

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JUNE 18, 2014

14-0970

CITY COUNCIL BRIEFING  
CITY HALL, ROOM 6ES  
MAYOR RAWLINGS, PRESIDING

PRESENT: [14] Rawlings, Atkins, Alonzo, Griggs, Medrano (\*9:16 a.m.), Hill, Caraway, Callahan, Davis (\*9:38 a.m.), Kadane, Allen, Kleinman, Greyson (\*9:09 a.m.), Gates, Kingston (\*9:08 a.m.)

ABSENT: [0]

The meeting was called to order at 9:04 a.m.

The city secretary announced that a quorum of the city council was present.

The invocation was given by Councilmember Allen.

Deputy Mayor Pro Tem Alonzo led the pledge of allegiance.

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

After all business properly brought before the city council had been considered, Mayor Rawlings announced the meeting adjourned at 9:10 p.m.

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Mayor

ATTEST:

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City Secretary

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**

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JUNE 18, 2014

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL  
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EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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SPECIAL PRESENTATIONS

At the beginning of each briefing meeting of the city council a time is set aside for the mayor and city council to recognize special individuals or groups, to read mayoral proclamations, to confer honorary citizenships, and to make special presentations.

No special presentations were made.

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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: Regina Montoya, 5230 Lobello Dr.  
REPRESENTING: Mayor's Poverty Task Force  
SUBJECT: Mayor's Poverty Task Force

SPEAKER: Suzanne Smith, 3921 Hawthorne Ave. (handout provided)  
REPRESENTING: Mayor's Poverty Task Force  
SUBJECT: Mayor's Poverty Task Force

SPEAKER: Larry James, 4823 Tremont St.  
REPRESENTING: Mayor's Poverty Task Force  
SUBJECT: Mayor's Poverty Task Force

SPEAKER: Clara McDade, 4127 Happy Canyon Dr. (handout provided)  
REPRESENTING: Highland Hills Community Liaison Association  
SUBJECT: Community issues

SPEAKER: David Beach, Private (handout provided)  
REPRESENTING: Boy Scout Troop #435  
SUBJECT: Emergency assistance support

Mayor Rawlings allowed the following individual to address the city council during the morning session:

SPEAKER: Jonas Park, 2319 Rusk Ct. (handout provided)  
SUBJECT: Opposing mega store at East Village

**OPEN MICROPHONE – END OF MEETING:**

SPEAKER: Robert Trimble, 5936 Woodland Dr.  
SUBJECT: Animal Services budget

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**OPEN MICROPHONE – END OF MEETING:**

(Continued)

SPEAKER: Chris Watts, 214 N. Windomere Ave. (handout provided)  
REPRESENTING: We Care About Dallas Animal Services (DAS)  
SUBJECT: The budget

SPEAKER: Deborah Byrd, 1009 Tipperary Dr.  
SUBJECT: Dallas Animal Shelter/2014-15 Budget

SPEAKER: Deborah Whittington, 521 West 8<sup>th</sup> St.  
REPRESENTING: We Care About Dallas Animal Services (DAS)  
SUBJECT: Budget

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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14-0973

Item 1: Approval of Minutes of the June 4, 2014 City Council Meeting

Councilmember Kadane moved to adopt the minutes of the June 4, 2014 City Council Meeting.

Motion seconded by Councilmember Medrano and unanimously adopted. (Caraway, Davis absent when vote taken)

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Item 2: 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 all nominations and re-nominations received for city board and commission appointments for the 2013-2015 board term, with term ending September 30, 2015, updated through June 18, 2014.

The city secretary noted the report indicated nominees and re-nominees for individual and full council appointments cleared for city council action met all qualifications for service.

Councilmember Medrano moved to appoint the following:

- Neal D. Sleeper, Dallas County Resident, to the Reinvestment Zone Six Board (Farmers Market); Noel J. Aveton, Dallas County Resident, to the Reinvestment Zone Seven Board (Sports Arena); Robert L. Prejean, Dallas County Resident, to the Reinvestment Zone Ten (Southwestern Medical) and Reinvestment Zone Eighteen Board (Maple/Mockingbird); David Brown, Dallas County Resident, to the Reinvestment Zone Fourteen Board (Skillman Corridors);
- Christopher Jackson, Vice-Chair, to the Cultural Affairs Commission; and
- nominees to "individual appointment" positions.

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

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

<b>14-6150</b>	<b>ARC</b>	<b>AUTOMATED RED LIGHT ENFORCEMENT COMMISSION</b>
<b>14-6151</b>	<b>MLB</b>	<b>MUNICIPAL LIBRARY BOARD</b>
<b>14-6152</b>	<b>PLA</b>	<b>PERMIT AND LICENSE APPEAL BOARD</b>
<b>14-6153</b>	<b>RZ06</b>	<b>REINVESTMENT ZONE SIX BOARD (FARMERS MARKET)</b>
<b>14-6154</b>	<b>RZ07</b>	<b>REINVESTMENT ZONE SEVEN BOARD (SPORTS ARENA</b>
<b>14-6155</b>	<b>RZ10</b>	<b>REINVESTMENT ZONE TEN BOARD (SOUTHWESTERN MEDICAL)</b>
<b>14-6156</b>	<b>RZ14</b>	<b>REINVESTMENT ZONE FOURTEEN BOARD (SKILLMAN CORRIDOR)</b>
<b>14-6157</b>	<b>RZ18</b>	<b>REINVESTMENT ZONE EIGHTEEN BOARD (MAPLE/MOCKINGBIRD)</b>
<b>14-6158</b>		<b>BOARD OFFICER</b>

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14-0975

Item 3:            Authorize settlement of the lawsuit styled Jaqueline Collins, et al. v. City of Dallas, et al. Civil Action No. 3:12-CV-02584-O - Not to exceed \$900,000 -  
Financing: Current Funds

Mayor Pro Tem Atkins moved to adopt the item.

Motion seconded by Councilmember Caraway and unanimously adopted. (Davis absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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14-0976

Briefing A: Discussion, deliberation, and possible straw votes regarding proposed amendments to the Dallas City Charter

Mayor Rawlings stated each proposed amendment would be discussed and voted on separately. If the amendment fails, the city council will not discuss the amendment at the June 25, 2014 City Council Meeting.

Mayor Rawlings stated the vote would be taken by a show of hands; there was no objection voiced to his statement.

Mayor Rawlings called for a show of hands on the following proposed amendments:

1. **Councilmember Terms (III §1 and §3A)** – Increase the city council and the mayor terms to a period of three years with a maximum of two-terms. [Proposed by Councilmember Hill]
2. **Budgets (XI §1)** – Require that the city adopt a zero-based budget process for the annual appropriation to be done at a minimum every three years for all city departments, and prepare a five-year budget plan each year to establish a fiscal direction for the city. [Proposed by Councilmember Kleinman]
3. **Audits (IX §3 and XI §2)** – (1) The city auditor shall report audit recommendations to the city council. If city council adopts the recommendations, the city manager shall implement the recommendations within the period allowed by city council. (2) City Council shall set the annual budget for the city auditor’s office directly, rather than as a component of the city manager’s budget. [Proposed by Councilmember Kingston]
4. **Thoroughfare Plan (XV §8)** – Allow city-wide changes to the thoroughfare plan, such as implementation of the bike plan, to be noticed through public hearings, district meetings, newspaper notices, and the city’s website, rather than by mailing notice to adjacent property owners. [Proposed by Councilmember Griggs]
5. **Bond Ballots (XXI §3)** – That the ballot for the approval of a bond program must state:
  1. the amount of bond issuance authorization;
  2. estimated amount of repayment including principal and interest; and
  3. the purpose of the bonds. [Proposed by Councilmember Griggs]
6. **Nondiscrimination (XVI §16)** – (a) Include all protected classes (color, age, marital status, sexual orientation, natural origin, disability). (b) Add gender identity, gender expression, and genetic characteristics as additional classes. [Proposed by Councilmember Medrano]

7. **Contract Execution (XXII §1)** – (1) Specify that the exclusive means of executing a contract on behalf of the city is by signature of the city manager with approval by the city attorney. (2) Add a statement that publication of an ordinance or resolution to make it effective after passage does not constitute execution of the ordinance or resolution as a contract unless the ordinance or resolution expressly states publication acts as execution. [Proposed by City Attorney’s Office]
8. **Redistricting (IV §5)** – The proposed amendments include:
  1. a widely-publicized application process,
  2. qualifications for applicants,
  3. persons who are not eligible to be applicants,
  4. independent outside auditor review of applications,
  5. each city councilmember appoints one member from qualified applicant pool
  6. guidelines for drawing district lines,
  7. prohibits commissioners from running for city council for the next two terms or serving on a city board for two years,
  8. prohibits city councilmember contact with commissioners, except in open meetings,
  9. training and staffing for the commission and public input on proposed maps,
  10. requires a written explanation, 72 hours public notice, and three-fourths vote of city council to modify the proposed map.[Proposed by Mayor Rawlings, in part, and Charter Review Commission, in part]

By a show of hands, with the majority having been raised in favor, Mayor Rawlings declared the following (as amended, if applicable) be added to the list of charter amendment propositions to be considered for approval at the June 25, 2014 voting agenda meeting of the city council:

3. **Audits (~~IX §3 and XI §2~~)** – (2) City Council shall set the annual budget for the city auditor’s office directly, rather than as a component of the city manager’s budget.
4. **Thoroughfare Plan (XV §8)** – Allow city-wide changes to the thoroughfare plan, such as implementation of the bike plan, to be noticed through public hearings, district meetings, newspaper notices, and the city’s website, rather than by mailing notice to adjacent property owners. An increase in dimensional classification of a roadway requires notification.

5. **Bond Ballots (XXI §3)** – That the ballot for the approval of a bond program must state:
  1. the amount of bond issuance authorization;
  2. estimated amount of repayment including principal and interest; and
  3. the purpose of the bonds.
6. **Nondiscrimination (XVI §16)** – (1) Include all protected classes (color, age, marital status, sexual orientation, natural origin, disability). (2) Add gender identity, gender expression, and genetic characteristics as additional classes.
7. **Contract Execution (XXII §1)** – (1) Specify that the exclusive means of executing a contract on behalf of the city is by signature of the city ~~manager~~ attorney with approval by the city ~~attorney~~ manager. (2) Add a statement that publication of an ordinance or resolution to make it effective after passage does not constitute execution of the ordinance or resolution as a contract unless the ordinance or resolution expressly states publication acts as execution.
8. **Redistricting (IV §5)** – The proposed amendments include:
  2. qualifications for applicants,
  3. persons who are not eligible to be applicants,
  5. each city councilmember appoints one member from qualified applicant pool
  6. guidelines for drawing district lines,
  7. prohibits commissioners from running for city council ~~for~~ in the next ~~two terms~~ cycle or serving on a city board for ~~two~~ one years,
  8. prohibits city councilmember contact with commissioners, except in open meetings,
  10. requires a written explanation, 72 hours public notice, and three-fourths vote of city council to modify the proposed map.

By a show of hands, with the majority having been raised in opposition, Mayor Rawlings declared the following proposed amendments failed and would not move forward for formal approval by the city council:

1. **Councilmember Terms (III §1 and §3A)** – Increase the city council and the mayor terms to a period of three years with a maximum of two-terms.

2. **Budgets (XI §1)** – Require that the city adopt a zero-based budget process for the annual appropriation to be done at a minimum every three years for all city departments, and prepare a five-year budget plan each year to establish a fiscal direction for the city.
3. **Audits (IX §3 and XI §2)** – (1) The city auditor shall report audit recommendations to the city council. If city council adopts the recommendations, the city manager shall implement the recommendations within the period allowed by city council. (2) City Council shall set the annual budget for the city auditor’s office directly, rather than as a component of the city manager’s budget.
8. **Redistricting (IV §5)** – The proposed amendments include:
  1. a widely-publicized application process,
  4. independent outside auditor review of applications,
  9. training and staffing for the commission and public input on proposed maps.

By a show of hands, with no hands being raised in favor of or in opposition to the following proposed amendment, Mayor Rawlings declared the following proposed amendment failed and would not move forward for formal approval by the city council:

3. **Audits (IX §3 and ~~XI §2~~)** – (1) The city auditor shall report audit recommendations to the city council. If city council adopts the recommendations, the city manager shall implement the recommendations within the period allowed by city council.

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Briefing B: Budget Workshop #3 - Rankings and Budget Review

The city manager briefed the city council on the item.

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Briefing C: Proposed Transportation-For-Hire Regulation

Mayor Pro Tem Atkins moved to postpone the briefing until August 2014.

Motion seconded by Councilmember Medrano.

After discussion, Councilmember Greyson moved a substitute motion to continue with the briefing as scheduled.

Motion seconded by Deputy Mayor Pro Tem Alonzo.

After further discussion, Mayor Rawlings called for a show of hands on Councilmember Greyson's substitute motion to continue with the briefing as scheduled.

By a show of hands, with the minority having been raised in favor, Mayor Rawlings declared the substitute motion failed.

Mayor Rawlings called for a show of hands on Mayor Pro Tem Atkins motion to postpone the briefing until August 2014.

By a show of hands, with the majority having been raised in favor, Mayor Rawlings declared the motion adopted.

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14-0979

Closed Session

6ES

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

- Avalon Residential Care Homes, et al. v. City of Dallas, Cause No. 3:11-CV-01239-D

At 12:25 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.)

- Avalon Residential Care Homes, et al. v. City of Dallas, Cause No. 3:11-CV-01239-D

Mayor Rawlings reconvened the city council meeting after the closed session at 1:35 p.m. No other matters were discussed during the closed session.

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EXHIBIT C