

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 13, 2016

16-0510

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

PRESENT: [15] Rawlings, Alonzo, Wilson, Griggs (*9:17 a.m.), Medrano (*9:28 a.m.), Thomas, Arnold (*9:24 a.m.), Callahan, Young, Clayton, McGough, Kleinman, Greyson (*9:13 a.m.), Gates, Kingston (*9:18 a.m.)

ABSENT: [0]

The meeting was called to order at 9:10 a.m.

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

The invocation was given by Joel Triska, Lead Pastor and Resident Philosopher, Life in Deep Ellum.

Councilmember Young led the pledge of allegiance.

The meeting agenda, 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, the city council adjourned at 3:49 p.m.

ATTEST:

Mayor

City Secretary

Date Approved

The annotated agenda is attached to the minutes of this meeting as EXHIBIT A.

The actions taken on each matter considered by the city council are attached to the minutes of this meeting as EXHIBIT B.

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, APRIL 13, 2016

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 13, 2016

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0511

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: Dominique Alexander, 2512 Overton Rd.
REPRESENTING: Next Generation Action Network
SUBJECT: Dallas Police Chief

SPEAKER: Richard Sheridan, 11301 Dennis Rd. (handout provided)
SUBJECT: NY's homeless/Central Park

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Trinity Road/EPA/KKK

SPEAKER: Ron Shipp, 1200 Main St.
REPRESENTING: Board of Directors Condominium on Main
SUBJECT: Funding for the Bridge

SPEAKER: Dorian Bryant, 8800 Senate St.
SUBJECT: City life safety/welfare

ADDITIONAL – OPEN MICROPHONE:

SPEAKER: Hwan Kim, 4713 Sea Ridge Dr., Ft. Worth, TX
SUBJECT: Property issues

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Clarence Russeau, 5000 Waneta Dr. (handout provided)
SUBJECT: Bulk trash ordinance

SPEAKER: Odetta Russeau, 5000 Waneta Dr.
SUBJECT: Bulk trash ordinance

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16-0511

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OPEN MICROPHONE – END OF MEETING: (Continued)

SPEAKER: Lakolya London, 1411 N. Cockrell Hill Rd. (handout provided)
SUBJECT: Crooked system in Dallas

SPEAKER: Ewing Moseley, 9450 Royal Ln.
SUBJECT: Police/fire budget

SPEAKER: Ronnie Mestas, 3215 Rutz St.
SUBJECT: West Dallas community

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0512

Item 1: Approval of Minutes of the March 23, 2016 City Council Meeting and Amendment to the Minutes of the January 27, 2016 City Council Meeting

Corrected on the addendum.

Councilmember Greyson moved to adopt the minutes as presented.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0513

CONSENT AGENDA

The consent agenda consisted of consent agenda items 2-53 and addendum addition consent agenda items 1 and 2. Consent agenda item 25 was deleted on the addendum. Consent agenda item 30 was corrected on the addendum

Councilmember Kingston requested consent agenda items 14, 18, 19, 38 and addendum addition consent agenda items 1 and 2 be considered as individual items later in the meeting; there was no objection voiced to his request.

Councilmember Griggs requested consent agenda items 14 and 19 be considered as individual items later in the meeting; there was no objection voiced to his request.

Councilmember Greyson requested addendum addition consent agenda items 1 and 2 be considered as individual items later in the meeting; there was no objection voiced to her request.

Councilmember Gates requested consent agenda item 41 be considered as an individual item later in the meeting; there was no objection voiced to her request.

Councilmember Kleinman requested consent agenda items 46, 47 and 49 be considered as individual items later in the meeting; there was no objection voiced to his request.

Therefore, the consent agenda, consisting of consent agenda items 2-13, 15-17, 20-24, 26-37, 39, 40, 42-45, 48, and 50-53, was presented for consideration.

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

Motion seconded by Councilmember Griggs and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0514

Item 2: Authorize a one-year professional services contract with JLM Consulting Group, Inc. for project management, construction consulting and facility maintenance services at Dallas Love Field - Not to exceed \$121,250 - Financing: Aviation Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0515

Item 3: Authorize a three-year service contract with Harris Miller Miller & Hanson Inc. for annual noise reports including day-night average sound level contours at Dallas Love Field - Not to exceed \$152,917 - Financing: Aviation Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0516

Item 4: Authorize a First Amendment to the lease agreement and purchase option agreement with Scarborough Forest Park IV, LP for the land and improvements located at 6814 Harry Hines Boulevard to correct the incorrectly calculated purchase price breaks in the purchase option agreement - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0517

Item 5: Authorize a three-year service contract for window glass replacement services citywide - Peruna Glass, Inc. dba Glass Doctor of North Texas, lowest responsible bidder of two - Not to exceed \$603,488 - Financing: Current Funds (\$472,631), Convention and Event Services Current Funds (\$88,970) and Water Utilities Current Funds (\$41,887) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0518

Item 6: Authorize a three-year service contract for tire repair and recapping services - Wingfoot Commercial Tire, lowest responsible bidder of five - Not to exceed \$1,287,418 - Financing: Current Funds (\$1,010,152), Sanitation Current Funds (\$197,985), Stormwater Drainage Management Current Funds (\$58,169), Water Utilities Current Funds (\$19,128) and Aviation Current Funds (\$1,984) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0519

Item 7: Authorize a three-year service contract, with one twelve-month renewal option, for electric motor repair services for Trinity Watershed Management - Evans Enterprises, Inc., lowest responsible bidder of two - Not to exceed \$1,867,476 - Financing: Stormwater Drainage Management Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0520

Item 8: Authorize a five-year service contract for continuous software maintenance and support for Oracle database license products - Mythics, Inc., most advantageous proposer of two - Not to exceed \$4,143,500 - Financing: Current Funds (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0521

Item 9: Authorize an acquisition contract for the purchase of audio and visual equipment to repair the video wall system in the Fusion Center at Jack Evans Police Headquarters - Audio Fidelity Communications Corporation dba Whitlock, through the Department of Information Resources, State of Texas Cooperative Contract - Not to exceed \$99,819 - Financing: U. S. Department of Homeland Security Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0522

Item 10: Authorize the purchase of portable litter screens for the McCommas Bluff Landfill - Metta Technologies, Inc., lowest responsible bidder of four - Not to exceed \$82,380 - Financing: Sanitation Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0523

Item 11: Authorize the purchase of one stationary electric refuse loader for the Bachman Transfer Station - FTR Equipment dba Forestry Supply Services, Inc., lowest responsible bidder of two - Not to exceed \$179,170 - Financing: Sanitation Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0524

Item 12: Authorize a three-year master agreement for cast iron fittings - Fortiline, Inc. in the amount of \$100,000 and Ferguson Enterprises in the amount of \$100,000, lowest responsible bidders of two - Total not to exceed \$200,000 - Financing: Water Utilities Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0525

Item 13: Authorize a three-year master agreement for paint and sundries to be used for maintaining various City facilities, equipment and City projects - PPG Architectural Finishes, Inc. in the amount of \$811,480, Ozark Materials, LLC in the amount of \$42,503 and Kelly Moore Paint Company, Inc. in the amount of \$42,473, lowest responsible bidders of four - Total not to exceed \$896,456 - Financing: Current Funds (\$694,264), Aviation Current Funds (\$87,257), Convention and Event Services Current Funds (\$75,747) and Stormwater Drainage Management Current Funds (\$39,188)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0526

Item 14: Authorize a three-year master agreement for hand and power tools - Sid Tool Co., Inc. dba MSC Industrial Supply Co. in the amount of \$2,720,901, Colonial Hardware Corporation in the amount of \$1,655,230, Simba Industries in the amount of \$1,440,288, Mavich, LLC in the amount of \$367,567, Nationwide Supplies, LP in the amount of \$270,431, Longhorn, Inc. in the amount of \$121,400, Hilti, Inc. in the amount of \$60,715, Fort Worth Bolt & Tool Company, LLP in the amount of \$52,960, Evco Partners LP dba Burgoon Company in the amount of \$32,500, Joe Jeter Sales in the amount of \$20,000 and Fastenal Company in the amount of \$14,500, lowest responsible bidders of thirteen - Total not to exceed \$6,756,492 - Financing: Current Funds (\$4,079,697), Water Utilities Current Funds (\$2,201,545), Aviation Current Funds (\$231,150), Stormwater Drainage Management Current Funds (\$131,300) and Convention and Event Services Current Funds (\$112,800)

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

Later in the meeting, the item was brought up for consideration.

Councilmember Gates moved to adopt the item.

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

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APRIL 13, 2016

16-0527

Item 15: Authorize **(1)** supplemental agreement no. 1 to increase the service contract for original equipment manufacturer parts and labor to maintain City vehicles and equipment with Park Cities Ford Lincoln in the amount of \$1,125,289, from \$4,501,157 to \$5,626,446, Holt Texas, Ltd. in the amount of \$1,068,056, from \$4,272,225 to \$5,340,281, Kirby-Smith Machinery, Inc. in the amount of \$803,355, from \$3,213,421 to \$4,016,776, AutoNation Chevrolet Galleria in the amount of \$516,787, from \$2,067,150 to \$2,583,937, Southwest International Trucks, Inc. in the amount of \$507,035, from \$2,028,140 to \$2,535,175, Bobcat of Dallas in the amount of \$335,038, from \$1,340,155 to \$1,675,193, Rush Medium Duty Truck Center, Dallas in the amount of \$332,351, from \$1,329,405 to \$1,661,756, Romco Equipment Co., LLC in the amount of \$331,065, from \$1,324,263 to \$1,655,328, Freedom Dodge dba Duncanville Automotive in the amount of \$288,331, from \$1,153,325 to \$1,441,656, Rush Truck Center, Dallas Light and Medium Duty in the amount of \$278,940, from \$1,115,760 to \$1,394,700, Four Brothers Outdoor Power, Inc. in the amount of \$243,665, from \$974,660 to \$1,218,325 Sonic-Lute Riley, LP dba Lute Riley Honda in the amount of \$218,912, from \$875,650 to \$1,094,562, RDO Equipment Company in the amount of \$190,100, from \$760,400 to \$950,500, CLS Sewer Equipment Co., Inc. in the amount of \$146,900, from \$587,600 to \$734,500, EV Autos in the amount of \$134,687, from \$538,750 to \$673,437, Metro Fire Apparatus Specialists, Inc. in the amount of \$136,450, from \$545,800 to \$682,250, Kinloch Equipment and Supply, Inc. in the amount of \$114,712, from \$458,850 to \$573,562, Stewart & Stevenson, LLC in the amount of \$111,748, from \$446,994 to \$558,742, Larry M. Green dba Lone Star Trim in the amount of \$94,987, from \$379,950 to \$474,937, Industrial Disposal Supply Co., Ltd. in the amount of \$85,662, from \$342,650 to \$428,312, REV Ambulance Group Orlando, Inc. formerly known as Wheeled Coach Industries, Inc. in the amount of \$42,150, from \$168,600 to \$210,750, Texas Underground dba Underground, Inc. in the amount of \$40,412, from \$161,650 to \$202,062, Waterblasting Technologies, Inc. in the amount of \$22,500, from \$90,000 to \$112,500, H.D. Industries, Inc. in the amount of \$16,650, from \$66,600 to \$83,250, Witch Equipment Co., Inc. in the amount of \$15,146, from \$60,586 to \$75,732, Quality Fire Truck Parts, LLC in the amount of \$7,875, from \$31,500 to \$39,375, Landmark Equipment, Inc. in the amount of \$7,856, from \$31,425 to \$39,281, Dickson Equipment Co., Inc. in the amount of \$2,837, from \$11,350 to \$14,187 and Longhorn Harley-Davidson in the amount of \$2,080, from \$8,320 to \$10,400, lowest responsible bidders of thirty-five; **(2)** supplemental agreement no. 2 to increase the service contract for original equipment manufacturer parts and labor to maintain City vehicles and equipment with BTE Body Co., Inc. in the amount of \$332,300, from \$1,329,200 to \$1,661,500; and **(3)** supplemental agreement

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16-0527

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Item 15: (Continued)

no. 1 to increase the service contract for original equipment manufacturer parts with MHC Kenworth in the amount of \$53,625, from \$214,500 to \$268,125 through the Texas Association of School Boards (BuyBoard), and to extend the service contracts term from July 7, 2016 to January 7, 2017 - Total not to exceed \$7,607,501, from \$30,430,036 to \$38,037,537 - Financing: Current Funds (\$5,826,716), Sanitation Current Funds (\$1,278,110), Water Utilities Current Funds (\$444,397), Aviation Current Funds (\$34,404) and Stormwater Drainage Management Current Funds (\$23,874) (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0528

Item 16: Authorize settlement of the lawsuit styled Andrea Crosby v. City of Dallas, Cause No. CC-15-02372-C - Not to exceed \$32,500 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0529

Item 17: Authorize **(1)** the reappointment of three Administrative Law Judges (ALJ), Douglas J. Lapidus, LaKisha Thigpen and James Urmin, Sr.; **(2)** the appointment of Doreen McGookey and Ifeyinwa J. Seales, as Administrative Law Judges for the period January 1, 2016 through December 31, 2017, 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 \$20,000 (\$10,000 to be reimbursed by the appealing employees) - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

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APRIL 13, 2016

16-0530

Item 18: Authorize **(1)** a management agreement with DPL Loan Holdings, LLC for the management, operation, maintenance and retail activation of Browder Street Plaza for an initial term of ten years, with one ten year renewal option; and **(2)** receipt and deposit of an estimated revenue amount of \$11,500 annually from DPL Loan Holdings, LLC in the Downtown Connection TIF District Fund for Browder Street Plaza operation - Financing: Estimated Revenue: \$115,000 (over the first ten years of the agreement)

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

Later in the meeting, the item was brought up for consideration.

Councilmember Callahan moved to adopt the item.

Motion seconded by Councilmember Kingston and unanimously adopted.

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APRIL 13, 2016

16-0531

Item 19: Authorize an architectural/engineering services contract to perform a facilities condition assessment at various City of Dallas facilities throughout the City with AECOM Technical Services, Inc. - Not to exceed \$1,942,862 - Financing: General Obligation Commercial Paper Funds

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

Later in the meeting, the item was brought up for consideration.

Councilmember Gates moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

After discussion, Mayor Rawlings called a record vote on the item:

Voting Yes: [8] Rawlings, Alonzo, Wilson, Arnold, Young,
Kleinman, Greyson, Gates

Voting No: [6] Griggs, Medrano, Callahan, Clayton,
McGough, Kingston

Absent When Vote Taken: [1] Thomas

The city secretary declared the item adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0532

Item 20: Authorize a construction services contract to re-roof eight City of Dallas facilities with Restoration Specialist, dba RS Commercial Construction - Not to exceed \$433,616 - Financing: Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0533

Item 21: Authorize Supplemental Agreement No. 2 to increase the construction contract for additional upgrades to the security system at other various City facilities and extend the term of the contract from April 13, 2016 to October 31, 2016 - Schneider Electric Buildings Americas, Inc. - Not to exceed \$203,700 from \$853,956 to \$ 1,057,656 - Financing: Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0534

Item 22: Authorize **(1)** acceptance of Tactical Tender apparatus purchased by Texas A&M Forest Services under the Texas Intrastate Fire Mutual Aid System Grant Assistance Program; and **(2)** execution of the grant agreement, subject to the Supplemental Terms and Responsibilities Agreement under the TIFMAS Grant Assistant Program - Financing: Texas A&M TIFMAS Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0535

Item 23: Authorize an amendment to Resolution No. 14-1488, previously approved on September 10, 2014, to extend the loan agreement with Builders of Hope CDC in the amount of \$265,000 from November 30, 2014 to December 31, 2016 for one phase of the Prairie Creek project - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0536

Item 24: Authorize an amendment to Resolution No. 15-1380, previously approved on August 12, 2015, for the loan agreement in the amount of \$85,000 with 2000 Roses Foundation, Inc. to **(1)** change from a loan to a conditional grant agreement; **(2)** to allow rental and sale of the unit; and **(3)** extend the completion date from March 31, 2016 to September 31, 2016 for construction of one single family unit located at 220 North Cliff Street - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0537

Item 25: Authorize an amendment to Resolution No. 16-0280, previously approved on February 10, 2016, which authorized a contract between the City and CitySquare to increase the contract amount to provide supportive services for up to 40 homeless individuals for the period January 1, 2016 to August 31, 2016 - Not to exceed \$50,000, from \$770,362 to \$820,362 - Financing: Texas Department of State Health Services Grant Funds

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0538

Item 26: Authorize Supplemental Agreement No. 1 to the Interlocal Agreement with Dallas County Health and Human Services for 2015-16 to (1) revise the Statement of Services and budget to reallocate funds in the amount of \$29,902 from Emergency/Tenant Based Rental Assistance - Housing Services to Emergency/Tenant Based Rental Assistance, with no net change in the contract amount; and (2) revise the Housing Opportunities for Persons with Aids Contract Provisions to include changes to applicable federal regulations for Financial Assistance - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0539

Item 27: Authorize Supplemental Agreement No. 1 to the contract with Legacy Counseling Center, Inc. for Housing Opportunities for Persons With AIDS (HOPWA) master leasing program to (1) revise the Statement of Services and budget to increase the contract amount from \$338,810 to \$376,810; and (2) revise the HOPWA Contract Provisions to include changes to applicable federal regulations - Not to exceed \$38,000 - Financing: 2015-16 Housing Opportunities for Persons with AIDS Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0540

Item 28: Authorize Supplemental Agreement No. 1 to the contract with Legacy Counseling Center, Inc. for Housing Opportunities for Persons With AIDS (HOPWA) facility-based housing assistance to (1) revise the Statement of Services and budget to reallocate funds in the amount of \$20,000 from the budget category Supportive Services to Housing Facility Operations, with no net change in the contract amount; and (2) revise the HOPWA Contract Provisions to include changes to applicable federal regulations - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0541

Item 29: Authorize Supplemental Agreement No. 1 to the contract with PWA Coalition of Dallas, Inc. dba AIDS Services of Dallas for Housing Opportunities for Persons With Aids (HOPWA) facility based housing assistance to **(1)** revise the Statement of Services and budget to increase the contract amount from \$1,177,620 to \$1,201,620; and **(2)** revise the HOPWA Contract Provisions to include changes to applicable federal regulations - Not to exceed \$24,000 - Financing: 2015-16 Housing Opportunities for Persons with AIDS Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0542

Item 30: Authorize an amendment to the one-hundred-twenty-six-month concession contract with ~~Ira McGraw, dba~~ IAMJ Enterprises, Inc., to define roles, responsibilities and compensation as a result of the closure of the Cedar Crest Golf Course and Banquet Facility located at 1800 Southerland Avenue - Not to exceed \$239,925 - Financing: Golf Improvement Funds

Corrected on the addendum.

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0543

- Item 31: Authorize an Interlocal Agreement with the Comal County District Attorney, Balcones Heights Police Department, Boerne Police Department, Kendall County Sheriff's Office, San Antonio Police Department, Comal County Sheriff's Office, Gonzales Police Department, Inspector General, Guadalupe County Sheriff's Office, New Braunfels Police Department and the Comal County Gang Offender Narcotics Enforcement Unit and the Dallas Police Department to share the proceeds received by the Comal County District Attorney for asset seizures and forfeitures under Chapter 59 of the Texas Code of Criminal Procedure for the period beginning upon completion of signatures to the interlocal agreement, and will terminate upon final distribution of all proceeds and property forfeited pursuant to the investigation - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0544

2016 Street Resurfacing and Street Improvements

Note: Item Nos. 32 and 33
must be considered collectively.

Item 32: Authorize a construction contract with Pavecon Public Works, LP, lowest responsible bidder of two, in the amount of \$21,008,182 for the construction of pavement surface improvements for the 2016 Street Resurfacing and Street Improvements Project (list attached) - Not to exceed \$21,008,182 - Financing: General Obligation Commercial Paper Funds (\$19,831,301), 2012 Bond Funds (\$918,493) and Water Utilities Capital Construction Funds (\$258,388)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0545

2016 Street Resurfacing and Street Improvements

Note: Item Nos. 32 and 33
must be considered collectively.

Item 33: Authorize a professional services contract with T. Smith Inspection and Testing, LLC to provide construction material testing services during the construction of the 2016 Street Resurfacing and Street Improvements Project - Not to exceed \$585,410 - Financing: General Obligation Commercial Paper Funds (\$384,035), and 2012 Bond Funds (\$201,375)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0546

Item 34: Authorize a construction contract with 3i Construction, LLC, most advantageous proposer of six competitive sealed proposers, for the construction and installation of additional parking, access drive, and site lighting at the South Central Police Substation, located at 1999 East Camp Wisdom Road - Not to exceed \$690,193 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0547

Item 35: Authorize ordinances granting four franchises for solid waste collection and hauling, pursuant to Chapter XIV, of the City Charter, and Chapter 18, Article IV, of the Dallas City Code (list attached) - Estimated Annual Revenue: \$11,200

Adopted as part of the consent agenda.

Assigned ORDINANCE NOS. 30044, 30045, 30046 AND 30047

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0548

**TxDOT Railroad Queue Cutter at Singleton
Boulevard and North Westmoreland Road**

Note: Item Nos. 36 and 37
must be considered collectively.

Item 36: Authorize **(1)** a Local Project Advance Funding Agreement with the Texas Department of Transportation for a Federal Railway-Highway Crossing Program grant to design and install one queue cutter traffic signal at Singleton Boulevard and North Westmoreland Road; **(2)** the receipt and deposit of funds in the amount of \$113,195 from the Texas Department of Transportation; **(3)** the establishment of appropriations in the amount of \$113,195 in the Texas Department of Transportation Grant Fund; and **(4)** a required local match in the amount of \$1,191 - Total not to exceed \$114,386 - Financing: Texas Department of Transportation Grant Funds (\$113,195) and Current Funds (\$1,191) (subject to annual allocation)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0549

**TxDOT Railroad Queue Cutter at Singleton
Boulevard and North Westmoreland Road**

Note: Item Nos. 36 and 37
must be considered collectively.

Item 37: Authorize a professional services contract with Kimley-Horn and Associates, Inc., most advantageous proposer of thirteen, to provide traffic signal design services for one railroad queue cutter crossing arm at the intersection of Singleton Boulevard and North Westmoreland Road - Not to exceed \$11,000 - Financing: Texas Department of Transportation Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0550

Item 38: Authorize a professional services contract with Lee Engineering, LLC, most advantageous proposer of sixteen, to provide specialized services for conducting traffic studies, for the preparation specifically of 140 traffic signal warrant studies, 195 left-turn signal studies, 30 multi-way stop warrant studies, 35 pedestrian crossing analysis studies and 4 special studies - Not to exceed \$1,156,550 - Financing: Current Funds (subject to annual appropriations)

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

Later in the meeting, the item was brought up for consideration.

Councilmember Kleinman moved to adopt the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0551

Item 39: Authorize a one-year construction services agreement with Viking Construction, Inc., lowest responsive bidder of three, to provide micro-surfacing and slurry seal application services - Not to exceed \$4,126,763 - Financing: Current Funds (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0552

Item 40: Authorize moving expense and replacement housing payments for Francisco Torres and Dora Fernandez in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 1019 Pontiac Avenue for the Cadillac Heights Phase II Project - Not to exceed \$67,550 - Financing: 2006 Bond Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0553

Item 41: An ordinance abandoning a portion of Montwood Lane and a garbage collection and utility easement to The Episcopal School of Dallas, Inc., and WBL Family Investments, Inc., the abutting owners, containing a total of approximately 75,438 square feet of land, located near the intersection of Merrell and Midway Roads, authorizing the quitclaim and providing for the dedication of approximately 36,970 square feet of land needed for right-of-way
- Revenue: \$840,024, plus the \$20 ordinance publication fee

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

Later in the meeting, following adoption of the consent agenda and prior to the item being read into the record, Councilmember Gates moved to defer the item until the June 15, 2016 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0554

Item 42: An ordinance abandoning two street easements to Dallas Independent School District, the abutting owner, containing a total of approximately 770 square feet of land, located near the intersection of Brockbank Drive and Bynum Street, and authorizing the quitclaim - Revenue: \$7,700, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30048

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0555

Item 43: An ordinance abandoning a portion of a utility easement to CND-Southside, LLC, the abutting owner, containing approximately 3,605 square feet of land, located near the intersection of Lamar and Powhattan Streets, and authorizing the quitclaim - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30049

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0556

Item 44: An ordinance abandoning a portion of a utility easement to Intercity Investment Properties, Inc., the abutting owner, containing approximately 13,467 square feet of land, located near the intersection of Edgemere Road and Bandera Avenue - Revenue: \$5,400, plus the \$20 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30050

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0557

Item 45: An ordinance granting a CR Community Retail District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an R-7.5(A) Single Family District on the southwest corner of East Illinois Avenue and Seevers Avenue - Z145-347 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 30051

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0558

Item 46: Authorize a professional services contract with Alliance Geotechnical Group, Inc. for construction materials testing services during the construction phase of the Mill Creek / Peaks Branch / State-Thomas Drainage Relief Tunnel Project - Not to exceed \$2,764,000 - Financing: 2006 Bond Funds

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

Later in the meeting, following adoption of the consent agenda and prior to the items being read into the record, Councilmember Kleinman moved to collectively defer agenda items 46, 47, 49 and 58 until the May 11, 2016 voting agenda meeting of the city council and to direct the City Auditor to amend his work plan and perform an agreed-upon-procedures attestation engagement to verify that city and state procurement rules were followed.

Motion seconded by Councilmember Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0559

Item 47: Authorize a professional services contract with Black & Veatch Corporation for construction management services during the construction phase of the Mill Creek / Peaks Branch / State-Thomas Drainage Relief Tunnel Project - Not to exceed \$17,350,000 - Financing: 2006 Bond Funds

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

Later in the meeting, following adoption of the consent agenda and prior to the items being read into the record, Councilmember Kleinman moved to collectively defer agenda items 46, 47, 49 and 58 until the May 11, 2016 voting agenda meeting of the city council and to direct the City Auditor to amend his work plan and perform an agreed-upon-procedures attestation engagement to verify that city and state procurement rules were followed.

Motion seconded by Councilmember Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0560

Item 48: Authorize a contract with RKM Utility Services, Inc., lowest responsive bidder of three, for the construction of stormwater drainage improvements, partial street reconstruction and channel improvements for the Bahama Drive Relief System - Not to exceed \$1,783,440 - Financing: 2006 Bond Funds (\$1,318,489) and 2012 Bond Funds (\$464,951)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0561

Item 49: Authorize Supplemental Agreement No. 5 to the contract with Halff Associates, Inc. for design and analysis of drainage relief for Mill Creek, Peaks Branch, and State-Thomas areas, for additional scope of work for engineering design services required during construction of the Mill Creek / Peaks Branch / State-Thomas Drainage Relief Tunnel Project - Not to exceed \$6,126,500, from \$15,993,488 to \$22,119,988 - Financing: 2006 Bond Funds (\$6,105,000) and Water Utilities Capital Improvement Funds (\$21,500)

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

Later in the meeting, following adoption of the consent agenda and prior to the items being read into the record, Councilmember Kleinman moved to collectively defer agenda items 46, 47, 49 and 58 until the May 11, 2016 voting agenda meeting of the city council and to direct the City Auditor to amend his work plan and perform an agreed-upon-procedures attestation engagement to verify that city and state procurement rules were followed.

Motion seconded by Councilmember Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0562

Item 50: Ratify emergency erosion repair services to the Upper East Sump - Moir Watershed Services, L.L.C. - Not to exceed \$106,100 - Financing: Stormwater Drainage Management Current Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0563

Item 51: Authorize a professional services contract with Halff Associates, Inc. to provide architectural and engineering services for the design of improvements at 12000 Greenville Avenue for Dallas Water Utilities and at 2255 Irving Boulevard for Trinity Watershed Management Department - Not to exceed \$2,221,743 - Financing: Stormwater Drainage Management Capital Construction Funds (\$1,031,738) and Water Capital Improvement Funds (\$1,190,005)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0564

Item 52: Authorize an increase in the contract with Archer Western Construction, LLC for additional construction services associated with solids handling improvements at the Central Wastewater Treatment Plant and the Southside Wastewater Treatment Plant - Not to exceed \$203,000, from \$6,359,750 to \$6,562,750 - Financing: Water Utilities Capital Improvement Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0565

Item 53: Authorize Supplemental Agreement No. 1 to the engineering services contract with Conley Group, Inc. for additional architectural and engineering services for a condition assessment of the Priority 3 and 4 roof and heating, ventilation, and air conditioning systems at 35 Dallas Water Utilities locations (list attached) - Not to exceed \$538,125, from \$1,897,800 to \$2,435,925 - Financing: Water Utilities Capital Construction Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0566

Item 54: 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 received for the 2015-2017 board term, ending September 30, 2017 and noted the report indicated the nominee met all qualifications for service.

Councilmember Kingston moved to appoint the following:

- Nathan J. Rogers, Vice Chair, to the Martin Luther King Jr. Community Center Board

Motion seconded by Councilmember Callahan and unanimously adopted.

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

16-5751

BOARD OFFICERS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0567

Item 55: Authorize **(1)** a three-year master agreement for the purchase of emergency and non-emergency light equipment parts for city fleet vehicles - Goheen Enterprises, Inc. dba Professional Safety Systems in the amount of \$170,225 or \$207,525 (tie bid - group 1, line 1), Big Country Supply in the amount of \$12,800 or \$50,100 (tie bid - group 1, line 1), Defender Supply in the amount of \$2,392,180; and **(2)** a three-year service contract for the installation of emergency and non-emergency light equipment parts and installation for city fleet vehicles - Goheen Enterprises, Inc. dba Professional Safety Systems in the amount of \$283,000, lowest responsible bidders of seven - Total not to exceed \$2,895,505 - Financing: Current Funds (\$2,797,200), Water Utilities Current Funds (\$63,500), Aviation Current Funds (\$14,000) and Stormwater Drainage Management Current Funds (\$20,805) (subject to annual appropriations)

The city secretary was notified by the city manager there was a bid that resulted in identical bid amounts. In accordance with Section 271.901 of the Texas Local Government Code, the municipality must select one of those bidders by casting lots. The casting of lots must be in a manner prescribed by the mayor of the municipality and must be conducted in the presence of the governing body of the municipality.

The city secretary announced the names of the tying bidders for Line 1 had been placed in separate plain envelopes for Mayor Rawlings to select one sealed envelope for the line. Mayor Rawlings selected one sealed envelope for the line noted below and announced the selection as follows:

- Line 1 – Big Country Supply

Mayor Pro Tem Alonzo moved to adopt the item with the line awarded as selected by Mayor Rawlings.

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

Note: On April 11, 2016, the city secretary, assistant city secretary, Stephanie Cooper and Carmen Esquivel with Business Development and Procurement Services met and sealed the envelopes, all ensuring each sealed envelope contained one name for each of the tying bidders.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0568

Item 56: Authorize Supplemental Agreement No. 1 to the professional services contract with Pierce & O'Neill, LLP for additional legal services in the lawsuit styled City of Dallas v. Cary "Mac" Abney, et al., v. Sabine River Authority of Texas, No. D-150045-C - Not to exceed \$100,000, from \$50,000 to \$150,000 - Financing: Current Funds

Councilmember Kingston moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

Mayor Rawlings declared the item adopted on a divided vote with Councilmember Griggs voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0569

Item 57: Authorize Supplemental Agreement No. 1 to the professional services contract with Fanning Harper Martinson Brandt & Kutchin, P.C., for additional legal services in the lawsuit styled Three Expo Events, LLC v. City of Dallas, Texas, et al., Civil Action No. 3:16-CV-00513-D, as well as any other claim by a person seeking to lease a city facility for an adult entertainment event or sell or attend such an event - Not to exceed \$125,000, from \$50,000 to \$175,000 - Financing: Current Funds

Corrected on the addendum.

Mayor Rawlings requested agenda item 57 and addendum addition consent agenda item 3 be considered collectively; there was no objection voiced to the request.

The city secretary read the items into the record.

Councilmember Gates moved to adopt the items.

Motion seconded by Deputy Mayor Pro Tem Wilson.

After discussion, Councilmember Callahan called a point of order to state the city council should not be discussing strategy on these matters in public when agenda item 57 and addendum addition consent agenda item 3 are about funding.

Mayor Rawlings also stated his concern of such discussion opening on legal positions in which could be putting the city council at risk.

After continued discussion, Councilmember Arnold called the question.

Mayor Rawlings called for a vote on Councilmember Arnold calling the question.

By show of hands, with the majority raised in favor, Mayor Rawlings declared the call adopted and called for the vote on the item.

Mayor Rawlings declared the items adopted on a divided vote with Councilmembers Griggs, Medrano, Clayton, Greyson and Kingston voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0570

Item 58: Authorize a contract for construction of storm drainage improvements for the Mill Creek / Peaks Branch / State-Thomas Drainage Relief Tunnel Project - Southland Mole JV, lowest responsive and responsible bidder of five - Not to exceed \$209,894,515 - Financing: General Obligation Commercial Paper Funds (\$209,179,636), Water Utilities Capital Construction Funds (\$25,600) and Water Utilities Capital Improvement Funds (\$689,279)

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

Later in the meeting, following adoption of the consent agenda and prior to the items being read into the record, Councilmember Kleinman moved to collectively defer agenda items 46, 47, 49 and 58 until the May 11, 2016 voting agenda meeting of the city council and to direct the City Auditor to amend his work plan and perform an agreed-upon-procedures attestation engagement to verify that city and state procurement rules were followed.

Motion seconded by Councilmember Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0571

Item 59: Authorize acquisition, ~~including the exercise of the right of eminent domain, if such becomes necessary,~~ from Floyd E. Garner, of an improved tract of land containing approximately 35,920 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$34,000 (\$31,000 plus closing costs and title expenses not to exceed \$3,000) - Financing: 2006 Bond Funds

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Callahan and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0572

Item 60: Authorize acquisition, including the exercise of the right of eminent domain, if such ~~becomes necessary~~, from Gaythell Smith, of an improved tract of land containing approximately 9,326 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$24,676 (\$22,000 plus closing costs and title expenses not to exceed \$2,676) - Financing: 2006 Bond Funds

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Gates and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0573

Item 61: Authorize acquisition, ~~including the exercise of the right of eminent domain, if such becomes necessary,~~ from Lawrence E. Baker, Jr., Michael Lynn Baker and Freddie M. Baker, of an improved tract of land containing approximately 36,626 square feet located on Barber Avenue near its intersection with Mural Lane for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project - Not to exceed \$25,538 (\$22,538 plus closing costs and title expenses not to exceed \$3,000) - Financing: 2006 Bond Funds

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Gates.

Following discussion, Councilmember Young moved a substitute motion to defer the item until the April 27, 2016 voting agenda meeting of the city council.

Motion seconded by Councilmember Kingston and unanimously adopted. (Thomas abstain)

Mayor Rawlings announced Councilmember Thomas had a conflict of interest on the item and had abstained from voting or participating in any discussion.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0574

Item 62: Authorize **(1)** an amendment to the development agreement with 42 Deep Ellum, LP, for the Deep Ellum Crossroads redevelopment project previously approved on September 10, 2014 by Resolution No. 14-1631 in Tax Increment Financing District Reinvestment Zone Number Twelve (Deep Ellum TIF District) to **(a)** split project into phases and allow TIF reimbursement for each phase upon completion and satisfaction of TIF contingencies for that phase; **(b)** define Project phases as follows: Phase A \$1,379,700 in private investment and \$500,000 in TIF reimbursement to renovate and lease 2702 Main; Phase B at \$5,500,000 in private investment and \$1,125,000 in TIF reimbursement to renovate and lease 2625, 2626, 2646, 2650, and 2701 Main; Phase C \$12,047,680 in private investment and \$1,875,000 in TIF reimbursement to renovate and lease at 2635, 2642, 2639, 2647, 2649, 2653, 2656, 2708 Main, 2646 Elm, and 2653 Commerce, and Parking lots at 2607, 2619, 2621, 2623, 2626, and 2642 Main, 2703, 2705, and 2711 Commerce; **(c)** increase maximum Economic Development TIF grant funding by \$25,000 from \$775,000 to \$800,000 and decrease public improvements TIF funding by \$25,000 from \$2,725,000 to \$2,700,000; **(d)** clarify that project is only eligible for 10% allocation from general increment upon completion of all phases and satisfaction of all TIF contingencies; **(e)** assign ownership from 42 Deep Ellum, LP (“Assignor”), a limited partnership which intends to assign all right, title, and interest in and to the property owner to 42 GP Deep Ellum, LLC, a limited liability company and general partner of 42 Deep Ellum, LP, a limited partnership (“Assignee”), through Assignment and Assumption of TIF Agreements, executed by the final executed Development Agreement for Deep Ellum Crossroads; and **(2)** a resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Twelve (Deep Ellum TIF District) to reimburse 42 GP Deep Ellum, LLC, up to \$3,500,000, for TIF-eligible project costs pursuant to the development agreement with 42 GP Deep Ellum, LLC - Financing: No cost consideration to the City

In accordance with Section 7.13 of the City Council Rules of Procedure, “Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters,” the city secretary read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

Councilmember Medrano moved to adopt the item.

Motion seconded by Councilmember Griggs and Councilmember Callahan and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0575

The consent zoning docket consisted of agenda items 63-74.

Agenda item 63: Zoning Case Z145-366(SM)
Agenda item 64: Zoning Case Z156-103(OTH)
Agenda item 65: Zoning Case Z156-118(SM)
Agenda item 66: Zoning Case Z156-123(LHS)
Agenda item 67: Zoning Case Z156-127(SM)
Agenda item 68: Zoning Case Z156-136(OTH)
Agenda item 69: Zoning Case Z156-160(WE)
Agenda item 70: Zoning Case Z156-165(SM)
Agenda item 71: Zoning Case Z156-178(OTH)
Agenda item 72: Zoning Case Z156-179(SM)
Agenda item 73: Zoning Case Z156-180(OTH)
Agenda item 74: Zoning Case Z156-181(WE)

Consent zoning agenda item 67 was removed from the consent zoning docket to be considered as an individual hearing.

Therefore, the consent zoning docket, consisting of agenda items noted below, was presented for consideration:

Agenda item 63: Zoning Case Z145-366(SM)
Agenda item 64: Zoning Case Z156-103(OTH)
Agenda item 65: Zoning Case Z156-118(SM)
Agenda item 66: Zoning Case Z156-123(LHS)
Agenda item 68: Zoning Case Z156-136(OTH)
Agenda item 69: Zoning Case Z156-160(WE)
Agenda item 70: Zoning Case Z156-165(SM)
Agenda item 71: Zoning Case Z156-178(OTH)
Agenda item 72: Zoning Case Z156-179(SM)
Agenda item 73: Zoning Case Z156-180(OTH)
Agenda item 74: Zoning Case Z156-181(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.

Councilmember Griggs 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 Wilson.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0575

Page 2

The city secretary informed the City Council that Councilmember Callahan was requesting zoning consent agenda item 64 be pulled for individual consideration later in the meeting.

Councilmember Arnold moved a substitute motion to (1) close the public hearings, accept the recommendations of the city plan commission, and pass the ordinances on the following:

- Agenda item 63: Zoning Case Z145-366(SM)
- Agenda item 65: Zoning Case Z156-118(SM)
- Agenda item 66: Zoning Case Z156-123(LHS)
- Agenda item 68: Zoning Case Z156-136(OTH)
- Agenda item 69: Zoning Case Z156-160(WE)
- Agenda item 70: Zoning Case Z156-165(SM)
- Agenda item 72: Zoning Case Z156-179(SM)
- Agenda item 73: Zoning Case Z156-180(OTH)
- Agenda item 74: Zoning Case Z156-181(WE)

with (2) consent zoning agenda items 64 and 67 to be removed from the consent zoning docket to be considered as individual hearings and (3) consent zoning agenda item 71 to be held under advisement until the April 27, 2016 voting agenda meeting of the city council.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0576

Item 63: Zoning Case Z145-366(SM)

The consent zoning docket, consisting of agenda items 63, 65, 66, 68-74, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for A(A) Agricultural District, IR Industrial/Research District, general merchandise and food store, and utility and public service uses on property zoned an A(A) Agricultural District, south of East Belt Line Road and west of South Northlake Road.

Recommendation of Staff and CPC: Approval, subject to a conceptual plan, development 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. 30052

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0577

Item 64: Zoning Case Z156-103(OTH)

The consent zoning docket, consisting of agenda items 63, 65, 66, 68-74, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1863 for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned a CR Community Retail District with a D-1 Liquor Control Overlay on the north side of Scyene Road, west of North Jim Miller Road.

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

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

Councilmember Callahan requested the item be removed from the consent zoning docket to be considered as an individual hearing later in the meeting.

Later in the meeting, the item was brought up for consideration.

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

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

Jason Marshall, 302 Market Street (handout provided)

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

- The Specific Use Permit (SUP) expires in one year;
- A minimum six-foot-high solid screening fence must be maintained along the northern boundary of the Property

and pass the ordinance.

Motion seconded by Councilmember Kleinman and unanimously adopted. (Thomas, Young absent when vote taken)

Assigned ORDINANCE NO. 30053

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0578

Item 65: Zoning Case Z156-118(SM)

The consent zoning docket, consisting of agenda items 63, 65, 66, 68-74, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a private school on property zoned a CR Community Retail District with a D Liquor Control Overlay on the west corner of East Grand Avenue and Shadyside Lane.

Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewals for additional ten-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. 30054

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0579

Item 66: Zoning Case Z156-123(LHS)

The consent zoning docket, consisting of agenda items 63, 65, 66, 68-74, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an adult day care facility and an ordinance repealing Specific Use Permit No. 1669 for a foster home on property zoned an R-7.5(A) Single Family District on the east side of Manitoba Avenue, north of Red Wing Drive.

Recommendation of Staff and CPC: Approval for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a 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 NOS. 30055 AND 30056

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0580

Item 67: Zoning Case Z156-127(SM)

The consent zoning docket, consisting of agenda items 63, 65, 66, 68-74, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an alcoholic beverage manufacturing use and a new subdistrict on property zoned Subdistrict 2, Mixed Use Corridor, within Planned Development District No. 317, the Cedars Area Special Purpose District on the east corner of Browder Street and Blakeney Street.

Recommendation of Staff and CPC: Approval of a new subdistrict subject to conditions; and approval of a Specific Use Permit for an alcoholic beverage manufacturing use for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a site/landscape plan and conditions.

Councilmember Medrano requested the item be removed from the consent zoning docket to be considered as an individual hearing later in the meeting; there was no objection voice to his request.

Later in the meeting, the item was brought up for consideration.

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

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

- The time limit is four years with eligibility for four-year auto renewals

and pass the ordinances.

Motion seconded by Councilmember Kingston and unanimously adopted. (Thomas, Young absent when vote taken)

Assigned ORDINANCE NOS. 30057 AND 30058

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0581

Item 68: Zoning Case Z156-136(OTH)

The consent zoning docket, consisting of agenda items 63, 65, 66, 68-74, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 2059 for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned a CR Community Retail District with a D-1 Liquor Control Overlay on the northwest corner of Bruton Road and North Prairie Creek Road.

Recommendation of Staff and CPC: Approval for a two-year period, 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. 30059

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0582

Item 69: Zoning Case Z156-160(WE)

The consent zoning docket, consisting of agenda items 63, 65, 66, 68-74, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a mini-warehouse use on property zoned a CR Community Retail District with a D Liquor Control Overlay on the south side of Lake June Road and west of North St. Augustine Drive.

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

Recommendation of CPC: Approval for a ten-year period, subject to a site plan, elevations 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. 30060

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0583

Item 70: Zoning Case Z156-165(SM)

The consent zoning docket, consisting of agenda items 63, 65, 66, 68-74, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for R-7.5(A) Single Family District and public school uses on property zoned an R-7.5(A) Single Family District, on the northeast corner of Monterrey Avenue and Farola Drive.

Recommendation of Staff and CPC: Approval, subject to a development plan, landscape 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. 30061

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0584

Item 71: Zoning Case Z156-178(OTH)

The consent zoning docket, consisting of agenda items 63, 65, 66, 68-74, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an IR Industrial/Research District on property zoned an A(A) Agricultural District on the southeast corner of West Kiest Boulevard and Ledbetter Drive.

Recommendation of Staff and CPC: Approval.

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

Councilmember Arnold moved to continue the public hearing and hold the item under advisement until the April 27, 2016 voting agenda meeting of the city council.

Motion seconded by Councilmember Kingston and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0585

Item 72: Zoning Case Z156-179(SM)

The consent zoning docket, consisting of agenda items 63, 65, 66, 68-74, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for R-7.5(A) Single Family District and private school uses and an ordinance repealing Specific Use Permit No. 948 for a private school on property zoned an R-7.5(A) Single Family District, on the northeast corner of San Leon Avenue and North St. Augustine Drive.

Recommendation of Staff and CPC: Approval, subject to a development plan, landscape 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 NOS. 30062 AND 30063

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0586

Item 73: Zoning Case Z156-180(OTH)

The consent zoning docket, consisting of agenda items 63, 65, 66, 68-74, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting an MU-1 Mixed Use District on property zoned an IR Industrial/Research District on the south side of Farrington Street, east of Crampton Street.

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. 30064

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0587

Item 74: Zoning Case Z156-181(WE)

The consent zoning docket, consisting of agenda items 63, 65, 66, 68-74, was presented for consideration.

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a vehicle display, sales and service use on property zoned Subdistrict 5 of Planned Development District No. 714, the West Commerce Street/Fort Worth Avenue Special Purpose District, on the south side of Fort Worth Avenue, east of North Westmoreland Road.

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 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. 30065

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0588

ZONING CASES - INDIVIDUAL

Item 75: Zoning Case Z134-320(VP)

A public hearing to receive comments regarding an application for and an ordinance granting a City Plan Commission authorized hearing to determine the proper zoning on property zoned Planned Development District No. 703 with consideration given to amending the parking and other necessary development regulations in Planned Development District No. 703 bounded by Hillcrest Road, Lakehurst Avenue, Airline Road, and Aberdeen Avenue.

Recommendation of Staff and CPS: Approval, subject to a revised development/landscape plan, traffic management plan, and conditions.

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

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

- The requirement that options for angled parking on Aberdeen Avenue be studied as part of the traffic study is deleted

and pass the ordinance.

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

Assigned ORDINANCE NO. 30066

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0589

ZONING CASES - INDIVIDUAL

Item 76: Zoning Case Z156-129(SM)

A public hearing to receive comments regarding an application for a Specific Use Permit for a vehicle or engine repair or maintenance use on property zoned Subarea 1B of Planned Development District No. 298, the Bryan Area Special Purpose District on the south corner of Ross Avenue and Villars Street.

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

Recommendation of CPC: Denial.

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

Robert Smith, 2255 Marilla St.
Dedan Mbogo, 3757 Casa Del Sol Ln.
Farroukh Zaidi, 6629 Southpoint Dr.
Dan Branum, 9203 Spring Water Dr.
Robert Vaughan, 5140 Rexton Ln.
Garrett Atherton, 310 S. Carolina Ave. SE, Washington, DC
Justin Wilson, 415 Richardson Pl. NW, Washington, DC
Bill Nahrer, 10500 NE 8th St., Bellevue, WA
Ari Bargil, 2016 Bay Dr., Miami, FL
Kit Odom, 801 Sword Bridge Dr., Lewisville, TX
Richard Tesauro, 3124 Trevolle Pl.
Cyprian Guchienda, 4236 Lovers Ln.
Richard P. Sheridan, 11301 Dennis Rd.
Harry Hartley, 6835 Harrisburg Blvd., Houston, TX
Lee McMillian, 471 Chestnut Ln., DeSoto, TX
Daniel Njenga, 1000 Lockhart Dr., Plano, TX
Mary W. Mbogo, 227 Sandy Creek Pl.
Ronnie Mestas, 3215 Rutz St.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

16-0589

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

Gary Mitchell, 908 Pavillion St.
Wayne Smith, 927 Liberty St.
Linda Collins, 3203 Lakenheath Pl.
Carol Anderson Guthrie, 3211 Basil Ct.
Danny Oberst, 1504 Spenick Terrace
Kevin Rachel, 3502 San Jacinto St.
Jim Rogers, 1622 Pearlstone St.
Monica Rachel, 3502 San Jacinto St.
Ewing Moseley, 9450 Royal Ln.

Councilmember Kingston moved to close the public hearing and accept the recommendation of the city plan commission to deny.

Motion seconded by Councilmember Griggs.

After discussion, Mayor Rawlings called a record vote on the item:

Voting Yes: [8] Rawlings, Griggs, Medrano, Arnold, Callahan,
Clayton, McGough, Kingston

Voting No: [5] Alonzo, Wilson, Kleinman, Greyson, Gates

Absent When Vote Taken: [2] Thomas, Young

The city secretary declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0590

ZONING CASES - INDIVIDUAL

Item 77: Zoning Case Z156-175(OTH)

A public hearing to receive comments regarding an application for and an ordinance granting a GO(A) General Office District on property zoned an MO-2 Mid-range Office District on the east side of Preston Road, south of Frankford Road.

Recommendation of Staff and CPC: Approval.

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

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

Rob Baldwin, 3904 Elm St.

Councilmember Greyson moved to close the public hearing, accept the recommendation of the city plan commission, and accept volunteered deed restrictions limiting the floor area ratio to 3.0 with the volunteered deed restrictions and ordinance to come back on the April 27, 2016 voting agenda meeting of the city council.

Motion seconded by Mayor Pro Tem Alonzo and unanimously adopted. (Thomas, Young absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0591

MISCELLANEOUS HEARINGS

Item 78: A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from a public school, Henry W. Longfellow Career Exploration Academy as required by Section 6-4 of the Dallas City Code to allow a mixed beverages permit (Chapter 28) for a restaurant without drive-in or drive-through service with a food and beverage certificate [Najarian, Inc. dba Adelmo's] on the southeast corner of West Lovers Lane and Inwood Road, north of Boaz Street - AV156-001 - Financing: No cost consideration to the City.

The city secretary announced the item required two seconds for approval as it was an alcohol variance.

No one addressed the city council on the item.

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

Motion seconded by Deputy Mayor Pro Tem Wilson and Councilmember Callahan and unanimously adopted. (Thomas, Young absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0592

Closed Session

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

- Discussion on the status of the hiring and selection of a candidate for the position of city attorney.

At 11:00 a.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 matter:

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

- Discussion on the status of the hiring and selection of a candidate for the position of city attorney.

Mayor Rawlings reconvened the city council meeting after the closed session at 1:01 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0593

Addendum Addition 1: Authorize **(1)** settlement of the condemnation lawsuit styled City of Dallas v. George F. Lucas Irrevocable Trust, et al., Cause No. CC-13-01704-D, in an amount not to exceed \$379,000, increased from \$826,000 (\$821,000 plus closing costs and title expenses not to exceed \$5,000) to \$1,205,000 (total settlement amount); and **(2)** revise Section 4 of Resolution No. 12-0483, approved on February 8, 2012, to amend the funding information in that section - Not to exceed \$379,000 - Financing: Water Utilities Capital Construction Funds

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

Later in the meeting, the item was brought up for consideration.

Deputy Mayor Pro Tem Wilson moved to adopt the item.

Motion seconded by Mayor Pro Tem Alonzo.

Mayor Rawlings declared the item adopted on a divided vote with Councilmember Greyson voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0594

Addendum Addition 2: Authorize the (1) deposit of the amount awarded by the Special Commissioners in the condemnation proceeding styled City of Dallas v. Bryan/Haskell, LTD, a Colorado limited partnership, et al., Cause No. CC-15-05434-B, pending in Dallas County Court at Law No. 2, to acquire a subsurface easement under approximately 12,070 square feet of land, located on Haskell Avenue at its intersection with Bryan Street for the Mill Creek/Peaks Branch/State-Thomas Drainage Relief Tunnel Project; and (2) settlement of the condemnation proceeding for an amount not to exceed the award - Not to exceed \$79,748 (\$77,248 being the amount of the award, plus closing costs and title expenses not to exceed \$2,500); an increase of \$32,589 from the amount Council originally authorized for this acquisition - Financing: 2006 Bond Funds

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

Later in the meeting, the item was brought up for consideration.

Councilmember Kleinman moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Wilson.

Mayor Rawlings declared the item adopted on a divided vote with Councilmember Greyson voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0595

Addendum Addition 3: Authorize Supplemental Agreement No. 1 to the professional services contract with the Law Office of Scott D. Bergthold, P.L.L.C., for additional legal services in the lawsuit styled Three Expo Events, LLC v. City of Dallas, Texas, et al., Civil Action No. 3:16-CV-00513-D, as well as any other claim by a person seeking to lease a city facility for an adult entertainment event or sell at or attend such an event - Not to exceed \$20,000, from \$50,000 to \$70,000 - Financing: Current Funds

Mayor Rawlings requested agenda item 57 and addendum addition consent agenda item 3 be considered collectively; there was no objection voiced to the request.

The city secretary read the items into the record.

Councilmember Gates moved to adopt the items.

Motion seconded by Deputy Mayor Pro Tem Wilson.

After discussion, Councilmember Callahan called a point of order to state the city council should not be discussing strategy on these matters in public when agenda item 57 and addendum addition consent agenda item 3 are about funding.

Mayor Rawlings also stated his concern of such discussion opening on legal positions in which could be putting the city council at risk.

After continued discussion, Councilmember Arnold called the question.

Mayor Rawlings called for a vote on Councilmember Arnold calling the question.

By show of hands, with the majority raised in favor, Mayor Rawlings declared the call adopted and called for the vote on the item.

Mayor Rawlings declared the items adopted on a divided vote with Councilmembers Griggs, Medrano, Clayton, Greyson and Kingston voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0596

Addendum Addition 4: A resolution designating absences by Councilmember Scott Griggs, Councilmember Casey Thomas, and Councilmember Tiffinni A. Young as being for "Official City Business" - Financing: No cost consideration to the City

Councilmember Griggs, Councilmember Thomas, and Councilmember Young announced they had a conflict of interest and would abstain from voting or participating in any discussion. Councilmember Griggs, Councilmember Thomas, and Councilmember Young left the city council chamber.

Councilmember Kingston moved to adopt the item.

Motion seconded by Councilmember Medrano and unanimously adopted. (Griggs, Thomas, Young abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0597

Addendum Addition 5: Consideration of appointments of two (2) members to the Dallas Area Rapid Transit Board of Directors for Places 01 and 02 for the 2016-2018 term, with one of the appointments to fill the unexpired term for 2014-2016, Place 01 (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A.) (Names of nominees in the City Secretary's Office) - Financing: No cost consideration to the City

Councilmember Kleinman moved to appoint the following individuals to the Dallas Area Rapid Transit Board of Directors:

- Richard Carrizales, currently serving, to be reappointed for a term to begin July 1, 2016 and expire June 30, 2018;
- Sue S. Bauman to be appointed to fill the unexpired 2014-2016 term for the period beginning April 13, 2016 and ending June 30, 2016, as well as the 2016-2018 term beginning July 1, 2016 and ending June 30, 2018.

Motion seconded by Mayor Pro Tem Alonzo and unanimously adopted.

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

16-5752 DART DALLAS AREA RAPID TRANSIT

Note: Pursuant to the approved resolution, the city secretary assigned place numbers to the appointments as follows.

Remaining 2014-2016 board term: Place 1, Sue S. Bauman

Upcoming 2016-2018 board term: Place 1, Richard Carrizales
Place 2, Sue S. Bauman

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 13, 2016

16-0598

Addendum Addition 6: Authorize an amendment to the 2016 City Calendar to change the City Council Agenda Meeting from June 8, 2016 to June 15, 2016 and the City Council Briefing Meeting from June 15, 2016 to June 8, 2016 - Financing: No cost consideration to the City

Mayor Pro Tem Alonzo moved to adopt the item.

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

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 13, 2016

EXHIBIT C