

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 26, 2020

20-1210

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 9:15 a.m. with a quorum of the city council present.

The invocation was given by Reverend Ronald Wright of Rice Chapel AME Church.

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 to closed session at 11:13 a.m. and reconvened to open session at 1:20 p.m.

After all business properly brought before the city council had been considered, the city council adjourned at 3:20 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, AUGUST 26, 2020

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 26, 2020

EXHIBIT B

AUGUST 26, 2020

20-1211

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: Norman Williams, 1775 Young St.
SUBJECT: Permission to lift band/put up wallscaping

SPEAKER: Gene Robinson, 2919 Montalbo, Grand Prairie, TX
SUBJECT: Presumption claim

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1212

Item 1: Approval of Minutes of the August 12, 2020 City Council Meeting

Prior to the item being read into the record, the following registered speaker addressed the city council on the item:

Dane Cofer, 17103 Davenport Rd.

Councilmember Atkins moved to adopt the minutes as presented.

Motion seconded by Mayor Pro Tem Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1213

CONSENT AGENDA

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

Dane Cofer, 17103 Davenport Rd. [Agenda Items 2-62]

Lily Weiss, 750 N. St. Paul St., representing Dallas Arts District [Agenda Item 16]

The consent agenda consisted of consent agenda items 2-62. Consent agenda items 8 and 39 were corrected.

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

Councilmember Mendelsohn requested consent agenda item 8 be considered as an individual item later in the meeting; there was no objection voiced by the city council.

Councilmember Gates requested consent agenda item 11 be considered as an individual item later in the meeting; there was no objection voiced by the city council.

Mayor Johnson requested consent agenda item 39 be considered as an individual item later in the meeting; there was no objection voiced by the city council.

Therefore, the consent agenda, consisting of consent agenda items 2-7, 9, 10, 12-38, and 40-62 was presented for consideration.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1214

Item 2:

Authorize the **(1)** acceptance of the Substance Abuse and Mental Health Services Administration (SAMHSA) Grant from the U.S. Department of Health and Human Services (HHS) (Grant No. 5H79TI081081-03, CFDA No. 92.243) in the amount of \$343,639.00, to expand substance abuse capacity at the existing South Dallas Drug Court (SDDC) for the period September 30, 2020 through September 29, 2021; **(2)** establishment of appropriations in an amount not to exceed \$343,639.00 in the SAMHSA-Adult Treatment Drug Court Expansion Project 20-21 Fund; **(3)** receipt and deposit of grant funds in an amount not to exceed \$343,639.00 in the SAMHSA-Adult Treatment Drug Court Expansion Project 20-21 Fund; and **(4)** execution of the grant agreement and all terms, conditions, and documents required by the agreement - Not to exceed \$343,639.00 for year three of the five-year project period - Financing: U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1215

Item 3: Authorize the first amendment to the Lease and Use Agreement of Land and Facilities between the City of Dallas (“City”) and Commemorative Air Force, Inc. (“CAF”) at Dallas Executive Airport to: (1) shift the City’s lease obligation to construct 90,000 square feet of additional ramp space on the leased premises to CAF; and (2) reimburse to CAF for the cost of constructing the ramp space - Not to exceed \$1,260,580.00 - Financing: Aviation Fund (subject to appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1216

Item 4: Authorize an engineering services contract with Garver, LLC to provide design, planning, construction document and construction administration services for the design of the Crossfield Taxiways Project at Dallas Love Field - Not to exceed \$4,669,300.00 - Financing: Aviation Passenger Facility Charge - Near Term Projects Fund (\$669,300.00) and Coronavirus Aid Relief and Economic Security (CARES) Act - Federal Aviation Administration (FAA) Dallas Love Field (Unit CARES - FAA DAL-Capital Dev) Fund (\$4,000,000.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1217

Item 5: Authorize the **(1)** acceptance of a grant from Maddie's Fund to be used for expenses related to the consumable and non-consumable items needed for the Animal Foster Care Program for the Department of Dallas Animal Services in the amount of \$20,000.00; **(2)** receipt and deposit of funds in an amount not to exceed \$20,000.00 in the Maddie's Pet Foster Care Stimulus Grant Fund; **(3)** establishment of appropriations in an amount not to exceed \$20,000.00 in the Maddie's Pet Foster Care Stimulus Grant Fund - Not to exceed \$20,000.00 - Financing: Maddie's Fund Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1218

Item 6: Authorize the **(1)** acceptance of a grant from PetSmart Charities, Inc. to be used for the City of Dallas, Dallas Animal Services COVID-19 adjusted operations in the amount of \$9,630.00; **(2)** receipt and deposit of grant funds in an amount not to exceed \$9,630.00 in the PetSmart Charities COVID-19 Emergency Relief Grant Fund; **(3)** establishment of appropriations in an amount not to exceed \$9,630.00 in the PetSmart Charities COVID-19 Emergency Relief Grant Fund - Not to exceed \$9,630.00 - Financing: PetSmart Charities, Inc. Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1219

Item 7: Authorize the **(1)** acceptance of a grant from the Texas Commission on Environmental Quality through the Texas Volkswagen Environmental Mitigation Program (Contract No. 582-20-13774-VW) to purchase replacement vehicles and equipment to reduce nitrogen oxides emissions in the amount of \$105,919.00 for the period August 26, 2020 through August 25, 2022; **(2)** receipt and deposit of grant funds in an amount not to exceed \$105,919.00 in the Volkswagen Environmental Mitigation Program Fund 2; **(3)** establishment of appropriations in an amount not to exceed \$ 105,919.00 in the Volkswagen Environmental Mitigation Program Fund 2; **(4)** required local match in the amount of \$243,517.00 from Sanitation Capital Improvement Fund; and **(5)** execution of the grant agreement and all terms, conditions, and documents required by the grant agreement - Not to exceed \$349,436.00 - Financing: Texas Commission on Environmental Quality Grant Funds(\$105,919.00) and Sanitation Capital Improvement Fund (\$243,517.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1220

Item 8: Authorize **(a)** an amendment to the City of Dallas Comprehensive Housing Policy, previously approved on May 9, 2018, by Resolution No. 18-0704, as amended, to **(1)** amend the range of income bands to be served from 30% to 120% of the area median income (AMI) to include housing for people at 0% to 120% of the AMI; **(2)** amend the Home Improvement Preservation Program (HIPP) and the Dallas Homebuyer Assistance Program (DHAP) to improve program utilization and reduce administrative expenses; **(3)** amend and restate the DHAP Targeted Homebuyer Incentive Program (DHAP Targeted); **(4)** amend the tenants served under the Tenant Based Rental Assistance program; **(5)** amend the Land Transfer Program contract extension provision; **(6)** create a Targeted Rehabilitation Program (TRP) to provide grants or loans to eligible residents in targeted neighborhoods for housing rehabilitation and delegate authority to the City Manager to modify certain elements outlined in the appendix in an amount not to exceed \$2,750,000.00; **(7)** amend the Neighborhood Empowerment Zone Program to include a definition of income; **(8)** amend Appendix 2 - Single Family Development Underwriting to amend elements including procurement methods, eligible homeowners, loan types and terms, and cost limitations; add the West Dallas TRP Sub-Program Module as Appendix 18; ~~and~~ add the Tenth Street Historic District TRP Sub-Program Module as Appendix 19; and **(11)** amend the New Construction and Substantial Rehabilitation Program and Appendix 2 to allow Community Housing Development Organizations to retain a percentage of proceeds in HOME funded-projects as determined on a project-by-project basis; **(b)** appropriations for the TRP from the Equity Revitalization Capital Fund; and **(c)** the City Manager to execute individual agreements and other necessary documents up to \$60,000.00 in accordance with the in accordance with the HIPP, DHAP, DHAP Targeted, and TRP, without further City Council approval - in an amount not to exceed \$2,750,000.00 - Financing: Equity Revitalization Capital Fund

Corrected

Councilmember West and 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 speakers addressed the city council on the item:

Ken Montgomery, 2022 Crest Ridge Dr.
James Armstrong, 1839 Leath St., representing Builders of Hope CDC TACDC

Councilmember Atkins moved to adopt the item.

Motion seconded by Councilmember West.

Councilmember Atkins withdrew his motion.

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

- For a CHDO to retain a percentage of proceeds on a project-by-project basis, the CHDO must remain in good standing as a certified CHDO and comply with all contractual obligations, as determined in the sole discretion of the City; and
- All proceeds retained by a CHDO that are not used in accordance with the contract within two years after being generated must be returned to the City.

Motion seconded by Councilmember Blackmon.

During discussion, Councilmember Kleinman move to separate the vote on the following:

- Authorize **(a)** an amendment to the City of Dallas Comprehensive Housing Policy, previously approved on May 9, 2018, by Resolution No. 18-0704, as amended, to **(1)** amend the range of income bands to be served from 30% to 120% of the area median income (AMI) to include housing for people at 0% to 120% of the AMI.

Motion to separate was seconded by Mayor Pro Tem Medrano.

At the clarification of the city attorney, Mayor Johnson announced Councilmember Kleinman's motion was not debatable.

Mayor Johnson called a record vote on Councilmember Kleinman's motion to separate the vote:

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

Voting No: [1] Arnold

The city secretary declared the item separated.

After discussion, Mayor Johnson called a vote on Councilmember West's motion to adopt the following:

- Authorize **(a)** an amendment to the City of Dallas Comprehensive Housing Policy, previously approved on May 9, 2018, by Resolution No. 18-0704, as amended, to **(1)** amend the range of income bands to be served from 30% to 120% of the area median income (AMI) to include housing for people at 0% to 120% of the AMI.

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

Voting No: [1] ~~Bazaldua~~, **Kleinman**

The city secretary declared the item adopted.

During discussion, Councilmember Bazaldua moved to change his vote; as he voted in error.

Motion seconded by Councilmember Narvaez and unanimously adopted.

Councilmember Kleinman moved to change his vote; as he voted in error.

Motion seconded by Councilmember Blackmon.

Mayor Johnson called a record vote on Councilmember West's amended motion and declared the item adopted on a divided vote with Councilmember Mendelsohn voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1221

Item 9: Authorize **(1)** an Advance Funding Agreement with the Texas Department of Transportation (CSJ No. 0197-02-129, CFDA No. 20.205) for the Green Ribbon Program Project to provide landscape planting and irrigation improvements along U.S. Highway 175 at Edd Road; **(2)** the establishment of appropriations in the amount of \$210,000.00 in the TxDOT Green Ribbon Funding 2020 Fund; **(3)** the receipt and deposit of funds in the amount of \$210,000.00 in the TxDOT Green Ribbon Funding 2020 Fund; and **(4)** execution of the agreement and all terms, conditions, and documents required by the agreement - Total amount of \$210,000.00 - Financing: Texas Department of Transportation Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1222

Item 10: Authorize an engineering services contract with Professional Service Industries, Inc., dba Intertek-PSI to provide material testing services during construction of the Park Lane - Walnut Street Intersection Improvement Project, Street Group 17-1205, Alley Group 17-1304, and Alley Group 17-2034 (list attached to the Agenda Information Sheet)- Not to exceed \$270,094.09 - Financing: Street and Transportation (A) Fund (2017 General Obligation Bond Funds) and Street and Transportation Improvements Fund (2012 General Obligation Bond Funds)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1223

Item 11: Authorize Supplemental Agreement No. 1 to the professional services contract with Kimley-Horn and Associates, Inc. through an Interlocal Agreement with the City of Addison to conduct Phase II of the Americans with Disabilities Act Self Evaluation and Transition Plan, which includes the development of the Sidewalk Master Plan; and extend the term of the contract for an additional six-months from the original professional services contract - Not to exceed \$180,000.00, from \$276,000.00 to \$456,000.00 - Financing: General Fund (subject to appropriations)

Councilmember Gates 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 Gates moved to adopt the item.

Motion seconded by Mayor Pro Tem Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1224

Item 12: Authorize acquisition from Mountainprize, Inc., of approximately 1,413 square feet of land for a permanent water easement and approximately 2,075 square feet of land for a temporary working space easement located in Dallas County, Texas for the Elm Fork Water Transmission Main Project - Not to exceed \$20,800.00 (\$18,351.00, plus closing cost and title expenses not to exceed \$2,449.00) - Financing: Water Capital Improvement D Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1225

Item 13: An ordinance abandoning a portion of an alley to Centre Living Swiss, LLC, the abutting owner, containing approximately 1,842 square feet of land, located near the intersection of Polk and Tenth Streets; and authorizing the quitclaim and providing for the dedication of approximately 1,842 square feet of land needed for a wastewater easement - Revenue: General Capital Reserve Fund (\$27,892.00) and General Fund (\$20,000.00), plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31609

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1226

Item 14: An ordinance abandoning portions of an alley, alley easement, two fire lane easements, floodway easement, three sanitary sewer easements with temporary working space, street easement and utility easement to CND-West Davis II, LLC, the abutting owner, containing a total of approximately 59,863 square feet of land, located near the intersection of Davis Street and Plymouth Road; and authorizing the quitclaim; and providing for the dedication of approximately 5,781 square feet of land needed for street right-of-way - Revenue: General Capital Reserve Fund (\$245,477.00) and General Fund (\$20,000.00), plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31610

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1227

Item 15: An ordinance granting a revocable license to Southwestern Medical District for the use of a total of approximately 1,957 square feet of land to install, occupy and maintain three subsurface PVC conduits and fiber optic cable lines under portions of Harry Hines Boulevard, Medical District Drive and Medical Center Drive rights-of-way located near its intersection with Harry Hines Boulevard and Medical District Drive - Revenue: General Fund \$3,000.00 annually, plus the \$20.00 ordinance publication fee

Adopted as part of the consent agenda.

Assigned ORDINANCE NO. 31611

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1228

Item 16: Authorize a Development Participation Contract with the Dallas Arts District Foundation for donation of design plans and specifications for the construction of the Routh Street Gateway Sidewalk Improvement Project - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1229

Item 17: Authorize **(1)** the receipt and deposit of funds in an amount not to exceed \$200,000.00 from the Episcopal School of Dallas in the Capital Projects Reimbursement Fund for material, equipment and labor provided by the City related to the reconstruction of an existing traffic signal at Midway Road and Merrell Road; and **(2)** the receipt and deposit of funds in an amount not to exceed \$175,000.00 in the Capital Projects Reimbursement Fund from Dallas Independent School District for material, equipment and labor provided by the City related to the reconstruction of an existing traffic signal at Walnut Hill Road and Lenel Place; and **(3)** the receipt and deposit of funds in an amount not to exceed \$28,000.00 in the Capital Projects Reimbursement Fund from PSW Urban Homes Lenel Place for material, equipment and labor provided by the City related to the improvements of an existing traffic signal at Walnut Hill Road and White Rock Trail, and **(4)** an increase in appropriations in an amount not to exceed \$ 403,000.00 in the Capital Projects Reimbursement Fund - Total not to exceed \$403,000.00 - Financing: Capital Projects Reimbursement Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1230

Item 18: A resolution authorizing the City of Coppell to be the applicant for the establishment of “Quiet Zones” at the Dallas Area Rapid Transit Silver Line Project’s at-grade crossings on East Beltline Road and in the Cypress Waters area based on the City of Dallas review and approval of the final diagnostic team recommendations in accordance with the Federal Railroad Administration rule - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1231

Item 19: Authorize an actual reasonable moving and related expenses -nonresidential payment for John R. Keller Masonry, Inc., who was displaced as a direct result of property acquisition of real property and authorizing its purchase for public use of land containing approximately 78,923 square feet of land improved with a commercial building located in Dallas County, Texas for public use in conjunction with the Dallas Water Utilities Distribution Division Scottsdale Drive Project - Not to exceed \$88,771.22 - Financing: Water Construction Fund Authorize a contract with Ed Carpenter for the fabrication and installation of a site-specific artwork at the entrance to Dallas Love Field located at 8008 Herb Kelleher Way - Not to exceed \$475,000.00 - Financing: DWU Public Arts Fund (\$285,000.00) and Aviation Capital Construction Fund (\$190,000.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1232

Item 20: Authorize an amendment to Resolution No. 19-0948, previously approved on June 12, 2019, to expand the boundary of City of Dallas Neighborhood Empowerment Zone No. 10 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1233

Item 21: Authorize **(1)** approval of the proposed Dallas Downtown Improvement District (“District”) 2021 Service Plan, 2020 Assessment Plan and 2020 Assessment Roll; **(2)** a public hearing to be held on September 9, 2020, to receive comments concerning the annual assessment for the District; and, at the close of the public hearing; **(3)** consideration of an ordinance levying a special assessment on property in the District, for services and improvements to be provided during 2021; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2020 assessment; and providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1234

Item 22: Authorize **(1)** approval of the proposed Dallas Tourism Public Public Improvement District (“District”) 2021 Service Plan, 2020 Assessment Plan and 2020 Assessment Roll; **(2)** a public hearing to be held on September 9, 2020, to receive comments concerning the annual assessment for the District; and, at the close of the public hearing; **(3)** consideration of an ordinance levying a special assessment on property in the District, for services and improvements to be provided during 2021; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2020 assessment; and providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1235

Item 23: Authorize **(1)** approval of the proposed Deep Ellum Public Improvement District (“District”) 2021 Service Plan, 2020 Assessment Plan and 2020 Assessment Roll; **(2)** a public hearing to be held on September 9, 2020, to receive comments concerning the annual assessment for the District; and, at the close of the public hearing; **(3)** consideration of an ordinance levying a special assessment on property in the District, for services and improvements to be provided during 2021; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2020 assessment; and providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1236

Item 24: Authorize **(1)** approval of the proposed Klyde Warren Park/Dallas Arts District Public Improvement District (“District”) 2021 Service Plan, 2020 Assessment Plan and 2020 Assessment Roll; **(2)** a public hearing to be held on September 9, 2020, to receive comments concerning the annual assessment for the District; and, at the close of the public hearing; **(3)** consideration of an ordinance levying a special assessment on property in the District, for services and improvements to be provided during 2021; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2020 assessment; and providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1237

Item 25: Authorize **(1)** approval of the proposed Knox Street Public Improvement District (“District”) 2021 Service Plan, 2020 Assessment Plan and 2020 Assessment Roll; **(2)** a public hearing to be held on September 9, 2020, to receive comments concerning the annual assessment for the District; and, at the close of the public hearing; **(3)** consideration of an ordinance levying a special assessment on property in the District, for services and improvements to be provided during 2021; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2020 assessment; and providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1238

Item 26: Authorize **(1)** approval of the proposed Lake Highlands Public Improvement District (“District”) 2021 Service Plan, 2020 Assessment Plan and 2020 Assessment Roll; **(2)** a public hearing to be held on September 9, 2020, to receive comments concerning the annual assessment for the District; and, at the close of the public hearing; **(3)** consideration of an ordinance levying a special assessment on property in the District, for services and improvements to be provided during 2021; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2020 assessment; and providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1239

Item 27: Authorize **(1)** approval of the proposed North Lake Highlands Public Improvement District (“District”) 2021 Service Plan, 2020 Assessment Plan and 2020 Assessment Roll; **(2)** a public hearing to be held on September 9, 2020, to receive comments concerning the annual assessment for the District; and, at the close of the public hearing; **(3)** consideration of an ordinance levying a special assessment on property in the District, for services and improvements to be provided during 2021; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2020 assessment; and providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1240

Item 28: Authorize **(1)** approval of the proposed Oak Lawn-Hi Line Public Improvement District (“District”) 2021 Service Plan, 2020 Assessment Plan and 2020 Assessment Roll; **(2)** a public hearing to be held on September 9, 2020, to receive comments concerning the annual assessment for the District; and, at the close of the public hearing; **(3)** consideration of an ordinance levying a special assessment on property in the District, for services and improvements to be provided during 2021; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2020 assessment; and providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1241

Item 29: Authorize **(1)** approval of the proposed Prestonwood Public Improvement District (“District”) 2021 Service Plan, 2020 Assessment Plan and 2020 Assessment Roll; **(2)** a public hearing to be held on September 9, 2020, to receive comments concerning the annual assessment for the District; and, at the close of the public hearing; **(3)** consideration of an ordinance levying a special assessment on property in the District, for services and improvements to be provided during 2021; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2020 assessment; and providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1242

Item 30: Authorize **(1)** approval of the proposed South Dallas/Fair Park Public Improvement District (“District”) 2021 Service Plan, 2020 Assessment Plan and 2020 Assessment Roll; **(2)** a public hearing to be held on September 9, 2020, to receive comments concerning the annual assessment for the District; and, at the close of the public hearing; **(3)** consideration of an ordinance levying a special assessment on property in the District, for services and improvements to be provided during 2021; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2020 assessment; and providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1243

Item 31: Authorize **(1)** approval of the proposed South Side Public Improvement District (“District”) 2021 Service Plan, 2020 Assessment Plan and 2020 Assessment Roll; **(2)** a public hearing to be held on September 9, 2020, to receive comments concerning the annual assessment for the District; and, at the close of the public hearing; **(3)** consideration of an ordinance levying a special assessment on property in the District, for services and improvements to be provided during 2021; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2020 assessment; and providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1244

Item 32: Authorize **(1)** approval of the proposed University Crossing Public Improvement District (“District”) 2021 Service Plan, 2020 Assessment Plan and 2020 Assessment Roll; **(2)** a public hearing to be held on September 9, 2020, to receive comments concerning the annual assessment for the District; and, at the close of the public hearing; **(3)** consideration of an ordinance levying a special assessment on property in the District, for services and improvements to be provided during 2021; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2020 assessment; and providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1245

Item 33: Authorize **(1)** approval of the proposed Uptown Public Improvement District (“District”) 2021 Service Plan, 2020 Assessment Plan and 2020 Assessment Roll; **(2)** a public hearing to be held on September 9, 2020, to receive comments concerning the annual assessment for the District; and, at the close of the public hearing; **(3)** consideration of an ordinance levying a special assessment on property in the District, for services and improvements to be provided during 2021; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2020 assessment; and providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1246

Item 34: Authorize **(1)** approval of the proposed Vickery Meadow Public Improvement District (“District”) 2021 Service Plan, 2020 Assessment Plan and 2020 Assessment Roll; **(2)** a public hearing to be held on September 9, 2020, to receive comments concerning the annual assessment for the District; and, at the close of the public hearing; **(3)** consideration of an ordinance levying a special assessment on property in the District, for services and improvements to be provided during 2021; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2020 assessment; and providing an effective date - Financing: This action has no cost consideration to the City (see Fiscal Information)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1247

Item 35: Authorize the **(1)** third amendment to the contract with the Texas Commission on Environmental Quality (TCEQ) for the Whole Air Monitoring Program (Contract No. 582-19-90030, CFDA No. 97.091) to accept additional grant funds in the amount of \$309,511.31 from the U.S. Environmental Protection Agency passed through the TCEQ, to continue the Whole Air Monitoring for the period September 1, 2020 to April 30, 2021; **(2)** establishment of appropriations in an amount not to exceed \$ 309,511.31 in the TCEQ FY21 Whole Air Monitoring Program Fund; **(3)** receipt and deposit of grant funds in an amount not to exceed \$ 309,511.31 from TCEQ FY21 Whole Air Monitoring Program Fund; and **(4)** execution of the contract amendment with TCEQ and all terms, conditions, and documents required by the contract - Not to exceed \$309,511.31, from \$950,000.00 to \$1,259,511.31 - Financing: Texas Commission on Environmental Quality Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1248

Item 36: Authorize the **(1)** fourth amendment to the contract with the Texas Commission on Environmental Quality (TCEQ) for the Rockwall and Particulate Matter (PM) 2.5 Monitoring Program (Contract Number 582-19-90038, CFDA No. 66.034) to accept additional grant funds in the amount of \$96,707.48 from the U.S. Environmental Protection Agency passed through TCEQ, to operate the ambient air monitoring station in Rockwall County and air quality monitoring of the PM 2.5 network for the period September 1, 2020 through August 31, 2021; **(2)** establishment of appropriations in an amount not to exceed \$ 96,707.48 in the TCEQ 20-21 Rockwall and PM 2.5 Monitoring Program Fund; **(3)** receipt and deposit of grant funds in an amount not to exceed \$ 96,707.48 from TCEQ in the TCEQ 20-21 Rockwall and PM 2.5 Monitoring Program Fund; and **(4)** execution of the contract amendment with TCEQ and all terms, conditions, and documents required by the contract - Not to exceed \$96,707.48, from \$193,414.96 to \$290,122.44 - Financing: Texas Commission on Environmental Quality Grant Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1249

Item 37: Authorize **(1)** a professional services contract to develop a master plan for the re-use and redevelopment of Hensley Field - McCann Adams Studio, most advantageous proposer of three; and **(2)** an increase in appropriations in an amount not to exceed \$460,000 in the Hensley Field Fund to be used for associated administrative cost - Not to exceed \$ 2,000,000 - Financing: Hensley Field Fund (\$460,000), Street and Transportation (A) Fund (2017 General Obligation Bond Funds) (\$677,391), and ECO (I) Fund (2017 General Obligation Bond Funds) (\$862,609)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1250

Item 38: Authorize a two-year cooperative purchasing agreement for maintenance and support of the existing transportation for hire tracking software system for the Department of Aviation with SHI Government Solutions, Inc. through the Texas Association of School Boards cooperative agreement - Not to exceed \$79,986 - Financing: Data Services Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1251

Item 39: Authorize **(1)** a five-year disclosure counsel contingency fee contract with Norton Rose Fulbright US LLP and Kintop Smith, PLLC, most qualified respondents of seven, to provide disclosure counsel and disclosure co-counsel services with the hourly rates and opinion fees as set forth in the resolution; and **(2)** five-year bond counsel contingency fee contracts with McCall Parkhurst & Horton, L.L.P. and Escamilla & Poneck, Inc. LLP (Team A, Enterprise Bond) and Bracewell LLP and West & Associates, L.L.P. (Team B, General Obligation Bond), most qualified respondents of four, to provide bond counsel and co-bond counsel service in accordance with the hourly rates and opinion fees as set forth in the resolution - Financing: Fees to be paid from bond proceeds, General Fund, Aviation Fund, Convention and Event Services Fund, and/or Dallas Water Utilities Fund

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 Bazaldua moved to adopt the item.

Motion seconded by Councilmember Blackmon and unanimously adopted. (Johnson abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1252

Item 40: Authorize a service contract for the replacement of ceiling exhaust fans at the New Baker Pump Station and the New Hampton Pump Station for the Water Utilities Department - DMI, Corp. dba Decker Mechanical, most advantageous proposer of two - Not to exceed \$343,772 - Financing: Stormwater Drainage Management Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1253

Item 41: Authorize a five-year service contract for the Department of Equipment and Fleet Management for hosting, maintenance, support, and the purchase of related software and hardware for the Fleet Data Management System and fuel island maintenance to be managed by the Department of Information and Technology Services - AssetWorks, LLC, sole source - Not to exceed \$1,924,390.06 - Financing: Equipment and Fleet Management Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1254

Item 42: Authorize a six-year service contract, with a one-year renewal option, to provide third party auditing International Organization for Standardization certification for the Department of Aviation - DQS, Inc., most advantageous proposer of two - Not to exceed \$102,750 - Financing: Aviation Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1255

Item 43: Authorize a three-year service price agreement, with two one-year renewal options to supply parts and maintenance services for two SH 8000 Stripe Hogs operated by Dallas Love Field/Air Field Management - Waterblasting, LLC dba Hog Technologies, sole source - Estimated amount of \$ 184,800 - Financing: Aviation Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1256

Item 44: Authorize a five-year service price agreement for labor, equipment, transportation, and supervision for the removal of excess contaminated or non-contaminated water and contaminated fuel from above and underground storage tanks and associated containment vaults for the Fire-Rescue Department - Agricultural Services, Inc. dba ASI Environmental Services, only bidder - Estimated amount of \$558,303.40 - Financing: General Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1257

Item 45: Authorize Supplemental Agreement No. 1 to increase the service contract with immixTechnology, Inc. through the Department of Information Resources cooperative agreement for the purchase of additional software licenses for automated shift management and scheduling software for public safety employees - Not to exceed \$83,214.00, from \$998,952.65 to \$1,082,166.65 - Financing: General Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1258

Item 46: Authorize an Interlocal Cooperation Agreement with Dallas Independent School District and the City of Dallas to share in the cost of procuring independent telecommunications consulting services for the period August 27, 2020 through December 30, 2020 - Not to exceed \$250,000.00 - Financing: U.S. Department of Treasury - Coronavirus Relief Funds

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1259

Item 47: Authorize **(1)** a professional services contract with Brown Reynolds Watford Architects, Inc. for architectural, engineering design and construction administration services for the Fire Station 19 replacement facility to be located at 5600 East Grand Ave; and **(2)** the establishment of appropriations in an amount not to exceed \$735,165.00 in the 2020 Certificates of Obligation Fund - Not to exceed \$735,165.00 - Financing: 2020 Certificates of Obligation Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1260

Item 48: Authorize **(1)** a professional services contract with PGAL, Inc., for architectural, engineering design, and construction administration services for the Fire Station 41 replacement facility to be located at 5920 Royal Lane; and **(2)** the establishment of appropriations in an amount not to exceed \$522,837.00 in the 2020 Certificates of Obligation Fund - Not to exceed \$522,837.00 - Financing: 2020 Certificates of Obligation Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1261

Item 49: Authorize a ten-year agreement with Downtown Dallas, Inc. for the management and operation of programmed park sites and the enhanced maintenance of the Central Business District park properties - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1262

Item 50: Authorize **(1)** a Capital Improvement Program Funding Agreement with Dallas County for the study and preliminary engineering of the Central Trail, a 1.9 mile multi-use bike/pedestrian facility located from the southern end of the Central Trail at Buckingham Road in the city of Richardson, to the Cottonwood Creek Trail near the Dallas Area Rapid Transit Forest Lane Station in the city of Dallas; and **(2)** execution of the funding agreement including all terms, conditions and documents required by the agreement - Financing: This action has no cost consideration to the City (see Fiscal Information for future costs)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1263

Item 51: Authorize **(1)** a twenty-year development, operation, and maintenance agreement, with one five-year renewal option, with 60-80B NCX, LLC for the development, operation, and maintenance of landscape improvements and private and public access to the University Crossing Trail for purposes of relocating utility lines underground and a much-improved realignment of the University Crossing Trail located at 6060 North Central Expressway; and **(2)** acceptance of two trail easements totaling approximately 357 square feet - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1264

Item 52: Authorize a two-year Interlocal Agreement, with three one-year renewal options, with Dallas Independent School District to **(1)** provide after school programs at up to thirty elementary sites and receive enhancement funding of up to \$210,000.00 annually; and **(2)** permit the Dallas Park and Recreation Department to conduct summer camp programs at twenty -five sites at no additional cost - Estimated Revenue: Recreation Program Fund \$420,000.00

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1265

Item 53: Authorize a five-year Memorandum of Agreement, with two one-year renewal options, with the WellMed Charitable Foundation to fund the Dallas Park and Recreation Department staff led recreation programs for seniors age 60 and over at the WellMed Charitable Foundation Senior Activity Center located at 3199 West Camp Wisdom Road - Not to exceed \$750,000.00 - Financing: General Fund (subject to annual appropriations)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1266

Item 54: Authorize **(1)** a construction contract for construction of the roof replacement at the Fair Park Automobile Building located at 1010 First Avenue - Paragon Roofing, Inc., best value proposer of nine; **(2)** the receipt and deposit of funds in an amount not to exceed \$1,027,000.00 from the State Fair of Texas in the Fair Park Capital Reserves Fund; and **(3)** an increase in appropriations in an amount not to exceed \$1,027,000.00 in the Fair Park Capital Reserves Fund - Not to exceed \$1,027,000.00 - Financing: Fair Park Capital Reserves Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1267

Item 55: Authorize a public hearing to be held on September 9, 2020 to receive comments on readopting and continuing in effect Chapter 12, "City Youth Program Standards of Care," of the Dallas City Code, to re-establish standards of care for certain city youth programs in compliance with state law; and, at the close of the public hearing, adopt an ordinance re-establishing and continuing in effect the standards - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1268

Item 56: Authorize a professional services contract for construction materials inspection and testing services for construction materials testing and inspection services at Carpenter Park located at 2201 Pacific Avenue - Not to exceed \$284,983.00 - Financing: Park and Recreation Facilities (B) Fund (2017 General Obligation Bond Fund) Authorize an Interlocal Agreement between Dallas County Criminal District Attorney's Office and the Dallas Police Department pursuant to Chapter 59 of the Texas Code of Criminal Procedure for the period of April 1, 2020 through December 31, 2024 - Financing: No cost consideration to the City

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1269

Item 57: Authorize a professional services contract with Garver, LLC to provide engineering services for primary clarification and de-gritting system improvements at the Central Wastewater Treatment Plant - Not to exceed \$3,500,000.00 - Financing: Wastewater Capital Improvement E Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1270

Item 58: Authorize a construction contract for the installation of water, wastewater, and storm sewer mains at 23 locations (list attached to the Agenda Information Sheet) - Ark Contracting Services, LLC, lowest responsible bidder of five - Not to exceed \$13,034,855.00 - Financing: Water (Drinking Water) - 2019 TWDB Funds (\$8,078,510.91), Wastewater (Clean Water) - 2019 TWDB Funds (\$4,565,902.09), and Storm Drainage Management Capital Construction Fund (\$390,442.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1271

Item 59: Authorize a construction contract for stormwater facilities improvements at the Southside Wastewater Treatment Plant - Crescent Constructors, Inc., lowest responsible bidder of five - Not to exceed \$9,153,000.00 - Financing: Wastewater Capital Improvement D Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1272

Item 60: Authorize a construction contract for roof maintenance and roof emergency on-call repair service at Dallas Water Utilities facilities located citywide and at Lake Ray Hubbard, Lake Fork and Lake Tawakoni - Texas Roof Management, Inc., only bidder - Not to exceed \$1,331,127.50 - Financing: Storm Drainage Management Capital Construction Fund (\$58,014.81), Wastewater Construction Fund (\$576,125.48), and Water Utilities Capital Construction Fund (\$696,987.21)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1273

Item 61: Authorize an increase in the construction services contract with BAR Constructors, Inc. for additional work associated with the construction of a new pump station to replace the existing Pump Station No. 1 at the Elm Fork Water Treatment Plant - Not to exceed \$588,014.91, from \$50,734,591.87 to \$51,322,606.78 - Financing: Water Capital Improvement D Fund

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1274

Item 62: Authorize Supplemental Agreement No. 1 to the professional services contract with Pacheco Koch Consulting Engineers, Inc., to provide additional engineering services required for water and wastewater main replacements at 3 locations (list attached to the Agenda Information Sheet) - Not to exceed \$307,726.00, from \$1,243,560.00 to \$1,551,286.00 - Financing: Wastewater Construction Fund (\$254,000.00) and Water Construction Fund (\$53,726.00)

Adopted as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1275

Item 63 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.

Deputy Mayor Pro Tem McGough moved to adopt the following:

- Cherie K. Batsel, General Public, to the Animal Advisory Commission;
- Patti A. Clapp to the Municipal Library Board;
- Brandi D. Patterson to the Permit and License Appeal Board;
- David Parkin, Registered Structural Engineer, to the Building Inspection Advisory, Examining & Appeals Board; and
- Kyla G. Cole to the Civil Service Board.

Motion seconded by Councilmember Narvaez and unanimously adopted.

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

20-5950	ASC	ANIMAL ADVISORY COMMISSION
20-5951	BIA	BUILDING INSPECTION ADVISORY, EXAMINING & APPEALS BOARD
20-5952	CSB	CIVIL SERVICE BOARD
20-5953	MLB	MUNICIPAL LIBRARY BOARD
20-5954	PLA	PERMIT AND LICENSE APPEAL BOARD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1276

Item 64: Authorize the second step of acquisition for condemnation by eminent domain to acquire a wastewater easement from SDOG Investments I, L.L.C., containing a total of approximately 24,402 square feet of land, located near the intersection of Preston and Arapaho Roads for the McKamy and Osage Branch Wastewater Interceptor Project - Not to exceed \$271,372.00 (\$265,372.00, plus closing costs and title expenses not to exceed \$6,000.00) - Financing: Wastewater Capital Improvement E Fund

The city secretary announced agenda item 64 requires a motion that the Council of the City of Dallas adopt the item and authorize the second step of acquisition for condemnation by eminent domain to acquire a wastewater easement from SDOG Investments I, L.L.C., containing a total of approximately 24,402 square feet of land, located near the intersection of Preston and Arapaho Roads for the McKamy and Osage Branch Wastewater Interceptor Project.

The city secretary announced the item would require a record vote.

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Thomas.

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

Voting Yes: [11] Johnson, McGough, West, Thomas,
Resendez, Atkins, Blackmon,
Kleinman, Mendelsohn, Gates,
Blewett

Voting No: [4] Medrano, Arnold, Narvaez, Bazaldua

The city secretary declared the item adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1277

Item 65 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 (This item was deferred on May 27, 2020)

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

Austin Howell, 1927 Homeland St., representing Professional Socialites Resources
Roddrick West, 1512 Commerce St., representing The Field

Mayor Pro Tem Medrano moved to suspend Section 6.3 of the City Council Rules of Procedure to allow the following individuals to address the city council; there was no objection voiced by the city council.

The following individuals addressed the city council on the item:

Jim Rogers, 1621 Pearlstone St., representing Deep Ellum Community Association
Jeff Brightwell, 2645 Commerce St.
Stephanie Hudiburg, Address Not Provided

Councilmember Kleinman moved to adopt the item.

Motion seconded by Councilmember Blewett.

Councilmember Kleinman moved to separate the vote on the following:

[TxDOT] Multiple Use Agreement (MUA) Supplemental [Agreement] No. 2

1. Including additional right-of-way adjacent to Interstate Highway (IH) 345 and Carpenter Park and the Redevelopment Plans for Carpenter Park;
2. Including an additional right-of-way adjacent to I-45 at Martin Luther King Jr. Boulevard; and
3. Removing right-of-way adjacent to 345 at Canton Street recapture it from the IH-45 345 MUA.

Motion seconded by Mayor Pro Tem Medrano and unanimously adopted.

At the clarification of the city attorney, Mayor Johnson announced Councilmember Kleinman's motion was not debatable and would be taken in the order read into the record.

Councilmember Kleinman moved to adopt:

- **[TxDOT] Multiple Use Agreement (MUA) Supplemental [Agreement] No. 2**
 1. including additional right-of-way adjacent to Interstate Highway (IH) 345 and Carpenter Park and the Redevelopment Plans for Carpenter Park;

with the following change:

- Incorporate the redevelopment plans for Carpenter Park in the IH 45/345 MUA as approved by TxDOT

Motion seconded by Councilmember Blewett and unanimously amended.

Councilmember Mendelsohn moved to clarify the language:

[Resolution]

- **WHEREAS**, the City has no objection to the State's recapture, provided that in the event the recapture area is not utilized for State transportation purposes.

At the clarification of the city attorney's office, Mayor Johnson announced Councilmember Mendelsohn's motion would be considered a technical correction and incorporated into the item; there was no objection by the city council.

Councilmember Kleinman moved to defer indefinitely the following:

- **[TxDOT] Multiple Use Agreement (MUA) Supplemental [Agreement] No. 2**
 2. Including an additional right-of-way adjacent to I-45 at Martin Luther King Jr. Boulevard.

Motion seconded by Councilmember Blewett and unanimously deferred indefinitely.

Councilmember Kleinman moved to deny staff's recommendation on the following:

- **[TxDOT] Multiple Use Agreement (MUA) Supplemental [Agreement] No. 2**
 3. Removing right-of-way adjacent to 345 at Canton Street recapture it from the IH-45 345 MUA.

Motion seconded by Councilmember Narvaez.

After discussion, Mayor Johnson called a vote on Councilmember Kleinman's motion and declared the item denied.

Note: Councilmember Kleinman requested Attachment X be brought to the Transportation & Infrastructure Council Committee for review.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1278

Closed Session

Personnel (Sec. 551.074 Texas Open Meetings Act)

- Discuss and evaluate the performance of appointed officials City Manager T.C. Broadnax; City Attorney Christopher J. Caso; City Secretary Bilierae Johnson; and City Auditor Mark Swann

At 11:13 a.m., Mayor Johnson 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 Texas Open Meetings Act)

- Discuss and evaluate the performance of appointed officials City Manager T.C. Broadnax; City Attorney Christopher J. Caso; City Secretary Bilierae Johnson; and City Auditor Mark Swann

The closed session ended and reconvened to open session at 1:20 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1279

ZONING CASES – INDIVIDUAL

Item Z1: Zoning Case Z190-139(PD)

A public hearing to receive comments regarding an application for and an ordinance granting a new subdistrict within Planned Development District No. 842 with an MD-1 Modified Delta Overlay, on the east line of Greenville Avenue, north of La Vista Drive

Recommendation of Staff: Denial

Recommendation of CPC: Approval, subject to conditions

No one addressed the city council on the item.

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

Motion seconded by Councilmember Atkins and unanimously adopted.

Assigned ORDINANCE NO. 31612

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1280

ZONING CASES – INDIVIDUAL

Item Z2: Zoning Case Z190-209(PD)

A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a microbrewery, distillery, or winery on property zoned Subdistrict A within Planned Development District No. 269, the Deep Ellum/Near East Side District, on the north side of Canton Street, west of South Malcolm X Boulevard

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

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

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

Santos Martinez, 12 Tanager Ter., Angel Fire, NM, representing the applicant

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

Motion seconded by Councilmember Narvaez and unanimously adopted.

Assigned ORDINANCE NO. 31613

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1281

ZONING CASES – INDIVIDUAL

Item Z3: Zoning Case Z190-240(JT)

A public hearing to receive comments regarding a City Plan Commission authorized hearing on property zoned Planned Development District No. 842 with Specific Use Permit No. 2346 for a late-hours establishment limited to a restaurant with drive-in or drive through service and with an MD-1 Modified Delta Overlay with consideration to be given to evaluating whether the Specific Use Permit is compatible with adjacent property and consistent with the character of the neighborhood, on the southwest corner of Greenville Avenue and Alta Avenue and an ordinance granting the termination of Specific Use Permit No. 2346

Recommendation of Staff: No Change

Recommendation of CPC: Approval of termination of Specific Use Permit No. 2346

No one addressed the city council on the item.

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

Motion seconded by Mayor Pro Tem Medrano and unanimously adopted.

Assigned ORDINANCE NO. 31614

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1282

ZONING CASES – INDIVIDUAL

Item Z4: Zoning Case Z190-187(CT)

A public hearing to receive comments regarding an application for and a resolution accepting the amendments to deed restrictions [Z834-109] on property zoned an RR Regional Retail District and an NO(A) Neighborhood Office District, on the northwest corner of West Ledbetter Drive and South Polk Street

Recommendation of Staff and CPC: Approval

Note: This item was deferred by the City Council before opening the public hearing on August 12, 2020, and is scheduled for consideration on August 26, 2020

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

Jason Morahan, 8107 San Cristobal Dr.

Councilmember Arnold moved to close the public hearing, accept the recommendation of the city plan commission and adopt the item.

Motion seconded by Councilmember Blackmon and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1283

MISCELLANEOUS HEARINGS

Item PH1: An appeal of the City Plan Commission's decision to deny a waiver of the two-year waiting period to submit an application on property zoned an R-7.5(A) Single Family District with Specific Use Permit No. 1817 for an open-enrollment charter school, on the north side of Burton Road, northeast of Leroy Road - W190-009 - Financing: No cost consideration to the City

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

Robert Reeves, 900 Jackson St.
Francisco Garza, 9827 Whistler Dr., representing Golden Rule Charter School
Jessica Mendoza, 607 S. Acres Dr.
Anna Fortner, 938 N. Prairie Creek Rd.
Cesar Hernandez, 4510 Maplewood Ave., Balch Springs, TX, representing Golden Rule Charter School
Adriana Lopez, 2121 Paint Creek Ct., Rockwall, TX, representing Golden Rule Charter School
Fabiola Fleitas, 800 Lakeside Cr., Lewisville, TX, representing Golden Rule Charter School
Ernie Amaton, 135 Wintergreen Rd., DeSoto, TX, representing Golden Rule Charter School
Maria Hernandez, 2212 Avis St., Mesquite, TX
Ana Alderete, 1615 Lombardy Ln., Balch Springs, TX
Mariangely Rivera, Address Not Provided, representing Golden Rule Charter School

Councilmember Bazaldua moved to close the public hearing, reverse the city plan commission's recommendation and approve the request for a wavier of the two-year waiting period.

Motion seconded by Councilmember Gates.

After discussion, Councilmember Arnold requested a record vote.

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

Voting Yes: [4] Johnson, McGough, Thomas, Gates

Voting No: [11] Medrano, West, Arnold, Resendez, Narvaez, Bazaldua, Atkins, Blackmon, Kleinman, Mendelsohn, Blewett

The city secretary declared the item failed.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 26, 2020

20-1284

MISCELLANEOUS HEARINGS

Item PH2: A public hearing to receive comments on the FY 2020-21 Operating, Capital, and Grant & Trust Budgets - Financing: No cost consideration to the City

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

Christine Hopkins, 1118 Elmwood Blvd.
Mayra Fierro, 3701 Jamaica St.
Maria Monteverde, 9730 Twin Creek Dr.
Arash Farasat, 831 S. Edgefield Ave.
Elizabeth Summons, 5326 Prime Ln.
Cristal Benitez Lopez, 4400 University Blvd.
Andrea Flores, 1152 Suburban St., Cedar Hill, TX, representing MOVE Texas
Maria Nicholas, 4050 McEwen Rd., Farmers Branch, TX
Carvell Bowens, 109 Cambridge Dr., Cedar Hill, TX
Avni Pravin, Address Not Provided
Vicky Little, Address Not Provided
Cheli Cruz, Address Not Provided

Councilmember Mendelsohn moved to close the public hearing.

Motion seconded by Councilmember Thomas.

Mayor Johnson called a vote and declared the hearing closed on a divided vote with Councilmember Narvaez voting “No.”

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 26, 2020

EXHIBIT C