

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 27, 2020

20-0800

VOTING AGENDA MEETING
DALLAS CITY HALL, ROOM 5ES/VIDEO CONFERENCE
MAYOR ERIC JOHNSON, PRESIDING

PRESENT: [15] Johnson, *Medrano, *McGough, *West, *Thomas, *Arnold, *Resendez,
*Narvaez, *Bazaldua, *Atkins, *Blackmon, *Kleinman, *Mendelsohn,
*Gates, *Blewett

ABSENT: [0]

The meeting was called to order at 9:16 a.m. with a quorum of the city council present.

The invocation was given by Reverend Todd Atkins of Salem Institutional Baptist Church of Dallas.

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

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

The meeting recessed at 1:38 p.m. and reconvened to open session at 2:54 p.m.

After all business properly brought before the city council had been considered, the city council adjourned at 8:17 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.

***Note: Members of the City Council participated in this meeting by video conference.**

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 27, 2020

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 27, 2020

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0801

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: Robert Ceccarelli, 1822 Young St.
SUBJECT: Please stop playing politics

SPEAKER: Robert Pitre, 1801 E. Wheatland Rd.
SUBJECT: UNT infrastructure
REPRESENTING: Skyline Ranch

SPEAKER: Herbert Keener, 8547 Stillwater Dr.
SUBJECT: Speaker for implementation immediately

SPEAKER: Verdana Cehajic, 4143 Buena Vista St.
SUBJECT: Support Park Board's Funding Decision

SPEAKER: Bennie Walker, 1239 Hutchins Ave.
SUBJECT: Cultural pop-up market

SPEAKER: Changa Higgins, 2618 Sharpview Ln.
SUBJECT: Reconvening the Community Police Oversight Board Meetings
REPRESENTING: Dallas Community Police Oversight Coalition

SPEAKER: Bravin Williams, 7101 Flameleaf Pl.
SUBJECT: 2020 Census

SPEAKER: Tamara Wyatt, 3252 Rosebank Dr.
SUBJECT: 2020 Census

SPEAKER: Tamara Neal, 2618 Sharpview Ln.
SUBJECT: Community Police Oversight Board
REPRESENTING: Texas Organizing Project

SPEAKER: Batunde Adetiba, 990 Singleton Blvd.
SUBJECT: Police oversight

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

20-0801

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OPEN MICROPHONE – BEGINNING OF MEETING:

(continued)

SPEAKER: Joel Wasinger, Address Not Provided

SUBJECT: Community Police Oversight Board

SPEAKER: Cashyra Lewis, 3007 Cole Ave., Waco, TX

SUBJECT: 2020 Census

SPEAKER: Rita Williams, 3252 Rosebank Dr.

SUBJECT: 2020 Census

REPRESENTING: Census Bureau

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0802

Item 1: Approval of Minutes of the May 13, 2020 City Council Meeting

Councilmember Mendelsohn moved to adopt the minutes as presented.

Motion seconded by Councilmember Narvaez and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0803

CONSENT AGENDA

Prior to consideration of the consent agenda, the following registered speakers addressed the city council:

David Preziosi, 2229 Lawndale Dr., representing Preservation Dallas
[Agenda Item 26]
Olinka Green, 2708 Eagle Dr., representing Sierra Club [Agenda Item 26]
Randall Kender, 4116 Stonebridge Dr. [Agenda Item 42]
Bruce Esterline, 4129 Buena Vista St. [Agenda Item 42]
Amanda Schulz, 5943 Palo Pinto Ave., representing Park Board [Agenda Item 42]
Alex Treadgold, 4139 Buena Vista St. [Agenda Item 42]
James Hughes, 4143 Buena Vista St. [Agenda Item 42]
Claire Trotter, 2525 Carlisle St. [Agenda Item 42]
Larry Allums, 4125 Buena Vista St. [Agenda Item 42]
Edna Douadi, 10990 Roark Rd., Houston, TX, representing Globe Electric
[Agenda Item 29]

The consent agenda consisted of consent agenda items 2-46. Consent agenda items 3, 4 and 23 were corrected. Consent agenda items 5, 20 and 31 were deleted.

Mayor Johnson requested consent agenda item 3 be considered as an individual item later in the meeting; there was no objection voiced by the city council.

Councilmember West requested consent agenda items 8 and 21 be considered as individual items later in the meeting; there was no objection voiced by the city council.

Councilmember Mendelsohn requested consent agenda items 9, 19, 21, 24, 28, 33, 34, and 35 be considered as individual items later in the meeting; there was no objection voiced by the city council.

Councilmember Bazaldua requested consent agenda items 18 and 21 be considered as individual items later in the meeting; there was no objection voiced by the city council.

Councilmember Blewett requested consent agenda item 21 be considered as an individual item later in the meeting; there was no objection voiced by the city council.

Councilmember Narvaez requested consent agenda item 25 be considered as an individual item later in the meeting; there was no objection voiced by the city council.

Deputy Mayor Pro Tem McGough requested consent agenda item 44 be considered as an individual item later in the meeting; there was no objection voiced by the city council.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

20-0803

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Therefore, the consent agenda, consisting of consent agenda items 2, 4, 6, 7, 10-17, 22, 23, 26, 27, 29, 30, 32, 36-43, 45 and 46 was presented for consideration.

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

Motion seconded by Councilmember Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0804

Item 2:

A resolution authorizing the **(1)** execution of the Third Amendment to Revolving Credit Agreement with Bank of America, N.A.; **(2)** execution of the Third Amendment to Revolving Credit Agreement with State Street Bank and Trust Company; all in support of the City of Dallas, Texas Waterworks and Sewer System Commercial Paper Notes, Series D; and **(3)** execution of agreements pertaining thereto and resolving other matters related thereto, for a six-month extension from June 30, 2020 through December 30, 2020 - Not to exceed \$719,000 - Financing: Dallas Water Utilities Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0805

Item 3: A resolution authorizing the (1) execution of the Third Amendment to Revolving Credit Agreement with JPMorgan Chase, National Association; in support of the City of Dallas, Texas Waterworks and Sewer System Commercial Paper Notes, Series E; and (2) the execution of agreements pertaining thereto and resolving other matters related thereto for a nine-month extension from June 30, 2020 to March 31, 2021 - Not to exceed \$830,500 - Financing: Dallas Water Utilities Fund (subject to annual appropriations)

Corrected

Mayor Johnson requested the item be considered as an individual item later in the meeting; there was no objection voiced by the city council.

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

Mayor Johnson announced he had a conflict of interest and would abstain from voting or participating in any discussion. Mayor Johnson left the session.

Councilmember Atkins moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem McGough.

After discussion, Presiding Officer Medrano called a vote and declared the item unanimously adopted. (Johnson abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0806

Item 4: An ordinance authorizing the issuance and sale of City of Dallas, Texas Waterworks and Sewer System Revenue Refunding Bonds, Series 2020C and Taxable Series 2020D in a principal amount not to exceed \$726,000,000; establishing parameters regarding the sale of the bonds; approving the execution of agreements in connection with the sale of the bonds; and all other matters related thereto - Cost ~~N~~ot to exceed \$1,441,666 - Financing: Water Utilities Current Funds

Corrected

Adopted as part of the consent agenda.

Assigned ORDINANCE NOS. 31536 AND 31537

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

Item 5: ~~Authorize a construction contract to provide construction services for the Reconstruction of Runway 13R/31L and Taxiway C Phase I Project at Dallas Love Field Flatiron Constructions, Inc., lowest responsible bidder of four. Not to exceed \$124,279,998.00. Financing: Aviation Passenger Facility Charge Near Term Projects Fund~~

Deleted

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0808

Item 6: Authorize Supplemental Agreement No. 1 to the professional services contract with HNTB Corporation to provide full time on-site construction support services for the Reconstruction of Runway 13R/31L Project at Dallas Love Field - Not to exceed \$4,869,144.00, from \$5,096,677.00 to \$9,965,821.00 - Financing: Aviation Passenger Facility Charge - Near Term Projects Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0809

- Item 7: Authorize the **(1)** acceptance of a grant from PetSmart Charities Inc. to be used for expenses related to the City of Dallas at-risk shelter animals affected by COVID-19 for the Department of Dallas Animal Services in the amount of \$20,000.00 for six months from the execution of the agreement; **(2)** receipt and deposit of grant funds in an amount not to exceed \$20,000.00 in the PetSmart COVID-19 At Risk Shelter Animals Fund; **(3)** establishment of appropriations in an amount not to exceed \$ 20,000.00 in the PetSmart COVID-19 At Risk Shelter Animals Fund; and **(4)** execution of the grant agreement and all terms, conditions, and documents required by the grant agreement - Not to exceed \$20,000.00 - Financing: PetSmart Charities Inc. Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0810

Item 8: Authorize **(1)** the sale of up to 25 Land Transfer lots, to be part of a master plan for the development of up to 50 single family homes, 25 on Developer-owned lots and 25 on Land Transfer lots identified as Mill City clusters 4 and 6, to Good Urban Development, LLC and/or its affiliates (Developer), subject to restrictive covenants, a right of reverter, and execution of all necessary documents pursuant to the City 's Land Transfer Program and the New Construction and Substantial Rehabilitation Program; **(2)** the release of all non-tax City liens, notices, or orders that were filed on the 25 Land Transfer lots prior or subsequent to the deeds transferring the lots to the City of Dallas; and **(3)** execution of a conditional grant agreement with Developer in an amount not to exceed \$2,000,000.00 in 2017 General Obligation Bond Funds for public infrastructure and construction costs of up to 50 single family homes, approved as to form by the City Attorney, An "affiliate" shall be an individual or entity that is either a parent company to the Developer or a subsidiary of the Developer - Not to exceed \$ 2,000,000.00 - Financing: ECO (I) Fund (2017 General Obligation Bond Fund)

Councilmember West requested the item be considered as an individual item later in the meeting; there was no objection voiced by the city council.

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

Councilmember West moved to refer the item to staff for underwriting.

Motion seconded by Councilmember Bazaldua.

After clarification from the city attorney, Councilmember West moved to postpone the item.

Motion seconded by Councilmember Bazaldua.

After discussion, Mayor Johnson called a vote and declared the item adopted on a divided vote with Councilmember Arnold and Councilmember Mendelsohn voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0811

Item 9: Authorize **(1)** the sale of up to 17 Land Transfer lots, for up to 35 rental units, identified as Bonton Land Transfer cluster 2, to Notre Dame Place, Inc. and/or its affiliates (Developer), subject to restrictive covenants, a right of reverter, pursuant to the City's Land Transfer Program and the New Construction and Substantial Rehabilitation Program; **(2)** the release of all non-tax City liens, notices, or orders that were filed on the 17 Land Transfer lots prior or subsequent to the deeds transferring the lots to the City of Dallas; and **(3)** execution of a conditional grant agreement with Developer in an amount not to exceed \$730,072.00 in 2017 General Obligation Bond Funds for public infrastructure and construction costs for up to 35 rental units, approved as to form by the City Attorney, an "affiliate" shall be an individual or entity that is either a parent company to the Developer or a subsidiary of the Developer - Not to exceed \$730,072.00 - Financing: ECO (I) Fund (2017 General Obligation Bond Fund)

Councilmember Mendelsohn requested the item be considered as an individual item later in the meeting; there was no objection voiced by the city council.

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

Councilmember West moved to adopt the item.

Motion seconded by Councilmember Blackmon.

After discussion, Mayor Johnson called a vote and declared the item adopted on a divided vote with Councilmember Mendelsohn voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0812

Item 10: Authorize a second amendment to the loan agreement with East Dallas Community Organization for the development of ten single-family homes for the Scattered Sites Project to: **(1)** reduce the HOME Investment Partnerships Program (HOME) loan amount from \$652,188.00 to \$424,677.44, the new total loan amount is \$424,677.44; **(2)** reduce the number of HOME-funded single-family homes from nine to six; and **(3)** reduce the Neighborhood Stabilization Program amount from \$55,020.00 to \$47,520.00, the new total amount is \$47,520.00 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0813

Item 11: Authorize an Interlocal Agreement with Dallas County to allow for use of the City's Computer-Aided Dispatch System infrastructure through December 31, 2020 with three one-year renewal options - Revenue: 911 System Operations Fund \$142,500 as one-time upfront cost; yearly revenue amount will be determined once Technical Design and Support Model is developed and mutually agreed upon by both parties

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0814

Item 12: Authorize a construction contract for the reconstruction of Street Reconstruction Group 17-5007 (list attached to the Agenda Information Sheet) - Estrada Concrete Company, LLC, lowest responsible bidder of seven - Not to exceed \$1,774,658.50 - Financing: Street and Transportation (A) Fund (2017 General Obligation Bond Funds) (\$1,125,978.00), Water Capital Improvement D Fund (\$313,318.00), Water Construction Fund (\$12,850.00), Wastewater Capital Improvement E Fund (\$294,612.50), and Wastewater Construction Fund (\$27,900.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0815

Item 13: Authorize a two-year ground lease agreement with Martha Morguloff and Danna Morguloff-Hayden for approximately 17,150 square feet of land located at 5807 Royal Lane, to be used as a temporary location for Fire Station No. 41 for the period August 1, 2020 through July 31, 2022 - Not to exceed \$24,000.00 - Financing: General Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0816

Item 14: Authorize acquisition from Justin Burr Scott, of approximately 171,621 square feet of land located in Kaufman County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed \$18,760.00 (\$15,760.00, plus closing costs and title expenses not to exceed \$ 3,000.00) - Financing: Water Capital Improvement D Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0817

Item 15: Authorize acquisition of a drainage easement from MMCW Properties, LLC, of approximately 15,211 square feet of land located near the intersection of Dolphin Road and Beall Street for the Street Group 12-630 Project - Not to exceed \$15,821.00 (\$12,321.00, plus closing costs and title expenses not to exceed \$3,500.00) - Financing: Street and Transportation Improvements Fund (2012 General Obligation Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0818

Item 16: An ordinance abandoning a portion of a utility easement to Michael Obayangban, Shola Ewebiyi and Akin Ogunleye, the abutting owners, containing approximately 8,795 square feet of land, located near the intersection of McBroom and Toronto Streets - Revenue: General Fund \$5,400.00, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31538

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0819

Item 17: An ordinance granting a private license to Agape Brethren Assembly, for the use of approximately 3,955 square feet of land to maintain, occupy and utilize landscaping with an irrigation system on a portion of Wind Mill Lane right-of-way, near its intersection with Mapleshade Lane - Revenue: General Fund \$100.00 one-time fee, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31539

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0820

Item 18: Ordinances granting **(1)** a D-1 Liquor Control Overlay; **(2)** a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store greater than 3,500 square feet use; **(3)** a Specific Use Permit for a mini-warehouse use; and **(4)** a resolution accepting deed restrictions volunteered by the applicant on property zoned a CR-D Community Retail District with D Liquor Control Overlay on the southeast corner of Military Parkway and North St. Augustine Road - Z189-221(CT) - Financing: No cost consideration to the City

Councilmember Bazaldua requested the item be considered as an individual item later in the meeting; there was no objection voiced by the city council.

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

Councilmember Bazaldua moved to hold the item under advisement until the June 24, 2020 voting agenda meeting of the city council.

Motion seconded by Councilmember Blackmon and unanimously held under advisement.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0821

Item 19: Authorize a three-year service price agreement for the maintenance and repairs of pedestrian and roadway lighting for the Department of Transportation with the State of Texas through an interlocal agreement - Highway Intelligent Traffic Solutions, Inc. - Estimated amount of \$1,340,006.51 - Financing: General Fund

Councilmember Mendelsohn requested the item be considered as an individual item later in the meeting; there was no objection voiced by the city council.

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

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Mendelsohn and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0622

Item 20: ~~Authorize an agreement with Kansas City Southern Railway to implement quiet zone improvements at nine rail crossings. Not to exceed \$1,880,722.00. Financing: Surface Transportation Block Grant Project Fund (\$1,504,577.60) and Street and Transportation (A) Fund (2017 General Obligation Bond Fund) (\$376,144.40)~~

Deleted

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0823

Item 21: Authorize Supplemental Agreement No. 2 to the Multiple Use Agreement with the Texas Department of Transportation to include additional right-of-way adjacent to Interstate Highway (IH) 345 and Carpenter Park and adjacent to IH 45 and Martin Luther King Jr. Boulevard and remove right-of-way adjacent to IH 345 and Canton Street from the original agreement - Financing: No cost consideration to the City

Councilmembers West, Bazaldua, Mendelsohn and Blewett requested the item be considered as an individual item later in the meeting; there was no objection voiced by the city council.

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

The following registered speakers addressed the city council on the item:

Jim Schermbeck, 1808 S. Good Latimer Expy., representing Downwinders at Risk
Jon Hetzel, 7002 Vivian Ave., representing Deep Ellum Foundation
Matt Tranchin, 6118 Ellsworth Ave., representing Coalition For A New Dallas
Ann Drumm, 2325 Centurion Ct.
Roddrick West, 1512 Commerce St.
Andrew Wallace, 1011 Madison Ave.
Ruth Torres, Address Not Provided

Councilmember Atkins moved to defer the item to the August 26, 2020 voting agenda meeting of the city council.

Motion seconded by Mayor Pro Tem Medrano.

During discussion, Councilmember Blewett moved a subsidiary motion to divide the [TxDOT] Multiple Use Agreement (MUA) Supplemental No. 2 to consider separately the portion described as "Exhibit C - Canton Street Site."

Subsidiary motion seconded by Councilmember Blackmon.

After clarification from the city attorney, Mayor Johnson announced Councilmember Blewett's subsidiary motion was out of order.

Following discussion, Mayor Johnson called a record vote on Councilmember Atkins' motion to defer the item to the August 26, 2020 voting agenda meeting of the city council:

Voting Yes: [10] Johnson, Medrano, McGough,
Thomas, Arnold, Resendez, Narvaez,
Bazaldua, Atkins, Kleinman

Voting No: [5] West, Blackmon, Mendelsohn, Gates,
Blewett

The city secretary declared the item deferred.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0824

Item 22: Authorize applications of eleven candidate projects to the North Central Texas Council of Governments through the Transportation Alternatives Program for cost reimbursement in the Active Transportation and Safe Routes to School (SRTS) categories for the Zaragoza, Rosemont, and Elam SRTS improvements; Ross Avenue Shared Use Path, Southern Design District Mobility Connection Projects, Dallas Executive Airport Streetscape Enhancements Phase 1 (Ledbetter) Project, Lemmon Avenue Streetscape Enhancements, Coombs Creek and Five Mile Creek Trail Projects, Uptown Pedestrian Link, and Northaven Trail Phase 1B Project - Financing: This action has no cost consideration to the City (see Fiscal Information for potential future costs)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0825

Item 23: Authorize the **(1)** application for and acceptance of a grant from the U.S. Department of the Interior, National Park Service for the FY 2020 African American Civil Rights History Grant (TBD Grant No. P20AP00147, CFDA No. 15.904) in the amount of \$50,000.00 to create and share a body of research and educational material about the 1936 Hall of Negro Life at Fair Park for the period October August 1, 2020 through September August 30, 2022~~3~~; **(2)** establishment of appropriations in an amount not to exceed \$50,000.00 in the NPS AACR Grant Fund; **(3)** receipt and deposit of funds in an amount not to exceed \$50,000.00 in the NPS AACR Grant Fund; **(4)** a local match in an amount not to exceed \$17,500.00; **(5)** an In-Kind contribution in an approximate amount of \$4,500.00; and **(4~~6~~)** execution of the grant agreement with the National Park Service and all terms, conditions, and documents required by the agreement - Not to exceed \$507~~2~~,000.00 - Financing: U.S. Department of the Interior, National Park Service Grant Funds (\$50,000.00), In-Kind Contributions (\$4,500.00) and NPS AACR Grant Fund (\$17,500.00)

Corrected

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0826

Item 24: Authorize the **(1)** sixth amendment to Contract No. 2017-049838-001 (Amendment No. 6, CFDA No. 10.557), with the Texas Health and Human Services (HHSC) for the Special Supplemental Nutrition Program for Women, Infants and Children (WIC) to **(a)** revise the budget to decrease the FY 2020 Administrative allocation by \$550,627.00, from \$14,470,315.00 to \$13,919,688.00, and to redistribute an additional \$355,800.00 to the FY 2020 Extra Funding allocation for the period October 1, 2019 through September 30, 2020; and **(2)** execution of the contract amendment and all terms, conditions, and documents required by the contract - Not to exceed \$550,627.00 from \$59,466,213.00 to \$58,915,586.00 - Financing: Health and Human Services Commission Grant Funds

Councilmember Mendelsohn requested the item be considered as an individual item later in the meeting; there was no objection voiced by the city council.

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

Councilmember Mendelsohn moved to adopt the item.

Motion seconded by Councilmember Blackmon and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0827

Item 25: A resolution authorizing **(1)** the adoption of a Comprehensive Environmental & Climate Action Plan (CECAP); **(2)** the coordination of initiatives and partnerships necessary to implement the actions and goals set forth in the CECAP; and **(3)** the identification and convening of an Environment and Sustainability Advisory Committee comprised of professionals and community members to advise on environment, sustainability, and CECAP implementation and supporting regular reporting on the CECAP - Financing: This action has no cost consideration to the City (see Fiscal Information)

Councilmember Narvaez requested the item be considered as an individual item later in the meeting; there was no objection voiced by the city council

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

The following registered speakers addressed the city council on the item:

Molly Rooke, 5825 Palm Ln.
Christine Guldi, 722 La Sierra Dr., representing Dallas Sierra
David Marquis, 3110 W. Kiest Blvd.
Roger Arnold, 8014 Westover Dr., representing Southern Sector Rising
Erik Wilson, 7942 Jubilant Dr.
Jim Schermbeck, 1808 S. Good Latimer Expy., representing Downwinders at Risk
Carrie Schweitzer, 5639 Eastside Ave.
Bonnie Mathias, 904 Lufkin St.
David Jones, 12555 Greenville Ave.
Katherine Jack, 8906 Daytonia Ave., representing The Nature Conservancy
Brian Hasenbauer, 9811 Estate Ln., representing Lake Highland White Rock Democrats
Olinka Green, 2708 Eagle Dr., representing Sierra Club
Jan Falcona, 5740 Martel Ave.
Fatima-Ayan Hirsi, 4207 Cabell Dr., representing Southern Sector Rising (handout provided)
Debbie Solis, 2322 Kenesaw Dr., representing Ledbetter Garden
Temeckia Derrough, 7931 Kiska St., representing Joppa Freedmen's Town Association
Aaryaman Singhal, 4019 Soloman Dr.
Jimmy Hosch, 6715 Rolling Vista Dr., representing 350 Dallas
Timothy Dickey, 3134 Lockmoore Ln.
Maria Li Ya Mar, 5225 Verde Valley Ln., representing Climate Reality DFW
John Fullinwinder 1851 Fuller Dr.
Corey Troiani, 909 Haines Ave., representing Texas Campaign for the Environment

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

20-0827

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Tracy Wallace, 2631 Lakeforest Ct., representing Green Careers Dallas
Kevin Richardson, 203 N. Colson St., representing Texas Campaign for the Environment
Valerie Plese, 3883 Turtle Creek Blvd.
Ananna Anu, 12639 Coit Rd.
Molly Beyer, 909 Haines Ave.
Marcus Russell, 5624 Gooch St., representing Dallas Sierra Club
Diane Tasian, 3831 Turtle Creek Blvd., representing League of Women Voters of Dallas
Jeff Howard, 4116 Plum Leaf Ct.
Jacob Fischer, 17601 Preston Rd.
David Griggs, 13214 Glad Acres Dr., Farmers Branch, TX, representing Dallas Sierra Club
Sarah Valdez, 1118 Howard Ln., Garland, TX
Evelyn Mayo, Address Not Provided, representing Downwinders at Risk
Ruth Torres, Address Not Provided

Councilmember Narvaez moved to adopt the item with the following change:

[Resolution]

- WHEREAS, today, honoring the spirit of the 50th anniversary of Earth Day, and consistent with the City of Dallas' position as a data-driven, community-oriented, and collaborative environmental leader, City of Dallas will authorize CECAP.

Motion seconded by Councilmember Blackmon.

After discussion, Councilmember Narvaez requested a record vote.

Mayor Johnson called a record vote on Councilmember Narvaez's amended motion:

Voting Yes: [15] Johnson, Medrano, McGough, West,
Thomas, Arnold, Resendez, Narvaez,
Bazaldua, Atkins, Blackmon, Kleinman,
Mendelsohn, Gates, Blewett

Voting No: [0]

The city secretary declared the item amended.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0828

Item 26: Authorize the **(1)** acceptance of four grants from Preservation Dallas to fund the historic buildings survey and historic thematic context assessment through the City of Dallas in the amount of \$95,000.00 for the period not to exceed twenty months; **(2)** receipt and deposit of grant funds in an amount not to exceed \$95,000.00 in the Preservation Dallas Grant Fund; **(3)** establishment of appropriations in an amount not to exceed \$ 95,000.00 in the Preservation Dallas Grant Fund; and **(4)** execution of a grant agreement with Preservation Dallas and all terms, conditions, and documents required by the agreement - Not to exceed \$95,000.00 - Financing: Preservation Dallas Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0829

Item 27: Authorize a five-year cooperative purchasing agreement for a wastewater treatment system for food service related grease buildup for the Department of Aviation with NCH Corporation through the Texas Association of School Boards cooperative agreement - Estimated amount of \$198,000 - Financing: Aviation Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0830

Item 28: Authorize a two-year consultant service contract for historic context assessment and survey of greater downtown and intown Dallas for the Office of Historic Preservation - HHM & Associates, Inc., most advantageous proposer of two - Not to exceed \$195,000 - Financing: Building Inspection Fund (\$100,000), Historic Preservation Grant Fund (\$90,000), and National Trust for Historic Preservation Grant Fund (\$5,000) (subject to annual appropriations)

Councilmember Mendelsohn requested the item be considered as an individual item later in the meeting; there was no objection voiced by the city council.

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

The following registered speaker addressed the city council on the item:

David Preziosi, 2229 Lawndale Dr., representing Preservation Dallas

Councilmember Mendelsohn moved to adopt the item.

Motion seconded by Councilmember West.

During discussion, Councilmember Arnold moved a subsidiary motion to remove \$100,000 as follows:

- Not to exceed \$195,000 **\$95,000** - Financing: **~~Building Inspection Fund (\$100,000)~~**, Historic Preservation Grant Fund (\$90,000), and National Trust for Historic Preservation Grant Fund (\$5,000) (subject to annual appropriations)

Subsidiary motion seconded by Councilmember Kleinman.

During further discussion and at the clarification of the city attorney, Mayor Johnson announced Councilmember Arnold's subsidiary motion was out of order.

Councilmember Kleinman moved a subsidiary motion to defer the item for 30 days.

Motion seconded by Councilmember Arnold.

During discussion, Councilmember Kleinman clarified his subsidiary motion to defer the item to the next voting agenda meeting after 30 days; there was no objection voiced by the city council.

Councilmember Arnold requested a record vote.

Mayor Johnson called a record vote on Councilmember Kleinman’s subsidiary motion to defer the item to the next voting agenda meeting after 30 days:

Voting Yes:	[2]	Arnold, Kleinman
Voting No:	[13]	Johnson, Medrano, McGough, West, Thomas, Resendez, Narvaez, Bazaldua, Atkins, Blackmon, Mendelsohn, Gates, Blewett

The city secretary declared the subsidiary motion failed.

After discussion, Mayor Johnson called a vote on Councilmember Mendelsohn’s motion to adopt the item and declared the item adopted on a divided vote with Councilmember Arnold and Councilmember Kleinman voting “No.”

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0831

Item 29: Authorize a three-year master agreement for trash and recycling receptacles with lids for the Park and Recreation Department - Pasco Brokerage, Inc., lowest responsible bidder of three - Estimated amount of \$ 455,135.50 - Financing: General Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0832

Item 30: Authorize a three-year master agreement for plumbing pipe, fittings, fixtures, trims, and parts - Winston Water Cooler LTD in the estimated amount of \$4,323,623.87, Core & Main LP in the estimated amount of \$366,115.50, and Apple Specialist, Inc. in the estimated amount of \$151,800.00, lowest responsible bidders of four - Total estimated amount of \$ 4,841,539.37 Financing: General Fund (\$3,333,630.00), Dallas Water Utilities Fund (\$786,788.85), and Aviation Fund (\$721,120.52)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0633

Item 31: ~~Authorize a three year service contract, with two one year renewal options, to provide Family Medical Leave Act services for the Department of Human Resources — FMLASource, Inc., most advantageous proposer of three — Not to exceed \$571,500 — Financing: General Fund~~

Deleted

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0834

Item 32: Authorize a three-year Beautification Agreement with the Jewish Community Center for litter and debris cleanups at City of Dallas parks and on the Northaven Trail in coordination with the Park and Recreation Department for the period May 15, 2020 to May 15, 2023 - Financing: This item has no cost consideration to the City (see Fiscal Information) Authorize **(1)** a one-year service price agreement for tent rental in response to COVID-19 with Leverage One Event Services LLC in an estimated amount of \$198,750; and **(2)** a resolution ratifying the City Manager's emergency purchase of tent rental in response to COVID-19 with Leverage One Event Services LLC in an amount not to exceed \$50,954 - Total estimated amount of \$249,704 - Financing: U.S. Department of Treasury - Coronavirus Relief Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0835

Item 33: Authorize a two-year service price agreement for housing and service assistance to homeless young adults for the Office of Homeless Solutions - CitySquare, most advantageous proposer of two - Estimated amount of \$358,190 - Financing: General Fund (\$100,000) and Texas Health and Human Services Commission Grant Funds (\$258,190)

Councilmember Mendelsohn requested the item be considered as an individual item later in the meeting; there was no objection voiced by the city council.

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

At the request of Councilmember Mendelsohn, Mayor Johnson announced consent agenda items 33, 34, and 35 would be considered collectively; there was no objection voiced by the city council.

Councilmember Mendelsohn moved to adopt consent agenda items 33, 34, and 35.

Motion seconded by Councilmember Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0836

Item 34: Authorize a two-year service price agreement for access to homeless recovery services for the Office of Homeless Solutions - Bridge Steps in the amount of \$746,673.24, Shelter Ministries of Dallas in the amount of \$731,254.00, and CitySquare in the amount of \$522,072.76, most advantageous proposers of five - Total amount not to exceed \$2,000,000.00 - Financing: Healthy Community Collaborative Grant Fund

Councilmember Mendelsohn requested the item be considered as an individual item later in the meeting; there was no objection voiced by the city council.

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

At the request of Councilmember Mendelsohn, Mayor Johnson announced consent agenda items 33, 34, and 35 would be considered collectively; there was no objection voiced by the city council.

Councilmember Mendelsohn moved to adopt consent agenda items 33, 34, and 35.

Motion seconded by Councilmember Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0837

Item 35: Authorize a two-year service price agreement for emergency shelter services for the Office of Homeless Solutions - The Salvation Army a Georgia Corporation in the amount of \$433,460.08, Bridge Steps in the amount of \$340,779.47, Shelter Ministries of Dallas in the amount of \$339,353.61, Family Gateway, Inc. in the amount of \$258,079.85, and The Family Place in the amount of \$128,327.00, most advantageous proposers of nine - Total amount not to exceed \$1,500,000.01 - Financing: U.S. Department of Treasury - Coronavirus Relief Funds (\$748,076.01), FY 2019-20 Emergency Solutions Grant Fund (\$438,999.79), FY 2017-18 Emergency Solutions Grant Fund (\$177,709.75, and FY 2018-19 Emergency Solutions Grant Fund (\$135, 214.46)

Councilmember Mendelsohn requested the item be considered as an individual item later in the meeting; there was no objection voiced by the city council.

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

At the request of Councilmember Mendelsohn, Mayor Johnson announced consent agenda items 33, 34, and 35 would be considered collectively; there was no objection voiced by the city council.

Councilmember Mendelsohn moved to adopt consent agenda items 33, 34, and 35.

Motion seconded by Councilmember Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0838

Item 36: Authorize a three-year service price agreement for tree maintenance and emergency storm response services - Shawnee Mission Tree Service, Inc. dba Arbor Masters Tree Service in the estimated amount of \$26,755,162.40 and Good Earth Corporation in the estimated amount of \$707,871.00, lowest responsible bidders of two - Total estimated amount of \$27,463,033.40 - Financing: General Fund (\$1,748,420.40), Sanitation Operation Fund (\$25,330,000.00), Storm Drainage Management Fund (\$247,099.00), Dallas Water Utilities Fund (\$127,548.00), Aviation Fund (\$7,931.00), and Equipment and Fleet Management Fund (\$2,035.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0839

Item 37: Authorize a five-year service price agreement to provide a cloud-based open data portal solution for the Department of Information and Technology Services - Tyler Technologies, Inc., most advantageous proposer of three - Estimated amount of \$446,186 - Financing: Data Services Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0840

Item 38: Authorize the City Manager to purchase personal protective equipment and disinfectants items in response to the COVID-19 pandemic with various suppliers - Not to exceed \$5,000,000 - Financing: U.S. Department of Treasury - Coronavirus Relief Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0841

Item 39: Authorize the purchase of a sealer pot for the Department of Aviation with Crafc, Inc. through the Texas Association of School Boards cooperative agreement - Not to exceed \$77,122 - Financing: Aviation Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0842

Item 40: Authorize a construction contract for renovations of the Dallas Black Dance Theatre located at 2700 Ann Williams Way - Phoenix I Restoration & Construction, Ltd., best value proposer of three - Not to exceed \$738,000.00 - Financing: Cultural Arts (F) Fund (2017 General Obligation Bond Fund)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0843

Item 41: Authorize a construction contract for the replacement of the playground at Garrett Park located at 1506 North Garrett Avenue with Kompan, Inc. through the Texas Association of School Boards cooperative agreement - Not to exceed \$306,360.67 - Financing: Park and Recreation Facilities Fund (2006 General Obligation Bond Fund) (\$50,000.00), Park and Recreation Facilities (B) Fund (2017 General Obligation Bond Fund) (\$121,954.30), and Capital Gifts, Donation and Development Fund (\$134,406.37)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0844

Item 42: Authorize a second amendment to the existing design and construction agreement with the Friends of the Katy Trail, Inc. for the extension of the soft surface trail on a portion of the Katy Trail located between Blackburn Street and Armstrong Avenue and for resurfacing of the existing soft surface trail to include additional 2017 Bond Funds -Not to exceed \$99,000.00, from \$1,000,000.00 to \$1,099,000.00 - Financing: Park and Recreation Facilities (B) Fund (2017 General Obligation Bond Fund)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0845

Item 43: Authorize Supplemental Agreement No. 5 to the design-build contract with Harrison, Walker & Harper, LP. for an increase to the construction package for facility improvements and additional architectural and engineering services for the renovation of the Music Hall located at 909 First Avenue and African American Museum located at 3536 Grand Avenue - Not to exceed \$317,629.80, from \$5,879,297.05 to \$6,196,926.85 - Financing: Fair Park Improvements (C) Fund (2017 General Obligation Bond Fund)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0846

Item 44: Authorize Supplemental Agreement No. 1 to the consultant contract with KPMG LLP to extend the terms of the original agreement and provide technical assistance during the implementation of recommendations resulting from the consultant's staffing study for the Police Department - Not to exceed \$750,000.00 - Financing: Confiscated Fund

Deputy Mayor Pro Tem McGough requested the item be considered as an individual item later in the meeting; there was no objection voiced by the city council

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

Deputy Mayor Pro Tem McGough moved to adopt the item.

Motion seconded by Councilmember Atkins.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0847

Item 45: Authorize a three-year contract with the City of Rowlett to provide untreated water services for the period June 13, 2020 through June 12, 2023 - Estimated Annual Revenue: Dallas Water Utilities Fund \$129,734.00

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0848

Item 46: Authorize an increase in the construction services contract with Atkins Bros. Equipment Co., Inc. for the installation of a 30-inch diameter wastewater pipeline in Goodnight Lane from Southwell Road to Joe Field Road - Not to exceed \$1,942,005.00, from \$8,481,325.00 to \$10,423,330.00 - Financing: Wastewater Capital Improvement E Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0849

Item 47: 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 and indicated the nominees met qualifications for service with the terms for appointment for the 2019-2021 term.

Councilmember Thomas moved to appoint the following:

- Taylor I. Toyne, to the Park and Recreation Board.

Motion seconded by Councilmember West and unanimously adopted.

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

20-5676 PAR PARK AND RECREATION BOARD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0850

Item 48: A resolution to authorize the Dallas County Tax Office to calculate the voter-approval tax rate in the manner provided for a special taxing unit (8 percent) as the City is located in an area declared a disaster area pursuant to Section 26.04 (c-1) of the Texas Tax Code - Financing: No cost consideration to the City

Councilmember Atkins moved to adopt the item.

Motion seconded by Councilmember Arnold.

During discussion, Councilmember Kleinman called the question.

Motion seconded by Councilmember Mendelsohn.

Mayor Johnson called a record vote on Councilmember Kleinman's call the question:

Voting Yes: [4] West, Arnold, Kleinman, Blewett

Voting No: [10] Johnson, Medrano, McGough,
Resendez, Narvaez, Bazaldua,
Atkins, Blackmon, Mendelsohn,
Gates

Absent when vote taken: [1] Thomas

The city secretary declared the call failed.

During further discussion, Councilmember Resendez moved a subsidiary motion to defer the item to the June 24, 2020 voting agenda meeting of the city council.

Motion seconded by Councilmember Narvaez.

Councilmember Mendelsohn moved a secondary subsidiary motion to defer the item to the December 31, 2020 voting agenda meeting of the city council.

Motion seconded by Councilmember Kleinman.

During discussion, Councilmember Arnold called the question.

Call died due to lack of a second.

Mayor Johnson called a vote on Councilmember Mendelsohn's secondary subsidiary motion; with the majority of the city council voting in opposition, the secondary subsidiary motion failed.

After further discussion, Mayor Johnson called a record vote on Councilmember Resendez's subsidiary motion to defer the item to the June 24, 2020 voting agenda meeting of the city council:

Voting Yes: [7] Johnson, Medrano, Arnold,
Resendez, Narvaez, Bazaldua, Atkins

Voting No: [7] McGough, West, Blackmon,
Kleinman, Mendelsohn, Gates,
Blewett

Absent when vote taken: [1] Thomas

The city secretary declared the subsidiary motion failed.

Mayor Johnson called a record vote on Councilmember Atkins' motion to adopt the item:

Voting Yes: [3] Resendez, Bazaldua, Atkins

Voting No: [11] Johnson, Medrano, McGough, West,
Arnold, Narvaez, Blackmon,
Kleinman, Mendelsohn, Gates,
Blewett

Absent when vote taken: [1] Thomas

The city secretary declared the item failed.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0851

Item 49: Authorize the **(1)** application for and acceptance of a series of grants from the U.S. Department of Transportation, Federal Aviation Administration (FAA) (Grant No. TBD, CFDA No. 20.106) in the amount of \$109,800,000.00 and the Texas Department of Transportation -Aviation Division in the amount of \$200,000.00 in a total amount of \$110,000,000.00 for the federal share of the eligible airport programs and projects for the Coronavirus Aid Relief and Economic Security (CARES) Act within the Dallas Airport System; **(2)** establishment of appropriations in an amount not to exceed \$110,000,000.00 in the FAA CARES Act grant fund; **(3)** receipt and deposit of CARES Act grant funds in an amount not to exceed \$110,000,000.00 in the FAA CARES Act Grant Fund; and **(4)** execution of the CARES Act grant agreement and all terms, conditions, and documents required by the CARES Act - Total amount of \$110,000,000.00 - Financing: Federal Aviation Administration Grant Funds (\$109,800,000.00) and TxDOT Aviation Grant Funds (\$200,000.00)

Councilmember Mendelsohn moved to adopt the item.

Motion seconded by Councilmember Bazaldua and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0852

Item 50: Authorize an Interlocal Agreement with Dallas County to provide funding for COVID-19 testing providers for 50/50 cost share between the City of Dallas and Dallas County - Not to exceed \$10,000,000.00 - Financing: General Fund (to be reimbursed by Coronavirus Relief Fund)

Councilmember Gates moved to adopt the item.

Motion seconded by Councilmember Narvaez.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0853

Item 51: A policy resolution finding that the City should maximize economic return in the procurement of goods and services and directing the City Manager to develop a procurement program that considers contributions to the Dallas economy - Financing: This action has no cost consideration to the City

Councilmember Mendelsohn moved to adopt the item.

Motion seconded by Councilmember Bazaldua.

Councilmember Gates moved a subsidiary motion to adopt the item with the following changes:

- Remove references to the COVID-19 pandemic and response;
- Provide a WHEREAS clause referencing the current local preference program; and
- Direct the city manager to brief city council on the new Dallas First program.

Subsidiary motion seconded by Councilmember Kleinman.

During discussion, Councilmember Mendelsohn withdrew her motion.

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

Voting Yes: [15] Johnson, Medrano, McGough, West,
Thomas, Arnold, Resendez, Narvaez,
Bazaldua, Atkins, Blackmon,
Kleinman, Mendelsohn, Gates,
Blewett

Voting No: [0]

The city secretary declared the item amended.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0854

Item 52: An ordinance amending Chapter 28, “Motor Vehicles and Traffic ,” of the Dallas City Code, by amending Sections 28-203, 28-204, 28-205, 28-206, 28-207, 28-208, 28-209, 28-210, 28-211, 28-212, 28-213, 28-214, 28-215, 28-216, 28-217, 28-218, and 28-219; adding Section 28-219.1; **(1)** providing prohibitions on spectating at a street race or reckless driving exhibition or the preparations of either activities; **(2)** providing for the abatement of nuisance vehicles engaged in street races and reckless driving exhibitions; **(3)** providing notice requirements; **(4)** providing for a response to be timely filed to oppose the abatement; **(5)** providing for an administrative nuisance abatement by the city attorney; **(6)** providing for judicial nuisance abatement proceedings; **(7)** providing regulations for a joint property interest release; **(8)** providing for stipulated vehicle release agreements; **(9)** providing vehicle title vesting in the city; **(10)** providing regulations for the sale of an abated vehicle by a court order at a public auction; **(11)** providing regulations on disposition of low-value vehicles; **(12)** providing for regulations on the sale proceeds; **(13)** requiring a written accounting of sale proceeds; **(14)** providing regulations on stolen vehicles and innocent owner remedies; **(15)** providing regulations regarding towing and storage fees; **(16)** providing an offense for aiding street racing or reckless driving exhibitions on property a person owns, controls, or operates; and **(17)** providing a penalty not to exceed \$500.00 - Financing: No cost consideration to the City

Councilmember Resendez moved to adopt the item.

Motion seconded by Councilmember Narvaez.

After discussion, Councilmember Resendez requested a record vote.

Mayor Johnson called a record vote on Councilmember Resendez’s motion:

Voting Yes: [14] Johnson, Medrano, McGough, West,
Arnold, Resendez, Narvaez,
Bazaldua, Atkins, Blackmon,
Kleinman, Mendelsohn, Gates,
Blewett

Voting No: [0]

Absent when vote taken: [1] Thomas

The city secretary declared the item adopted.

Assigned ORDINANCE NO. 31540

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0855

The zoning consent docket consisted of agenda items Z1-Z3.

Agenda item Z1: Zoning Case Z189-329(PD)

Agenda item Z2: Zoning Case Z190-163(AU)

Agenda item Z3: Zoning Case Z190-168(JM)

Agenda item Z1 was removed from the consent zoning docket to be considered as an individual hearing.

Therefore, the consent zoning docket, consisting of agenda items Z2 and Z3 was presented for consideration.

Agenda item Z2: Zoning Case Z190-163(AU)

Agenda item Z3: Zoning Case Z190-168(JM)

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 the city plan commission's recommendations.

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

Isaac Molina, 2436 Dorrington Dr.

Councilmember Mendelsohn moved to close the public hearings, accept the recommendations of the city plan commission and pass the ordinances.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0856

Item Z1: Zoning Case Z189-329(PD) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an auto service center use on property zoned Subarea 2 within Planned Development District No. 366, the Buckner Boulevard Special Purpose District, with a D-1 Liquor Control Overlay, on the east side of South Buckner Boulevard, south of Stonehurst Street

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

Note: This item was deferred by the City Council before opening the public hearing on May 13, 2020, and is scheduled for consideration on May 27, 2020

Councilmember Resendez requested the item be considered as an individual hearing later in the meeting; there was no objection voiced by the city council.

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

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

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

Kendra Larach, 3904 Elm St., representing Shawar Investments LLC (handout provided)

Mohammad Awad, 2540 Glenda Ln., representing ACRE Property Co.

Councilmember Resendez moved to deny the item without prejudice.

Motion seconded by Councilmember Narvaez and unanimously denied without prejudice. (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0857

Item Z2: Zoning Case Z190-163(AU) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a child-care facility use on property zoned an R-7.5(A) Single Family District, on the northeast corner of Arapaho Road and Spring Creek 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

Note: This item was deferred by the City Council before opening the public hearing on May 13, 2020, and is scheduled for consideration on May 27, 2020

Adopted as part of the consent zoning docket.

Assigned ORDINANCE NO. 31541

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0858

Item Z3: Zoning Case Z190-168(JM) [Consent Zoning Docket]

A public hearing to receive comments regarding an application for and a resolution accepting an amendment to existing deed restrictions [Z978-150] volunteered by the applicant, on property zoned a CS Commercial Service District, on the northeast side of South Fitzhugh Avenue, north of South Haskell Avenue

Recommendation of Staff and CPC: Approval, subject to amended deed restrictions volunteered by the applicant.

Note: This item was deferred by the City Council before opening the public hearing on May 13, 2020, and is scheduled for consideration on May 27, 2020.

Adopted as part of the consent zoning docket.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0859

ZONING CASES – INDIVIDUAL

Item Z4: Zoning Case Z178-250(AM)

A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 539 for CR Community Retail District uses and group residential use to allow for MU-1 Mixed Use District uses and group residential use with consideration given to an ordinance granting a Specific Use Permit for group residential use in addition to the Planned Development District amendment, on the east corner of Graham Avenue and Philip Avenue

Recommendation of Staff: Approval of an amendment to Planned Development District No. 539, subject to a revised development plan, landscape plan, and staff's recommended conditions; and approval of a Specific Use Permit for a group residential use for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to conditions.

Recommendation of CPC: Approval of an amendment to Planned Development District No. 539, subject to a revised development plan, landscape plan, and conditions; and approval of a Specific Use Permit for a group residential use for a two-year period with eligibility for automatic renewals for additional two-year periods, subject to conditions.

Note: This item was deferred by the City Council before opening the public hearing on May 13, 2020, and is scheduled for consideration on May 27, 2020.

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

Mayor Pro Tem Medrano moved to remand the item to the City Plan and Zoning Commission.

Motion seconded by Councilmember Narvaez and unanimously remanded. (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0860

ZONING CASES – INDIVIDUAL

Item Z5: Zoning Case Z190-115(PD)

A public hearing to receive comments regarding an application for and (1) an ordinance granting the creation of a new subarea within Planned Development District No. 5; (2) an ordinance granting a Specific Use Permit for an Industrial (outside) not potentially incompatible use limited to a concrete batch plant; and (3) an ordinance granting a Specific Use Permit for an Industrial (outside) potentially incompatible use limited to an asphalt batch plant on property zoned Planned Development District No. 5, on the south line of East Northwest Highway, east of Garland Road

Recommendation of Staff: Approval of a subarea; approval of a Specific Use Permit for an Industrial (outside) not potentially incompatible use limited to a concrete batch plant for a two-year period, subject to a site plan and conditions; and approval of a Specific Use Permit for an Industrial (outside) potentially incompatible use limited to an asphalt batch plant for a two -year period, subject to a site plan and conditions

Recommendation of CPC: Approval of a subarea; approval of a Specific Use Permit for an Industrial (outside) not potentially incompatible use limited to a concrete batch plant for a four-year period with one automatic renewal for an additional four-year period, subject to a site plan and conditions; and approval of a Specific Use Permit for an Industrial (outside) potentially incompatible use limited to an asphalt batch plant for a four-year period with one automatic renewal for an additional four-year period, subject to a site plan and conditions

Note: This item was deferred by the City Council before opening the public hearing on May 13, 2020, and is scheduled for consideration on May 27, 2020

Prior to consideration of the zoning consent docket and the item being read into the record, Councilmember Blackmon moved to defer the item to the June 24, 2020 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Narvaez and unanimously deferred.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0861

ZONING CASES – INDIVIDUAL

Item Z6: Zoning Case Z190-117(PD)

A public hearing to receive comments regarding an application for and an ordinance granting a new tract within Tract I of Planned Development District No. 278, on the south corner of Stemmons Freeway and Commonwealth Service Road

Recommendation of Staff: Denial

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

Note: This item was deferred by the City Council before opening the public hearing on May 13, 2020 and is scheduled for consideration on May 27, 2020.

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

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

Robert Baldwin, 3904 Elm St., representing Baldwin Associates
Steven Davis, 8322 Ridgelea St., representing Pegasus Place LLC

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

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

Assigned ORDINANCE NO. 31542

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0862

ZONING CASES – INDIVIDUAL

Item Z7: Zoning Case Z190-162(JM)

A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 2215 for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned an RR-D-1 Regional Retail District with a D-1 Liquor Control Overlay, on the southwest corner of North Jim Miller Road and East R.L. Thornton Freeway

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

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

Note: This item was deferred by the City Council before opening the public hearing on May 13, 2020, and is scheduled for consideration on May 27, 2020.

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

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

Laura Hoffmann, 5746 Mercedes Ave., representing the applicant (handout provided)

Tony Mahmood, 8130 E. R.L. Thornton Fwy., representing RaceWay

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

- Approve the Specific Use Permit (SUP) for three years.

and pass the ordinance.

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

Assigned ORDINANCE NO. 31543

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0863

ZONING CASES – UNDER ADVISEMENT – INDIVIDUAL

Item Z8: Zoning Case Z190-131(CT)

A public hearing to receive comments regarding an application for and an ordinance granting an NS(A) Neighborhood Service District on property zoned an NO(A) Neighborhood Office District, on the southeast corner of West Kiest Boulevard and South Tyler Street

Recommendation of Staff and CPC: Approval

Note: This item was considered by the City Council at a public hearing on April 8, 2020, and was held under advisement until May 27, 2020, with the public hearing open.

Prior to consideration of the zoning consent docket and the item being read into the record, Councilmember Arnold moved to defer the item to the September 23, 2020 voting agenda meeting of the city council. Therefore, no speakers were called on the item.

Motion seconded by Councilmember Blewett and unanimously deferred.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0864

MISCELLANEOUS HEARINGS

Item PH1: A public hearing to receive comments on the FY 2020-21 Operating, Capital, and Grant & Trust Budgets - Financing: No cost consideration to the City

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0865

MISCELLANEOUS HEARINGS

Item PH2: A public hearing to receive comments regarding an application by Brooks Manor, LP, or its affiliates (Applicant) to the Texas Department of Housing and Community Affairs (TDHCA) for 4% Non-Competitive Low Income Housing Tax Credits for the development of The Oaks located at 630 South Llewellyn Avenue; and, at the close of the public hearing adopt a Resolution of No Objection for Applicant, related to its application to TDHCA for the development of The Oaks - Financing: No cost consideration to the City

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

Motion seconded by Councilmember West.

At the request of Councilmember West, staff read the following language into the record:

“DHA Housing Solutions for North Texas and Volunteers of America submitted an application to the City for a resolution of no objection for our proposed 4% low income housing tax credit application to the Texas Department of Housing & Community Affairs. Concerns with the property design included in the application were brought to our attention and we have developed the following solutions to mitigate those concerns:

The sidewalks will be wider than typical surrounding the site and will vary from a 5’ and 6’ width and will be scored evenly with their width and have a light broom finish.

The property will include a fence on 3 sides connecting back to the building at the Llewellyn frontage. The fencing will be 4’ to 5’ tall wrought iron type fence with bottom and top rails.

The placement of the building took into consideration the existing trees on site and the plan has preserved as many as possible. The existing trees that remain will be supplemented with similar species to create a uniform shaded streetscape that will exceed local landscape code and guidelines.

Concrete style pavers will be used at all sidewalk crosswalks with accessible curb ramps at each end. The concrete pavers will be in a contrasting color to the pavement to best provide a visual safety warning for pedestrians from oncoming vehicles.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

20-0865

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The building use allows for reduced parking and the outside row of parking will be removed. The security fence will be moved inward near the parking, providing both security for the elderly residents and a large green buffer zone between the parking and the sidewalks for the residents and neighborhood to enjoy.

Additional wall pack lighting on the building and pole lighting along the perimeter of the site will be added.

The exterior of the building will be fiber cement board, wood, and brick. Stucco will not be used.

We have appreciated the opportunity to work with Council, staff, and the community to alleviate their concerns with design of the property.”

Mayor Johnson called a vote and declared the item unanimously adopted. (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0866

MISCELLANEOUS HEARINGS

Item PH3: A public hearing to receive comments regarding an application by Gateway Oak Cliff, LP, or its affiliate to the Texas Department of Housing and Community Affairs (TDHCA) for 4% Non-Competitive Low Income Housing Tax Credits for the Gateway Oak Cliff located at 400 South Beckley Avenue; and, at the close of the public hearing adopt a Resolution of No Objection for Gateway Oak Cliff, LP, or its affiliate, related to its application to TDHCA for the development of the Gateway Oak Cliff - Financing: No cost consideration to the City

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

Motion seconded by Councilmember Atkins and unanimously adopted. (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0867

MISCELLANEOUS HEARINGS

Item PH4: A public hearing to receive comments regarding an application by LDG The Ridge at Lancaster, LP, or its affiliates (Applicant) to the Texas Department of Housing and Community Affairs (TDHCA) for 4% Non-Competitive Low Income Housing Tax Credits for the Ridge at Lancaster located at 5703 Lancaster Road and 1819 Crouch Road; and, at the close of the public hearing adopt a Resolution of No Objection for Applicant, related to its application to TDHCA for the development of the Ridge at Lancaster - Financing: No cost consideration to the City

The following individual addressed the city council on the item:

Jacob Brown, 1305 E. 6th St., Austin, TX, representing LDG Development

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0868

MISCELLANEOUS HEARINGS

Item PH5: A public hearing to receive comments regarding an application by Ridgecrest Terrace, LP or its affiliate (Applicant) to the Texas Department of Housing and Community Affairs (TDHCA) for 4% Non-Competitive Low Income Housing Tax Credits for the Ridgecrest Terrace Apartments located at 526 South Walton Walker Boulevard; and, at the close of the public hearing adopt a Resolution of No Objection for Applicant, or its affiliate, related to its application to TDHCA for the acquisition, renovation and rehabilitation of the Ridgecrest Terrace Apartments - Financing: No cost consideration to the City

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

Motion seconded by Councilmember Blackmon.

After discussion, Councilmember Thomas requested a record vote.

Mayor Johnson called a record vote on Councilmember Thomas' motion to adopt the item:

Voting Yes: [15] Johnson, Medrano, McGough, West,
Thomas, Arnold, Resendez, Narvaez,
Bazaldua, Atkins, Blackmon, Kleinman,
Mendelsohn, Gates, Blewett

Voting No: [0]

The city secretary declared the item adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0869

MISCELLANEOUS HEARINGS

Item PH6: A public hearing to receive comments concerning the renewal of the Dallas Downtown Improvement District (the District), in accordance with Chapter 372 of the Texas Local Government Code (the “Act”), for the specified area of the District, for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and, at the close of the public hearing authorize: **(1)** approval of a resolution renewing the District for a period of seven -years, from 2021-2027; **(2)** approval of the District’s Service Plan for 2021-2027 for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; **(3)** a management contract with Downtown Dallas, Inc., a Texas non-profit corporation as the management entity for the District; and **(4)** approval of the City’s participation in the District for a period of seven-years, from 2021-2027, at an estimated cost consideration of \$8,852,696.00, subject to annual appropriations - Financing: Future cost consideration to the City (see Fiscal Information)

The following individual addressed the city council on the item:

Kourtney Garrett, 1111 S. Canterbury Ct., representing Downtown Dallas Inc.

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

Motion seconded by Councilmember Blewett and unanimously adopted. (Thomas absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0870

MISCELLANEOUS HEARINGS

Item PH7: A public hearing to receive comments concerning the renewal of the University Crossing Public Improvement District (the District), in accordance with Chapter 372 of the Texas Local Government Code (the “Act”), for the specified area of the District, for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and, at the close of the public hearing authorize: **(1)** approval of a resolution renewing the District for a period of seven-years, from 2021-2027; **(2)** approval of the District’s Service Plan for 2021-2027 for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and **(3)** a management contract with UCPID, Inc. d/b/a University Crossing Public Improvement District Corporation, a Texas non-profit corporation as the management entity for the District - Financing: This action has no cost consideration to the City (see Fiscal Information)

The following individual addressed the city council on the item:

Patrick Sanders, 5646 Milton St., representing University Crossing Public Improvement District

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 27, 2020

20-0871

MISCELLANEOUS HEARINGS

Item PH8: A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from a public school, Sam Houston Elementary School as required by Section 6-4 of the Dallas City Code to allow a mixed-beverages permit (Chapter 28 the Texas Alcoholic Beverage Code) for a restaurant without drive-in or drive-through service with a food and beverage certificate [Mario Alfaro's Inc. dba Mario's Mexican and Salvadorian Restaurant] east corner of Cedar Springs Road and Douglas Avenue - AV190-005 - Financing: No cost consideration to the City (This item was deferred by the City Council before opening the public hearing on May 13, 2020, and is scheduled for consideration on May 27, 2020)

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

The following individual addressed the city council on the item:

Kendra Larach, 3904 Elm St., representing Mario Alfaros Inc.

Mayor Pro Tem Medrano moved to close the public hearing and adopt the item.

Motion seconded by Councilmember Blackmon and Councilmember Blewett.

Mayor Johnson called a vote and declared the item unanimously adopted. (Thomas absent when vote taken)

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 27, 2020

EXHIBIT C