

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, NOVEMBER 8, 2017

17-1720

VOTING AGENDA MEETING
CITY COUNCIL CHAMBER, CITY HALL
MAYOR MICHAEL S. RAWLINGS, PRESIDING

PRESENT: [15] Rawlings, Caraway, Medrano (*9:12 a.m.), Griggs, Thomas, Callahan, Narvaez, Felder (*9:12 a.m.), Atkins (*9:15 a.m.), Clayton (*9:23 a.m.), McGough, Kleinman, Greyson (*9:29 a.m.), Gates, Kingston (9:15 a.m.)

ABSENT: [0]

The meeting was called to order at 9:11 a.m. with a quorum of the city council present.

The invocation was given by Dr. Owen K. Ross of Christ's Foundry United Methodist Mission.

Mayor Rawlings led the pledge of allegiance.

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

The meeting recessed at 11:57 a.m. and convened to closed session at 12:45 p.m. which ended at 1:40 p.m. The meeting reconvened to open session at 1:42 p.m.

After all business properly brought before the city council had been considered, the city council adjourned at 2:17 p.m.

ATTEST: _____
Mayor

Interim 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.

Ordinances, resolutions, reports and other records pertaining to matters 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.

* **Indicates arrival time after meeting called to order/reconvened**

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, NOVEMBER 8, 2017

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, NOVEMBER 8, 2017

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1721

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: Eddie Morgan, 2426 Hondo Ave.
SUBJECT: Neighborhood parks

SPEAKER: David Hairston, 3215 Carlisle St.
SUBJECT: Property/rezoning

ADDITIONAL – OPEN MICROPHONE:

There were no speakers under this category.

OPEN MICROPHONE – END OF MEETING:

There were no speakers under this category.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1722

Item 1: Approval of Minutes of the Special City Council Meeting and City Council Meeting of October 25, 2017

Deputy Mayor Pro Tem Medrano moved to adopt the minutes as presented.

Motion seconded by Mayor Pro Tem Caraway and unanimously adopted. (Atkins, Clayton, Greyson absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1723

CONSENT AGENDA

Earlier in the meeting, prior to consideration of the consent agenda, the city secretary announced the following speaker registered to speak on consent agenda item 3:

Stephanie Timko, 2421 Dorrington Dr.

The consent agenda consisted of consent agenda items 2-49 and addendum addition consent agenda items 1 and 2. Consent agenda items 4 and 41 were deleted on the addendum. Consent agenda item 24 was corrected on the addendum.

Councilmember Kingston requested consent agenda item 2 be considered as an individual item later in the meeting; there was no objection voiced to the request.

Councilmember Clayton requested consent agenda item 7 be considered as an individual item later in the meeting; there was no objection voiced to the request.

Councilmember Atkins requested consent agenda item 11 be considered as an individual item later in the meeting; there was no objection voiced to the request.

Therefore, the consent agenda, consisting of consent agenda items 3, 5, 6, 8-10, 12-40, 42-49 and addendum addition consent agenda items 1 and 2, was presented for consideration.

Deputy Mayor Pro Tem Medrano moved to adopt all items on the consent agenda.

Motion seconded by Councilmember Kingston and unanimously adopted. (Greyson absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1724

Item 2: An ordinance authorizing **(1)** the issuance and sale of City of Dallas, Texas, General Obligation Refunding and Improvement Bonds, Series 2017, in an aggregate principal amount not to exceed \$350,000,000; **(2)** levying a tax in payment thereof; **(3)** awarding the sale thereof and approving execution of a Purchase Agreement, Deposit Agreement and an Escrow Agreement; **(4)** approving the official statement; **(5)** enacting other provisions relating to the subject; and **(6)** declaring an effective date - Not to exceed \$771,500 - Financing: 2017 General Obligation Refunding and Improvement Bond Funds

Councilmember Kingston requested the item be considered as an individual item later in the meeting; there was no objection voiced to the request.

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

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

- Updated Table of Contents page numbers and footers
- Corrected tabulation of bond authorization and issues (pages 4-5)
- Revised language (pages 7-8, 30, 41)

Motion seconded by Mayor Pro Tem Caraway and unanimously amended.

Assigned ORDINANCE NO. 30686

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1725

Item 3: An ordinance **(1)** amending Chapter 7, "Animals," of the Dallas City Code by amending Sections 7-1.1, 7-3.1, and 7-4.7; **(2)** adding and clarifying definitions; **(3)** amending proper restraint for loose animals; **(4)** creating an offense for an owner failing to provide potable water and shelter while restraining certain animals; **(5)** clarifying the offense related to a tethered dog and deleting a defense to prosecution related to a tethered dog; and **(6)** amending requirements for tethered dogs - Financing: This action has no cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30687

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1726

Item 4: Authorize a resolution supporting a housing and economic development impact study for the alternative scenarios identified for I-345 in the Dallas City Center Master Assessment Process (CityMAP) - Financing: No cost consideration to the City

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1727

Item 5: Authorize a professional services contract with AECOM Technical Services, Inc. for architectural and engineering services for design, construction documents and construction administration for the Elevator and Escalator Modernization Project at the Kay Bailey Hutchison Convention Center Dallas located at 650 South Griffin Street - Not to exceed \$332,178 - Financing: Convention Center Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1728

Item 6: Authorize a construction contract for the Dallas Museum of Art Sculpture Garden Renovation located at 1717 North Harwood Street - Phoenix I Restoration and Construction, Ltd., best value proposer of three - Not to exceed \$1,290,000 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1729

Item 7: Authorize additional scope of work to the construction services contract with Phoenix I Restoration and Construction, Ltd. for program changes, design improvements and corrective actions for concealed conditions discovered during demolition for the Dallas City News Studio in Fair Park located at 1620 First Avenue - Financing: This action has no cost consideration to the City

Councilmember Clayton requested the item be considered as an individual item later in the meeting; there was no objection voiced to the request.

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

Councilmember Felder moved to adopt the item.

Motion seconded by Councilmember Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1730

Item 8: Authorize Supplemental Agreement No. 1 to the professional services contract with JQ Infrastructure, LLC for engineering design services to prepare construction documents for the Dallas City Hall Parking Garage Slab Repairs located at 1500 Marilla Street - Not to exceed \$75,750, from \$35,000 to \$110,750 - Financing: Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1731

Item 9: Authorize an amendment to Resolution No. 16-1449, previously approved on September 14, 2016, for a housing development loan with Dallas Area Habitat for Humanity for construction of 18 single family homes to be located on scattered sites in the Joppa Neighborhood area to **(1)** extend the completion date from August 31, 2017 to April 30, 2018; and **(2)** amend the terms to incorporate contract thresholds - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1732

Item 10: Authorize an Interlocal Cooperation Contract for the Urban Land Bank Demonstration Program with Dallas County, Dallas Independent School District, Dallas County Hospital District, Dallas County School Equalization Fund, Dallas County Education District and Dallas County Community College District to facilitate the Dallas Housing Acquisition and Development Corporation's (Land Bank) acquisition of unimproved tax foreclosed properties for sale to qualified developers for the development of affordable housing and commercial use - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1733

Item 11: Authorize **(1)** a public hearing to be held on January 10, 2018, to receive comments on the proposed City of Dallas FY 2017-18 Urban Land Bank Demonstration Program Plan; and **(2)** at the close of the public hearing, consideration of approval of the City of Dallas FY 2017-18 Urban Land Bank Demonstration Program Plan - Financing: No cost consideration to the City

Councilmember Atkins requested the item be considered as an individual item later in the meeting; there was no objection voiced to the request.

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

Councilmember Atkins moved to adopt the item.

Motion seconded by Mayor Pro Tem Caraway.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1734

Item 12: Authorize amendments to the City's Business Inclusion and Development Plan to (1) change Business Development and Procurement Services to Office of Business Diversity; and (2) establish a sunset date of September 30, 2020 for the existing Minority and Women Owned Business Enterprise program goals - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1735

Item 13: A resolution authorizing **(1)** reimbursement to Dallas Center For The Performing Arts Foundation, Inc for payments made to Mooring Recovery Services, Inc. for emergency flood remediation and related repairs at the Dee and Charles Wylie Theater located at 2400 Flora Street in an amount not to exceed \$139,404; and **(2)** an increase in appropriations in an amount not to exceed \$139,404 in the Office of Cultural Affairs budget - Not to exceed \$139,404 - Financing: Contingency Reserve Funds (to be reimbursed by property insurance)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1736

- Item 14: Authorize **(1)** acceptance of additional grant funds from the U.S. Department of Homeland Security under the 2015 Homeland Security Grant Program-State Homeland Security Program (Grant No. EMW-2015-SS-00080/CFDA No. 97.067) to provide funding for equipment acquisition, planning and training activities to enable the City to respond to natural and man-made disasters in an amount not to exceed \$6,000 for the period September 1, 2017 through December 31, 2017; **(2)** an increase in appropriations in an amount not to exceed \$6,000 in the 2015 Homeland Security Grant-State Homeland Security Program 15-16 Fund; **(3)** receipt and deposit of additional grant funds in an amount not to exceed \$6,000 in the 2015 Homeland Security Grant-State Homeland Security Program 15-16 Fund; and **(4)** execution of the grant agreement - Not to exceed \$6,000, from \$6,158,431 to \$6,164,431 - Financing: U.S. Department of Homeland Security Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1737

- Item 15: Authorize the **(1)** acceptance of a grant from the U.S. Department of Homeland Security (DHS), Federal Emergency Management Agency passed through the Texas Office of the Governor-Homeland Security Grants Division for the FY 2017 Homeland Security Grant, which includes the Urban Area Security Initiative (UASI) and the State Homeland Security Program (Federal/State Award ID No. EMW-2017-SS-00005/Grant Nos. 2979903, 2980303, 2980503, 2980703, 3176402, 3321901, 3418201, 3418301/CFDA No. 97.067) to provide funding for activities related to enhancing preparedness and building capacity to prepare for, prevent and respond to complex coordinated terrorist attacks in an amount not to exceed \$5,648,806 for the period September 1, 2017 through February 29, 2020; **(2)** establishment of appropriations in an amount not to exceed \$5,648,806 in the DHS-FY 2017 Homeland Security-Urban Area Security Initiative 17-20 Fund and the DHS-FY 2017 State Homeland Security Program 17-18 Fund; **(3)** receipt and deposit of grant funds in an amount not to exceed \$5,648,806 in the FY 2017 Homeland Security-Urban Area Security Initiative 17-20 Fund and the DHS-FY 2017 State Homeland Security Program 17-18 Fund; and **(4)** execution of the grant agreement - Not to exceed \$5,648,806 - Financing: U.S. Department of Homeland Security Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1738

Item 16: Authorize a one-year service contract for licenses, maintenance, and support for McAfee VirusScan Threat Management Portfolio software - CDW Government LLC, most advantageous proposer of three - Not to exceed \$166,422 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1739

Item 17: Authorize a **(1)** one-year maintenance contract for maintenance and support of existing Kronos licenses, and hardware maintenance; and **(2)** three-year contract, with a one-year renewal option, for the purchase of an upgraded Kronos timekeeping system using web-access software as a service with hosted cloud storage, data conversion, maintenance, and support, distributed by Kronos Incorporated and sold through immixTechnology, Inc. through the Texas Department of Information Resources - Not to exceed \$526,344 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1740

Item 18: Authorize a four-year service contract, with one three-year renewal option, to provide payment substation and call center services for the payment of municipal court citations by defendants - Government Payment Service, Inc., most advantageous proposer of four - Financing: No cost consideration to the City (fees to be paid by the defendant)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1741

Item 19: Authorize a five-year service contract for arbitrage rebate calculation and compliance services for all applicable debt obligations outstanding and debt issued during the contract period - First Southwest Asset Management, LLC, most advantageous proposer of three - Not to exceed \$95,000 - Financing: Current Funds (\$57,000), Convention and Event Services Current Funds (\$4,750), and Water Utilities Current Funds (\$33,250) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1742

Item 20: Authorize a five-year service contract for a water consumption rebate program for industrial, commercial, and institutional facilities - Alan Plummer and Associates, Inc., most advantageous proposer of three - Not to exceed \$842,320 - Financing: Water Utilities Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1743

Item 21: Authorize (1) a two-year master agreement for the purchase of grounds maintenance equipment with Longhorn, Inc. in the amount of \$320,000, Professional Turf Products LP in the amount of \$300,000, Z-Riders of Texas dba Cypress Lawn and Turf Equipment in the amount of \$265,000, Four Brothers Outdoor Power in the amount of \$90,000, C&M Air Cooled Engine, Inc. in the amount of \$80,000, Kubota Tractor Corporation in the amount of \$70,000, Tom Loftus Inc. dba Austin Turf & Tractor in the amount of \$57,000, Luber Brothers in the amount of \$40,000, Magnum Trailers in the amount of \$33,000, Vermeer Equipment of Texas, Inc. in the amount of \$28,000, Landmark Equipment, Inc., in the amount of \$20,000, Terrain King Corporation in the amount of \$10,000, and Hustler Turf Equipment in the amount of \$10,000 through the Texas Association of School Boards; and (2) a two-year master agreement for the purchase of grounds maintenance equipment with Landmark Equipment, Inc. in the amount of \$96,000, EZ-Liner Industries in the amount of \$15,000, Earle Kinlaw Association, Inc. dba EKA, Inc. in the amount of \$14,000, Cypress Lawn and Turf Equipment dba Z-Riders of Texas in the amount of \$10,000, Luber Brothers in the amount of \$6,000, and Textron, Inc. dba Jacobsen in the amount of \$5,000 through the Houston-Galveston Area Council of Governments - Total not to exceed \$1,469,000 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1744

Item 22: Authorize Supplemental Agreement No. 1 to exercise the one-year renewal option to the service contract with ESO Solutions, Inc. for maintenance and support of Visual Fire software - Not to exceed \$168,223, from \$312,797 to \$481,020 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1745

Item 23: Authorize a construction contract for asbestos and lead abatement at the Park and Recreation Department Operations and Maintenance Facility, the former Jules E. Muchert United States Army Reserve Center located at 10031 East Northwest Highway - HP Ecological Services, LLC dba HP EnviroVision, lowest responsible bidder of five - Not to exceed \$342,069 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1746

Item 24: Authorize a twenty-year development, operation, and maintenance agreement, with one five-year renewal option, with Harwood International Inc. for the development, operation, and maintenance of a pedestrian sidewalk and landscape improvements for purposes of connecting to and providing public access from ~~the adjacent Jack~~ sStreet right-of-way through adjacent North Texas Tollway Authority (NTTA) owned property to that portion of the Katy Trail located at the intersection with McKinnon sStreet right-of-way, contingent upon authorization and execution of a use agreement between the City and NTTA for the use of the participating NTTA property northern terminus of North Harwood Street - Financing: No cost consideration to the City.

Corrected on the addendum.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1747

Item 25: Authorize **(1)** the application for and acceptance of the Impaired Driving Mobilization Selective Traffic Enforcement Program (STEP), Overtime Enforcement Grant (Grant No. 2018-Dallas-IDM-00011, CFDA No. 20.616) from the National Highway Traffic Safety Administration passed through the Texas Department of Transportation (TxDOT) in the amount of \$38,655 for a statewide Driving While Intoxicated enforcement campaign to operate during various holiday periods for the period December 9, 2017 through September 30, 2018; **(2)** the establishment of appropriations in an amount not to exceed \$38,655 in the TxDOT-STEP Impaired Driving Mobilization Grant FY18 Fund; **(3)** the receipt and deposit of grant funds in an amount not to exceed \$38,655 in the TxDOT-STEP Impaired Driving Mobilization Grant FY18 Fund; **(4)** a local cash match in an amount not to exceed \$9,772; and **(5)** execution of the grant agreement - Total not to exceed \$48,427 - Financing: Texas Department of Transportation Grant Funds (\$38,655) and Current Funds (\$9,772) (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1748

Item 26: Authorize a contract for the reconstruction of alley paving, storm drainage, drive approaches, and wastewater improvements for Alley Reconstruction Group 12-2033 (list attached) - MACVAL Associates, LLC, lowest responsible bidder of nine - Not to exceed \$2,372,467 - Financing: 2012 Bond Funds (\$1,690,297), Water Utilities Capital Improvement Funds (\$639,620) and Water Utilities Capital Construction Funds (\$42,550)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1749

Item 27: Authorize **(1)** the First Amendment to the Funding Agreement with the North Central Texas Council of Governments and the State of Texas for the Zang Triangle Sustainable Development Infrastructure Project to revise the project limits, change the reimbursement schedule to solely cover the construction phase, and extend the project completion deadline; and **(2)** an Amendment to Resolution No. 12-1624, previously approved on June 27, 2012, to correct the funding source to receive and deposit funds from the Texas Department of Transportation for the Zang Triangle Sustainable Development Infrastructure Project - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1750

Item 28: Authorize **(1)** the First Amendment to the Project Specific Agreement with Dallas County for the Cockrell Hill Road from Moler Street to Davis Street Project to provide the City of Dallas' share of additional construction costs for water main and wastewater main improvements; and **(2)** payment to Dallas County for the City's share of additional construction costs for water main and wastewater main improvements - Not to exceed \$150,398 - Financing: Water Utilities Capital Construction Funds (\$2,000) and Water Utilities Capital Improvement Funds (\$148,398)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1751

Item 29: Authorize **(1)** the Second Amendment to the Project Supplemental Agreement with Dallas County for the City's share of additional construction costs for water and wastewater main improvements on Denton Drive Phase I from north of Royal Lane to south of Walnut Hill Lane; and **(2)** payment to Dallas County for the City's share of additional construction costs for water and wastewater improvements - Not to exceed \$1,099,033 - Financing: Water Utilities Capital Construction Funds (\$22,850), and Water Utilities Capital Improvement Funds (\$1,076,183)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1752

Item 30: Authorize acquisition from Rosa Flor Delgado, of approximately 7,500 square feet of land improved with a single family dwelling located near the intersection of Pontiac Avenue and Cadillac Drive for the Cadillac Heights Phase II Project - Not to exceed \$33,500 (\$29,500, plus closing costs not to exceed \$4,000) - Financing: General Obligation Commercial Paper Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1753

Item 31: Authorize acquisition from the Estate of Allan Zidell, of approximately 59,554 square feet of land with a manufactured dwelling located in Hunt County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed \$30,000 (\$26,860, plus closing costs and title expenses not to exceed \$3,140) - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1754

Item 32: Authorize acquisition from George Bowman and Delia C. Bowman, of approximately 8,070 square feet of land with a manufactured dwelling located in Van Zandt County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed \$34,000 (\$31,000, plus closing costs and title expenses not to exceed \$3,000) - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1755

Item 33: Authorize acquisition from Margaret Dodson, of approximately 15,853 square feet of land with a manufactured dwelling located in Van Zandt County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed \$55,500 (\$52,500, plus closing costs and title expenses not to exceed \$3,000) - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1756

Item 34: Authorize acquisition from Judy Duncan and Raymond Anthony Duncan, of approximately 20,179 square feet of land with a manufactured dwelling located in Van Zandt County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed \$37,000 (\$34,400, plus closing costs and title expenses not to exceed \$2,600) - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1757

Item 35: Authorize acquisition from AV Prestonwood Trails, LLC, a wastewater easement of a total of approximately 21,872 square feet of land located near the southeast corner of Keller Springs Road and Campbell Road for the McKamy and Osage Branch Wastewater Interceptor Project - Not to exceed \$274,954 (\$264,954, plus closing costs and title expenses not to exceed \$10,000) - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1758

Item 36: Authorize acquisition from John H. Richardson, of a wastewater easement of approximately 325 square feet of land located near the intersection of Spanky Branch Court for the McKamy and Osage Branch Wastewater Interceptor Project - Not to exceed \$5,144 (\$4,144, plus closing costs and title expenses not to exceed \$1,000) - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1759

Item 37: A resolution authorizing the conveyance of approximately 17,641 square feet of improved City-owned land to the State of Texas located near the intersection of South Harwood Street and Park Row Avenue - Revenue: \$198,279

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1760

Item 38: An ordinance providing for the closure and vacation of a portion of Live Oak Street containing approximately 22,120 square feet of land, located near the intersection of St. Paul and Live Oak Streets - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30688

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1761

Item 39: An ordinance abandoning an alley to AHC Development Dallas I LLC, the abutting owner, containing approximately 2,250 square feet of land, located near the intersection of Lafayette and Ashby Streets; and authorizing the quitclaim - Revenue: \$76,500, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30689

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1762

Item 40: An ordinance abandoning an alley to AHC Development Dallas I LLC, the abutting owner, containing approximately 4,725 square feet of land, located near the intersection of Lafayette Street and Carroll Avenue; and authorizing the quitclaim - Revenue: \$161,500, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30690

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1763

Item 41: An ordinance abandoning a portion of an alley to Henderson Residential Lands (Dallas), LLC, the abutting owner, containing approximately 925 square feet of land, located near the intersection of McMillan and Henderson Avenues; authorizing the quitclaim; and providing for the dedication of approximately 4,059 square feet of land needed for street right-of-way - Revenue: \$5,400, plus the \$20 ordinance publication fee

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1764

Item 42: An ordinance abandoning a sanitary sewer easement to the City of Dallas, the abutting owner, containing approximately 2,131 square feet of land, located near the intersection of St. Paul and Live Oak Streets - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30691

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1765

Item 43: An ordinance abandoning a sanitary sewer easement, a water easement and a public drainage easement to Whitewave Foods Company, the abutting owner, containing a total of approximately 42,365 square feet of land located near the intersection of Kiest Boulevard and Dan Morton Drive - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30692

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1766

Item 44: An ordinance abandoning a utility easement to LH Skillman Partners, Ltd., the abutting owner, containing approximately 18,757 square feet of land, located near the intersection of Skillman Street and Vintage Oaks Court - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30693

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1767

Item 45: An ordinance amending Chapter 39A, "Relocation Assistance - Eminent Domain," of the Dallas City Code, by amending Sections 39A-1, 39A-2, 39A-3; repealing and reserving Sections 39A-4, 39A-5, and 39A-6; **(1)** providing a purpose of the chapter; **(2)** adopting the Federal Uniform Relocation Assistance and Real Property Acquisition Policies Act and additional Provisions as the City's relocation assistance program; **(3)** adding and deleting definitions; and **(4)** making certain other structural, grammatical, or clarifying changes - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30694

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1768

Item 46: Authorize an Interlocal Agreement with the North Central Texas Council of Governments for the purchase of digital aerial orthophotography - Not to exceed \$69,300 - Financing: Stormwater Drainage Management Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1769

Item 47: Authorize the conveyance of a **(1)** pipeline easement containing a total of approximately 839,628 square feet of land; and **(2)** temporary construction easement containing a total of approximately 278,151 square feet of land to Atmos Energy Corporation for the installation, use, and maintenance of gas facilities across City-owned land for the transportation of gas located in the Dallas Floodway between State Highway 356 and Inwood Road - Revenue: \$54,574

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1770

Item 48: Authorize a contract for the construction of Storm Drainage Improvements Group 1 for three storm drainage improvement projects (list attached) - Quick Set Concrete, Inc., lowest responsible bidder of two - Not to exceed \$778,095 - Financing: Stormwater Drainage Management Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1771

Item 49: Authorize a contract for the construction of the Loop 12 Paving Improvements Project - Gibson & Associates, Inc., lowest responsible bidder of seven - Not to exceed \$572,882 - Financing: 1998 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1772

Item 50: 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 interim city secretary distributed a report showing nominations received and indicated all nominees met qualifications for service with terms for all appointments for the 2017-2019 term.

The interim city secretary announced the officer appointment would be held until after full council and individual appointments; as the nominee would need to be duly appointed to the board before being appointed as an officer of the board.

Mayor Pro Tem Caraway moved to appoint the following:

- Jim Harp, Eric Anderson and Andrew Moore to the Housing Finance Corporation Board;
- Jessica A. Gonzalez, Dallas County Resident, to the Reinvestment Zone Three Board (Oak Cliff Gateway);
- Phillip T. Robinson, Dallas County Resident, to the Reinvestment Zone Four Board (Cedars Area);
- John T. Wilson, Dallas County Resident, to the Reinvestment Zone Ten Board (Southwestern Medical);
- Jennifer Gadd Snow, Dallas County Resident, to the Reinvestment Zone Fifteen Board (Fort Worth Avenue);
- Marguerite Buccino, Dallas County Resident, to the Reinvestment Zone Nineteen Board (Cypress Waters);
- Kiyundra K. Gulley, Dallas County Resident, to the Reinvestment Zone Twenty Board (Mall Area Redevelopment);
- Phillip E. Collins, Architecture/Design Planning, to the Cultural Affairs Commission;
- Jarred Davis to the City Plan and Zoning Commission;
- Felix C. Villalobos and Mark A. Melton to the Judicial Nominating Commission;
- Eric R. Poole to the Municipal Library Board;
- Brandon P. Johnson to the Permit and License Appeal Board; and
- Traelon T. Rodgers to the Youth Commission.

Motion seconded by Councilmember Atkins and unanimously adopted.

Councilmember Felder moved to appoint the following:

- Phillip E. Collins, Vice Chair, to the Cultural Affairs Commission.

Motion seconded by Councilmember Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

17-1772

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

17-7111	CAC	CULTURAL AFFAIRS COMMISSION
17-7112	CPC	CITY PLAN AND ZONING COMMISSION
17-7113	HFC	HOUSING FINANCE CORPORATION BOARD
17-7114	JNC	JUDICIAL NOMINATING COMMISSION
17-7115	MLB	MUNICIPAL LIBRARY BOARD
17-7116	PLA	PERMIT AND LICENSE APPEAL BOARD
17-7117	RZ03	REINVESTMENT ZONE THREE BOARD (OAK CLIFF GATEWAY)
17-7118	RZ04	REINVESTMENT ZONE FOUR BOARD (CEDARS AREA)
17-7119	RZ10	REINVESTMENT ZONE TEN BOARD (SOUTHWESTERN MEDICAL)
17-7120	RZ15	REINVESTMENT ZONE FIFTEEN BOARD (FORT WORTH AVENUE)
17-7121	RZ19	REINVESTMENT ZONE NINETEEN BOARD (CYPRESS WATERS)
17-7122	RZ20	REINVESTMENT ZONE TWENTY BOARD (MALL AREA REDEVELOPMENT)
17-7123	YOC	YOUTH COMMISSION
17-7124		BOARD OFFICERS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1773

Item 51: Authorize **(1)** the reappointment of two Administrative Law Judges (ALJ), LaKisha Thigpen and James E. Urmin Sr.; **(2)** the appointment of Karen R. Washington and Hobert T. Douglas, as Administrative Law Judges for the period January 1, 2018 through December 31, 2019, to hear employee appeals of terminations and demotions; and **(3)** contracts with each ALJ in the amount of \$4,000 each - Total not to exceed \$16,000 (\$8,000 to be reimbursed by the appealing employees) - Financing: Current Funds (subject to appropriations)

Councilmember McGough moved to adopt the item.

Motion seconded by Mayor Pro Tem Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1774

Item 52: Authorize **(1)** a public hearing to be held on December 13, 2017, to receive comments to consider the designation of a Tax Increment Financing Reinvestment Zone comprising the University Center area and the University Hills area (University TIF District) under the authority of the Tax Increment Financing Act, as amended (V.T.C.A, Tax Code Chapter 311); and, at the close of the hearing **(2)** consideration of an ordinance designating the University TIF District - Financing: No cost consideration to the City

Councilmember Atkins moved to adopt the item.

Motion seconded by Councilmember Callahan and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1775

Item 53: Authorize an historic preservation tax exemption for Factory Six03 located at 603 Munger Avenue for a ten-year period on 100 percent of the land and structure value
- Revenue Foregone: First year tax revenue foregone estimated at \$36,662
(Estimated revenue foregone over ten years is \$366,620)

Councilmember Atkins moved to adopt the item.

Motion seconded by Mayor Pro Tem Caraway.

After discussion, Mayor Rawlings called a vote and declared the item adopted on a divided vote with Councilmember Clayton, Councilmember Kleinman and Councilmember Kingston voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1776

Walnut Hill Pump Station Facility

***Note:** Item Nos. 54 and 55
must be considered collectively.

Item 54: Ratify the use of the design-build delivery method pursuant to Texas Local Government Code Chapter 252.022(d) for improvements to the Walnut Hill Pump Station facility - Financing: No cost consideration to the City

Councilmember Kleinman moved to adopt agenda items 54 and 55.

Motion seconded by Councilmember Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1777

Walnut Hill Pump Station Facility

***Note:** Item Nos. 54 and 55
must be considered collectively.

Item 55: Authorize a design-build contract with Eagle Contracting Limited Partnership for improvements to the Walnut Hill Pump Station facility - Not to exceed \$575,192 - Financing: Water Utilities Capital Improvement Funds

Councilmember Kleinman moved to adopt agenda items 54 and 55.

Motion seconded by Councilmember Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1778

Item 56: A resolution considering the Ethics Advisory Commission's (EAC) recommended sanction against Councilmember Philip Kingston, in connection with the EAC's finding of a violation of Chapter 12A of the Dallas City Code (Code of Ethics) - Financing: No cost consideration to the City (This item was deferred on October 25, 2017)

Councilmember Kingston announced he had a conflict of interest and would abstain from voting or participating in any discussion. Councilmember Kingston left the city council chamber.

The following individuals addressed the city council on the item:

Barry Jacobs, 6725 Bob O Link Dr.
Chris Carter, 9523 Highedge Dr.

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

- SECTION 1. ~~That the Commission, by a 4 to 1 vote, recommended a reprimand as the appropriate sanction.~~ Pursuant to the Dallas City Code Chapter 12A-37.1(e)(~~5~~)(4), the City Council may hereby issues a reprimand resolution of censure ~~if~~ as the City Council finds that a serious or repeated violation of this chapter ~~was not minor and was committed intentionally or through reckless disregard of this chapter.~~ has been committed intentionally or through reckless disregard of this chapter and the violation substantially threatens the public trust.
- ~~SECTION 2. That the Ethics Advisory Commission's written decision concerning the complaint against Councilmember Philip Kingston, which is attached hereto and made a part of this resolution, is hereby accepted.~~
- SECTION ~~3-2~~. That Councilmember Philip Kingston is hereby ~~reprimanded~~ censured for violating Section 12A-9(b) of Chapter 12A of the Dallas City Code (Code of Ethics). Councilmember Philip Kingston is hereby publicly notified of the decision of the City Council, and advised to comply with the City's Code of Ethics, including through immediate removal of the Facebook post that was found to violate the Code of Ethics.
- SECTION 3. That Councilmember Philip Kingston, having demonstrated a lack of understanding of the City's Code of Ethics, is hereby referred to ethics training, to be completed within the next 90 days.

Motion seconded by Councilmember McGough.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

17-1778

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During discussion, Mayor Pro Tem Caraway moved a friendly amendment to:

- Issue a reprimand;
- Immediate Removal of the Facebook post that was found to violate the Code of Ethics; and
- Ethics training, to be completed within the next 90 days.

Councilmember Kleinman accepted Mayor Pro Tem Caraway's friendly amendment.

Councilmember McGough who seconded Councilmember Kleinman's amended motion, also accepted Deputy Mayor Pro Tem Caraway's friendly amendment.

After discussion, Mayor Rawlings called a vote on Councilmember Kleinman's amended motion with the friendly amendment and declared the item amended.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1779

Item 57: Authorize the City Manager to request that the Texas Department of Transportation pursue the removal of the Live Oak off-ramp (Exit 284B) from southbound Interstate Highway 345/U.S. Highway 75 - Financing: No cost consideration to the City (This item was deferred on October 25, 2017)

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

- Whereas, the UDPRP supports eliminating or rerouting the existing interstate Highway (IH)-345/U.S. Highway 75 Live Oak off-ramp to ~~free up developable land~~ ~~and~~ allow for better connectivity with Carpenter Park; **[Resolution 6th Whereas]**
- That the City Council supports evaluating the removal of the Live Oak off-ramp ~~removal~~. **[Resolution, Section 1]**
- That the City Manager is hereby authorized to request that the Texas Department of Transportation evaluate ~~pursue~~ removing the Live Oak off-ramp (Exit 284B) from south bound IH-345/U.S. Highway 75. **[Resolution, Section 2]**

Motion seconded by Councilmember Callahan.

After discussion, Mayor Rawlings called a record vote on Councilmember Kleinman's amended motion:

Voting Yes: [9] Rawlings, Caraway, Medrano, Callahan, Atkins, McGough, Kleinman, Greyson, Gates

Voting No: [5] Griggs, Narvaez, Felder, Clayton, Kingston

Absent when vote taken: [1] Thomas

The interim city secretary declared the item amended.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1780

Item 58: An ordinance abandoning an access easement to GCG-RICCA JV, LLC, the abutting owner, containing approximately 1,050 square feet of land located near the intersection of Henderson Avenue and Victor Street; and authorizing the quitclaim - Revenue: \$10,500, plus the \$20 ordinance publication fee (This item was deferred on October 25, 2017)

Councilmember Kleinman moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Medrano and unanimously adopted. (Thomas absent when vote taken)

Assigned ORDINANCE NO. 30695

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1781

Item 59: An ordinance abandoning a floodway easement and a floodway maintenance access easement to FWLB SKILLMAN, LP, the abutting owner, containing a total of approximately 51,408 square feet of land located near the intersection of Skillman and Larmanda Streets - Revenue: \$5,400, plus the \$20 ordinance publication fee (This item was deferred on October 25, 2017)

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Atkins.

After discussion, Mayor Rawlings called a vote and declared the item adopted. (Thomas absent when vote taken)

Assigned ORDINANCE NO. 30696

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1782

The consent zoning docket consisted of agenda items 60-64.

Agenda item 60: Zoning Case Z167-151(WE)
Agenda item 61: Zoning Case Z167-326(SM)
Agenda item 62: Zoning Case Z167-332(JM)
Agenda item 63: Zoning Case Z167-363(JM)
Agenda item 64: Zoning Case Z167-364(WE)

No agenda items were removed from the consent zoning docket to be considered as individual hearings.

Therefore, the consent zoning docket, consisting of agenda items 60-64 was presented for consideration.

Agenda item 60: Zoning Case Z167-151(WE)
Agenda item 61: Zoning Case Z167-326(SM)
Agenda item 62: Zoning Case Z167-332(JM)
Agenda item 63: Zoning Case Z167-363(JM)
Agenda item 64: Zoning Case Z167-364(WE)

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

No one appeared in opposition to or in favor of the city plan commission's recommendations.

Mayor Pro Tem Caraway moved to close the public hearings, accept the recommendations of the city plan commission on the consent zoning cases and pass the ordinances.

Motion seconded by Deputy Mayor Pro Tem Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1783

Item 60: Zoning Case Z167-151(WE) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an open enrollment charter school on property zoned an RR Regional Retail District on the west line of South R.L. Thornton Frontage Road, south of West Kiest Boulevard

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

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30697

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1784

Item 61: Zoning Case Z167-326(SM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a new subarea on property zoned Subarea A of Tract II within Planned Development District No. 314, the Preston Center Special Purpose District, on the northeast corner of Sherry Lane and Lomo Alto Drive

Recommendation of Staff and CPC: Approval, subject to conditions

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Adopted as part of the consent zoning docket

Assigned ORDINANCE NO. 30698

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1785

Item 62: Zoning Case Z167-332(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an MF-1(A) Multifamily District on property zoned a CR Community Retail District and an R-7.5(A) Single Family District, on the south line of West Louisiana Avenue, west of South Beckley Avenue

Recommendation of Staff and CPC: Approval

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30699

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1786

Item 63: Zoning Case Z167-363(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 70 for CR Community Retail District uses, on the northeast corner of Midway Road and West Northwest Highway (Loop 12)

Recommendation of Staff and CPC: Approval, subject to conditions

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30700

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1787

Item 64: Zoning Case Z167-364(WE) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a child-care facility on property zoned an R-10(A) Single Family District and an R-16(A) Single Family District on the west line of Marsh Lane, north of Flair Drive

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

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 30701

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1788

ZONING CASES - INDIVIDUAL

Item 65: Zoning Case Z167-300(KK)

A public hearing to receive comments regarding an application for and an ordinance granting a new subdistrict on property zoned Subdistrict C, WMU-3 Walkable Urban Mixed Use within Planned Development District No. 468, the Oak Cliff Gateway Special Purpose District, on the southwest corner of North Zang Boulevard and West Neely Street

Recommendation of Staff: Approval, subject to a development plan, elevation plan and staff's recommended conditions

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

The following individuals appeared in opposition to the city plan commission's recommendation:

Jeane Marie Keith, 700 Woodlawn Ave.
Pam Conley, 901 N. Madison Ave.
Anne Campbell, 710 Haines Ave.
Carolyn Armour, 919 Haines Ave.

The following individuals appeared in favor of the city plan commission's recommendation:

Kiyundra Gulley, 3338 Shining Light Dr., representing Oak Cliff Chamber of Commerce
David Preziosi, 2229 Lawndale Dr., representing Preservation Dallas
Michael Amonett, 2210 W. Tenth St.
Jim Lake, 1350 Manufacturing St.
David Farrell, 9444 Sherwood Glen

Councilmember Griggs moved to close the public hearing, accept the recommendation of staff with the following changes:

- Speakers, televisions, and live music are prohibited in any outdoor area including the patio and porch areas;
- Hours of operation for the patio and porch area are deleted;

and pass the ordinance.

Motion seconded by Councilmember Thomas.

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

Assigned ORDINANCE NO. 30702

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1789

ZONING CASES - INDIVIDUAL

Item 66: Zoning Case Z167-357(PD)

A public hearing to receive comments regarding an application for and an ordinance granting a new subdistrict on property zoned an MF-2(A) Multiple Family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District on the southwest line of Reagan Street, west of Congress Avenue

Recommendation of Staff: Denial

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

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Deputy Mayor Pro Tem Medrano moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Kingston and unanimously adopted.

Assigned ORDINANCE NO. 30703

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1790

ZONING CASES - INDIVIDUAL

Item 67: Zoning Case Z167-358(JM)

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 2161 for a tower/antenna for cellular communication limited to a mounted cellular antenna on property zoned Subdistrict 4 of Planned Development District No. 714, the West Commerce Street/Fort Worth Avenue Special Purpose District, on the north line of Fort Worth Avenue, west of Walter Drive

Recommendation of Staff: Approval of the renewal of Specific Use Permit No. 2161 for a two-year period, subject to a site plan and conditions

Recommendation of CPC: Approval of the renewal of Specific Use Permit No. 2161 for a five-year period, subject to a site plan and conditions

No one appeared in opposition to or in favor of the city plan's commission recommendation.

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

Motion seconded by Deputy Mayor Pro Tem Medrano and unanimously adopted.

Assigned ORDINANCE NO. 30704

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1791

ZONING CASES - INDIVIDUAL

Item 68: Zoning Case Z167-366(WE)

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 an RR-D-1 Regional Retail District with a D-1 Liquor Control Overlay on the south side of Great Trinity Forest Way, east of Longbranch Lane

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

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

Councilmember Atkins moved to defer the item to the January 10, 2017 voting agenda meeting of the city council.

Motion seconded by Councilmember Callahan and unanimously deferred.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1792

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

Item 69: Zoning Case Z167-266(KK)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Subdistrict 2D within Planned Development District No. 714, the West Commerce Street/Fort Worth Avenue Special Purpose District for mixed uses, on the south side of Fort Worth Avenue, between Sylvan Avenue and Chappell Street

Recommendation of Staff and CPC: Approval, subject to conditions

Note: This item was considered by the City Council at public hearings on August 23, 2017 and October 25, 2017, and was deferred until November 8, 2017, with the public hearing open.

The following individual appeared in opposition to the city plan commission's recommendation:

Sylvia Lagos, 131 N. Montclair Ave.

No one appeared in favor of the city plan commission's recommendation.

Councilmember Narvaez moved to close the public hearing, accept the recommendation of the city plan commission with the following changes:

- Special parking is limited to a maximum of 50 percent of the required off-street parking. And for off-street parking purposes, the subdistrict is considered one building site;
- The proposed exception for financial institutions without drive-in windows from the requirement that primary facades and entrances be oriented towards the right-of-way is removed;
- Along Fort Worth Avenue, at least 50 percent, but no more than 80 percent, of the street-facing façade of nonresidential uses must be windows and doors;
- Along Sylvan Avenue, at least 40 percent, but no more than 80 percent of the first 10 feet measured from the finished floor, of the street-facing facades of nonresidential uses must be windows and doors, but the first 10 feet, measured from grade, of the open areas between the buildings may be credited towards meeting that percentage;
- In this subdistrict, a maximum of 50 percent of the total area of the street facing facades may be metal panels. And along Fort Worth Avenue a maximum of 50 percent of the street facing façade of each building may be metal panels;

and pass the ordinance.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

17-1792

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Motion seconded by Councilmember Thomas.

After discussion, Mayor Rawlings called a vote and declared the item amended. (Kleinman absent when vote taken)

Assigned ORDINANCE NO. 30705

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1793

STREET NAME CHANGE

Item 70: A public hearing to receive comments regarding a proposal to change the name of Plano Road, between East Northwest Highway and Forest Lane to “N. Lake Highlands Drive” - NC167-006 - Financing: No cost consideration to the City

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

NOVEMBER 8, 2017

17-1794

Closed Session

The following items were posted for discussion in closed session:

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

- City of Dallas v. Delta Airlines Inc. et al., Civil Action No. 3:15-V-2069-K.

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

- Discussion regarding the search for and hiring of a candidate for the position of City Secretary.

At 11:57 p.m., Mayor Rawlings announced the closed session of the city council authorized by Chapter 551, "OPEN MEETINGS," of the (Texas Open Meetings Act) to discuss the following matters:

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

- City of Dallas v. Delta Airlines Inc. et al., Civil Action No. 3:15-V-2069-K.

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

- Discussion regarding the search for and hiring of a candidate for the position of City Secretary.

The closed session ended at 1:40 p.m. Mayor Rawlings reconvened to open session at 1:42 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 23, 2017

17-1795

Addendum Addition 1: Authorize a Fifth Amendment to the Signature Flight Support Corporation Lease of Land and Facilities at Dallas Love Field dated November 1, 1993 for Lease No. 2, previously approved on June 10, 1992, by Resolution No. 92-2174 to **(1)** remove approximately 14,404 square feet of land from the leased premises to be used as additional parking to support the Aviation administration building; **(2)** grant the ability for the lessee or a sublessee to maintain title to major capital improvements the lessee or sublessee may construct on the leased premises until the lease is terminated or expires and title reverts to the City; and **(3)** include an attornment provision that would allow a subtenant who is not in default under the terms of its sublease and who invests at least \$7,000,000 of capital improvements into the leased premises to continue its peaceful possession of the subleased premises in the event Lease No. 2 terminates as a result of the actions or inactions of the lessee - Estimated Annual Revenue Foregone: \$10,018

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 23, 2017

17-1796

Addendum Addition 2: An ordinance abandoning portions of alleys, Gulden Lane, Bataan Street, Beeville Street and Bedford Avenue to West Dallas Investments, L.P., the abutting owner, containing a total of approximately 72,898 square feet of land, located near the intersection of Gulden Lane and Singleton Boulevard; authorizing the quitclaim and providing for the dedication of approximately 73,162 square feet of land needed for street right-of-way - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30706

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, NOVEMBER 8, 2017

EXHIBIT C