkins, Arnold, Moreno, Gracey, Resendez, Blackmon, Stewart, Schultz, Mendelsohn, Willis, Ridley

The city secretary declared the motion failed.

Mayor Johnson called a vote on Councilmember Ridley's original motion and declared the item adopted.

Assigned ORDINANCE 32707

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0559

MISCELLANEOUS HEARINGS

Item PH1: A public hearing to receive comments on the adoption of the City of Dallas Historic and Cultural Preservation Strategy; and, at the close of the public hearing, consideration of a resolution authorizing the City of Dallas Historic and Cultural Preservation Strategy - Financing: No cost consideration to the City

The following individuals addressed the city council on the item:

Shalondria Galimore, 7616 Ivory Ln., representing Historic Cultural Preservation Steering Committee
Ronnie Mestas, 3215 Rutz Dr.

Mayor Pro Tem Atkins moved to close the public hearing and adopt the item with the following changes:

- For the Legacy Neighborhood designation program, replace the word “designation” with “recognition;” and
- In the solution for goal 2.3 include that the criteria for recognizing Legacy Neighborhoods be developed based on the qualities of the neighborhoods, not through zoning overlays.

Motion seconded by Councilmember Schultz.

During discussion, Councilmember Ridley moved a subsidiary motion to strike the last four surplusage of words:

- In the solution for goal 2.3 include that the criteria for recognizing Legacy Neighborhoods be developed based on the qualities of the neighborhoods, ~~not through zoning overlays.~~

Subsidiary motion seconded by Councilmember Blackmon.

During further discussion, Councilmember Narvaez moved a secondary subsidiary motion to add:

- This strategy will be reviewed by the proper committee or full council for any changes or amendments that may be necessary every two years.

Secondary subsidiary motion seconded by Councilmember Ridley.

After discussion, Mayor Johnson called a vote on Councilmember Narvaez’s secondary subsidiary motion and declared the motion adopted.

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24-0559

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Mayor Johnson called a vote on Councilmember Ridley's subsidiary motion and declared the motion adopted.

Mayor Johnson called a record vote on Mayor Pro Tem Atkins' motion as amended:

Voting Yes: [14] Johnson, Atkins, Arnold, West, Moreno,
Gracey, Resendez, Narvaez, Bazaldua,
Blackmon, Stewart, Mendelsohn, Willis,
Ridley

Voting No: [0]

Absent When Vote Taken: [1] Schultz

The city secretary declared the item amended.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 10, 2024

24-0560

MISCELLANEOUS HEARINGS

Item PH2: An appeal of the City Plan Commission's decision to approve a minor amendment to an existing development plan on property zoned Planned Development District No. 1053, on the northeast corner of Skillman Street and East Lovers Lane - M234-003(DM) - Financing: No cost consideration to the City

The following individuals addressed the city council on the item:

Alevtina Sarno, 6114 Town Hill Ln.
Joseph Sarno, Not Provided (visual presentation)
Marcus Wood, 5335 Ridgelawn Dr.
Michael Halla, 187 Rolling Crt., Lancaster, TX
Jeff Thorman, 6121 E. Lovers Ln.
Charles Green, 9541 Windy Hill Rd.
James Kuhlmann, 7216 Clemson Dr.

Councilmember Blackmon moved to find that the minor amendment complies with the requirements for Section 51A-4.702(h) of the Dallas Development Code and the City Plan Commission's decision to approve the minor amendment to the development plan is affirmed.

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

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 10, 2024

EXHIBIT C