

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, SEPTEMBER 21, 2016

16-1520

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

PRESENT: [15] Rawlings, Alonzo, Wilson, Griggs (\*9:15 a.m.), Medrano, Thomas, (\*9:10 a.m.), Arnold, Callahan, Young, Clayton (\*9:10 a.m.), McGough, Kleinman, Greyson (\*9:28 a.m.), Gates (\*9:14 a.m.), Kingston (\*9:15 a.m.)

ABSENT: [0]

The meeting was called to order at 9:09 a.m. with a quorum of the city council present.

The invocation was given by Father Christopher Constantinides of Holy Trinity Greek Orthodox Church.

Mayor Rawlings led the pledge of allegiance.

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

After all business properly brought before the city council had been considered, the city council adjourned at 2:51 p.m.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Secretary

\_\_\_\_\_  
Date Approved

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

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

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, SEPTEMBER 21, 2016

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.

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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: Jeff Woodward, 1302 E. Canterbury Ct.  
SUBJECT: AT&T Performing Arts Center  
REPRESENTING: Dallas Theater Center

SPEAKER: Terry Greenberg, 16354 Sunset Valley Dr. (handout provided)  
SUBJECT: Amendment #30  
REPRESENTING: North Texas Alliance

SPEAKER: Jacqueline Espinal, 1200 Main St.  
SUBJECT: Budget/Fair Park

SPEAKER: Carol Bell-Walton, 6705 Velasco Ave.  
SUBJECT: Fair Park

**ADDITIONAL – OPEN MICROPHONE:**

There were no speakers under this category.

**OPEN MICROPHONE – END OF MEETING:**

There were no speakers under this category.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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16-1523

Item 1: Approval of Minutes of the September 7, 2016 City Council Meeting

Mayor Pro Tem Alonzo moved to adopt the minutes as presented.

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

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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 nominations received for the 2015-2017 board term ending September 30, 2017 and noted the report indicated all nominees met qualifications for service.

Mayor Pro Tem Alonzo moved to appoint the following:

- Thomas K. Mayer, Registered Engineer; Mark Mirek, Fire Protection Engineer; Edward R. Yost, Registered Architect; Keller Webster, Commercial Building Contractor; Betty Sue Brewer, Casualty Insurance Investigator; and David A. Quadrini, Active in Community Affairs/Retired Corporate Fire Marshall, to the Fire Code Advisory and Appeals Board;
- Clint V. Nolen to the Housing Finance Corporation Board;
- Pat Rodriguez, General Public, to the Animal Advisory Commission; and
- Callie M. Pruett, Housing Development/Community Development Principles & Practices, to the South Dallas/Fair Park Trust Fund Board.

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

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

<b>16-6653</b>	<b>ASC</b>	<b>ANIMAL ADVISORY COMMISSION</b>
<b>16-6654</b>	<b>FCB</b>	<b>FIRE CODE ADVISORY AND APPEALS BOARD</b>
<b>16-6655</b>	<b>HFC</b>	<b>HOUSING FINANCE CORPORATION BOARD</b>
<b>16-6656</b>	<b>SDF</b>	<b>SOUTH DALLAS/FAIR PARK TRUST FUND BOARD</b>

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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Briefing A: FY 2016-17 Budget Amendments

The city manager briefed the city council on the item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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16-1526

Item 3: Final reading and adoption of appropriation ordinances for the FY 2016-17 City of Dallas Operating, Grants/Trusts, and Capital Budgets - Financing:  
This action has no cost consideration to the City

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

- Operating ordinance
  - Page 1, Section 1: change Fire to \$254,602,513; and
  - Page 2, Section 1: change Police to \$478,003,576.
- Capital ordinance
  - Page 6: Paragraph (7): strike out the words “city-owned” before cultural facilities.

Motion seconded by Mayor Pro Tem Alonzo.

After discussion, Mayor Rawlings called a vote on Councilmember Gates’ amending motion. The city secretary stated the item required a record vote and announced the vote results as follows:

Voting Yes: [14] Rawlings, Alonzo, Wilson, Griggs,  
Medrano, Thomas, Callahan, Young,  
Clayton, McGough, Kleinman,  
Greyson, Gates, Kingston

Voting No: [0]

Absent When Vote Taken: [1] Arnold

The city secretary declared the amended item adopted.

Assigned ORDINANCE NOS. 30178 AND 30179

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Item 4: An ordinance setting the tax rate at \$0.7842 per \$100 valuation which includes \$0.5618 for the general fund and \$0.2224 for the debt service fund, and levying ad valorem taxes for the City of Dallas, Texas for FY 2016-17 - Financing: This action has no cost consideration to the City

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

- Page 1, Section 1: change \$0.7842 to \$0.7825;
- Page 1, Section 1(a): change \$0.5618 to \$0.5601;
- Page 2, the bold language at the top of the page: change
  - 8.00 percent to 7.67\* percent;
  - \$41.60 to \$39.90; and
- that the property tax rate be increased by the adoption of a tax rate of 78.25 cents per \$100 valuation, which is effectively a 4.47 percent increase in the tax rate.

Motion seconded by Deputy Mayor Pro Tem Wilson.

After discussion, Mayor Rawlings called a vote to Councilmember Gates' amending motion. The city secretary stated the item required a record vote and announced the vote results as follows:

Voting Yes: [14] Rawlings, Alonzo, Wilson, Griggs, Medrano, Arnold, Thomas, Callahan, Young, Clayton, McGough, Greyson, Gates, Kingston

Voting No: [1] Kleinman

The city secretary declared the amended item adopted.

Assigned ORDINANCE NO. 30214

\* Note: Before voting on Councilmember Gates' motion to adopt the item with changes, the city council was informed the referenced change to Page 2, stated as 6.67 percent, was actually 7.67 percent.

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Item 5: A resolution ratifying the increase in total property tax revenues reflected in the FY 2016-17 budget - Revenue: \$66,117,860

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

**Section 1.** That the FY 2016-17 General Fund and Debt Service Fund budgets will raise more total property taxes than the last year's budget by ~~\$66,117,860~~ **\$64,241,271** or ~~8.27%~~ **8.03%**, and of that amount ~~\$19,886,186~~ **\$19,843,077** in tax revenue will be raised from new property added to the tax roll this year.

Motion seconded by Deputy Mayor Pro Tem Wilson.

After discussion, Mayor Rawlings called a vote on Councilmember Gates' amending motion. The city secretary stated the item historically required a record vote and announced the vote results as follows:

Voting Yes: [15] Rawlings, Alonzo, Wilson, Griggs, Medrano, Arnold, Thomas, Callahan, Young, Clayton, McGough, Kleinman, Greyson, Gates, Kingston

Voting No: [0]

The city secretary announced the amended item unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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Item 6: An ordinance amending Chapters 2, 15D, 16, 18, 48A, 49 and 51A of the Dallas City Code to: **(1)** adjust stormwater fee structure; **(2)** adjust emergency ambulance transport fees; **(3)** adjust fees for operating private ambulance service; **(4)** adjust fees for vehicle tow services for vehicles parked on private property; **(5)** adjust vehicle immobilization fees; **(6)** adjust permit fees overseen by the Dallas Fire-Rescue Department; **(7)** adjust fees for the sanitation collection service and charges for disposal of solid waste materials; **(8)** adjust rates and charges for treated water service, wastewater service, wholesale water, and wastewater service to governmental entities, untreated water service, service connections, and fire hydrant usage (fee list attached); **(9)** adjust fees for certain inspections; **(10)** add fees related to development impact review decisions; **(11)** add and adjust fees for miscellaneous items; **(12)** add fees related to a sign permit in a special provision sign district; **(13)** add a fee schedule for property description reviews; **(14)** adjust fees for engineering services; and **(15)** make certain conforming, semantic, grammatical and structural changes - Estimated Revenue: \$20,823,480 (Water Utilities Estimated Revenue: \$13,561,718, Sanitation Estimated Revenue: \$5,857,672, Sustainable Development and Construction Estimated Revenue: \$281,216, General Fund Estimated Revenue: \$1,122,874, Stormwater Drainage Management Estimated Revenue: No revenue impact)

Mayor Pro Tem Alonzo moved to adopt the item.

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

Assigned ORDINANCE NO. 30215

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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16-1530

Item 7: Authorize **(1)** position changes; **(2)** approval of Civilian salary schedules for fiscal year 2016-17; **(3)** merit pay increases for civilian staff effective November 9, 2016; and **(4)** implementation of a double merit step for all Uniformed Police and Fire Officers - Financing: This action has 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.

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16-1531

Item 8: Authorize **(1)** a consulting contract for actuarial services related to the Dallas Police and Fire Pension System; and **(2)** an increase in appropriations in the amount of \$414,000, from \$56,671,112 to \$57,085,112 in the Non-Departmental budget - Deloitte Consulting, LLP - Not to exceed \$414,000 - Financing: Contingency Reserve Funds

Councilmember Griggs moved to adopt the item as presented.

Motion seconded by Councilmember Kingston.

Councilmember Gates moved a substitute motion to adopt the item with the following change:

- Section **(2)** an increase in appropriations in the amount of \$414,000 **\$207,000**, from \$56,671,112 to ~~\$57,085,112~~ **\$56,878,112** in the Non-Departmental budget - Deloitte Consulting, LLP.

Substitute motion seconded by Councilmember Callahan.

After discussion, Councilmember Gates withdrew her substitute motion.

Councilmember Callahan, who seconded the substitute motion, also withdrew his second.

Mayor Rawlings called the vote on Councilmember Griggs' original motion with the stipulation of a legal analysis to be performed and item was unanimously adopted. (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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16-1532

Item 9: Consideration of appointment of Larry Erwin Casto, Jr. to the position of city attorney, adoption of a resolution appointing Larry Erwin Casto, Jr. as city attorney, approval of the terms of the contract, and authorization for the city manager to execute an Agreement of Appointment of the city attorney

Councilmember Griggs moved to adopt the item.

Motion seconded by Councilmember Medrano and unanimously adopted.

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16-1533

Briefing B: 2017 Bond Program Development Part II

The city manager briefed the city council on the item.

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16-1534

Closed Session

6ES

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

- Noel Ortega et al. v. City of Dallas, Cause No. CC-14-02861-B.
- Kelvion Walker v. Amy Wilburn, Civil Action No. 3:13-CV-04896-D.
- Legal issues related to the Dallas Police & Fire Pension System.

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

- Discuss qualifications of candidates and appointment of the City Attorney.

At 11:16 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 matters:

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

- Noel Ortega et al. v. City of Dallas, Cause No. CC-14-02861-B.
- Kelvion Walker v. Amy Wilburn, Civil Action No. 3:13-CV-04896-D.
- Legal issues related to the Dallas Police & Fire Pension System.

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

- Discuss qualifications of candidates and appointment of the City Attorney.

Mayor Rawlings reconvened the city council meeting after the closed session at 1:05 p.m. No other matters were discussed during the closed session.

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EXHIBIT C