

Memorandum



CITY OF DALLAS

DATE December 3, 2021

TO Honorable Mayor and Members of the City Council

SUBJECT **December 8, 2021 City Council FINAL Agenda - Additions/Revisions/Deletions**

On November 19, 2021, a DRAFT City Council Agenda for December 8, 2021 was provided for your review. This memorandum outlines any additions, revisions or deletions made to the FINAL agenda after the distribution of the DRAFT agenda. In addition, we have highlighted agenda items which have been briefed to the City Council and/or Committee by briefing memorandums.

Additional items and deletions to the DRAFT agenda are outlined below, including *revisions* to the FINAL agenda are underlined in blue and *deletions* are strikethrough in red. A brief explanation for revisions along with staff's contact information is provided.

Additions:

88. 21-2314 Authorize settlements with opioid manufacturer, Johnson & Johnson, and the three major pharmaceutical distributors: AmerisourceBergen, Cardinal Health, and McKesson - Financing: No cost consideration to the City
89. 21-2307 A resolution authorizing payment for previously contracted professional services of Norton Rose Fulbright US LLP and Kintop Smith, PC as co-disclosure counsel in connection with the sale and delivery of the Waterworks and Sewer System Commercial Paper Notes, Series F and Waterworks and Sewer System Commercial Paper Notes, Series G - Not to exceed \$239,132 - Financing: Dallas Water Utilities Fund
90. 21-1994 Authorize **(1)** the American Rescue Plan Act (ARPA) Neighborhood Revitalization Program ("Program") to **(a)** provide for grants of up to \$100,000.00 per household for targeted home repair in qualified census tracts (QCTs); and **(b)** to support necessary water and sewer infrastructure improvements in QCTs; **(2)** creation of two positions to assist in the administration of the program; and **(3)** execution of all documents and agreements necessary to implement the Program, including but not limited to agreements with homeowners, subrecipients, contractors, and/or administration agreement(s) for the Program and change orders/amendments - Not to exceed \$11,250,000.00 - Financing: U.S. Department of Treasury - Coronavirus Local Fiscal Recovery Funds
91. 21-2380 An ordinance amending Chapter 12A, "Code of Ethics," of the Dallas City Code, **(1)** establishing an Inspector General Division; **(2)** creating a personal benefit recusal; **(3)** simplifying the code by consolidating the gift policies and reordering various sections; **(4)** consolidating the various gift

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and travel reporting requirements into one article; **(5)** prohibiting a person from lobbying a councilmember on a public subsidy matter and prohibiting a councilmember from discussing the public subsidy matter with the person; and **(6)** making other general non-substantive changes; a resolution creating a new Inspector General position and authoring an increase in appropriations in an amount not to exceed \$197,558.00 in the City Attorney's Office from General Fund Contingency Reserve; a resolution repealing Resolution Nos. 92-0779 and 98-0751; a resolution repealing Resolution Nos. 08-1723, as amended and 17-0516 - Not to exceed \$197,558.00 annually - Financing: General Fund Contingency Reserve

92. 21-2371 Authorize the **(1)** acceptance of a grant from the Texas Department of Criminal Justice (TDCJ) (Contract No. 696-TC-22-23-L026) in the amount of \$1,000,000.00 (\$500,000.00 for FY 2021-2022 and \$500,000.00 for FY 2022-2023) for re-entry services to individuals being released from TDCJ who are returning to the City of Dallas area to be provided from December 8, 2021 through August 31, 2023; **(2)** establishment of appropriations in an amount not to exceed \$1,000,000.00 in the TDCJ Re-Entry Services Grant Program Fund FY21-23; **(3)** receipt and deposit of grant funds from TDCJ in an amount not to exceed \$1,000,000.00 in the TDCJ Re-Entry Services Grant Program Fund FY21-23; and **(4)** execution of the Interlocal Agreement with TDCJ and all terms, conditions, and documents required by the agreement - Not to exceed \$1,000,000.00 - Financing: Texas Department of Criminal Justice Grant Funds

Revisions:

7. 21-2308 An ordinance **(1)** appointing six associate (part-time) municipal judges to preside over the City of Dallas Municipal Court of Record for a term ending May 31, 2022; and **(2)** establishing the salary for ~~the Associate~~ municipal judges and administrative judges - Not to exceed \$183,083.00 - Financing: ~~No cost consideration to the City~~ General Fund
This item is being revised to update the Subject and Fiscal Information section. Please contact Jon Fortune, Assistant City Manager, City Manager's Office, at 214-670-5299, for more information.

50. 21-2005 Authorize a one-year service contract, ~~with two one-year renewal options,~~ for emergency shelter services for the homeless for the Office of Homeless Solutions - Bridge Steps dba The Bridge in the amount of \$250,000, The Family Place in the amount of \$90,000, and Shared Housing Center, Inc. in the amount of \$48,000, most advantageous proposers of eight - Total not to exceed \$388,000 - Financing: 2020 CARES Act Relief ESG #2 Fund
This item is being revised to delete the renewal options because the department will not seek to exercise those options. Please contact Chhunny Chhean, Director, Office of Procurement Services, at 214-670-3519.

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55. 21-2186 Authorize a three-year service price agreement for analytical laboratory testing services for the Water Utilities Department - Eurofins-Xenco, LLC, lowest responsible bidder of three - Estimated amount of \$6,710,072 - Financing: Dallas Water Utilities Fund ([\\$6,393,402](#)) and [Stormwater Operations Fund \(\\$316,670\)](#)
This item is being revised to correct the funding information. Please contact Chhunny Chhean, Director, Office of Procurement Services, at 214-670-3519.

69. 21-2041 Authorize the **(1)** application for and acceptance of the Dallas Police Department Victim Services/19 Grant (Grant No. 1578119, Federal/State Award ID No. 2020-V2-GX-0004, CFDA No.16.575), from the U.S. Department of Justice through the Office of the Governor, Criminal Justice Division in the amount of \$73,212.13 to adequately respond to victims of violent crime with needed aid for the period October 1, 2021 through September 30, 2022; **(2)** establishment of appropriations in an amount not to exceed \$73,212.13 in the DPD Victim Services Grant/19 21-22 Fund; **(3)** receipt and deposit of grant funds in an amount not to exceed \$73,212.13 in the DPD Victim Services Grant/19 21-22 Fund; **(4)** a local match in the amount of \$18,303.03; and **(5)** execution of the grant agreement and all terms, conditions, and documents required by the agreement - Total not to exceed \$91,515.16 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$73,212.13) and General Fund (\$18,303.03) (subject to appropriations)
This item is being revised to edit the Resolution. Please Martin Riojas, Assistant Director, Police Department, at 214-671-3927, for more information.

Deletions:

58. 21-2004 Authorize a one-year subrecipient agreement to provide essential needs, and economic and financial stability support services to low-to-moderate income residents impacted by the COVID-19 pandemic for the Office of Community Care - CitySquare in the amount of \$715,363.80, Friendship West Baptist Church, Inc. in the amount of \$458,250.00, Services of Hope Entities, Inc. in the amount of \$246,132.00, and The Chocolate MINT Foundation in the amount of \$100,000.00, most advantageous proposer of seven - Total not to exceed \$1,519,745.80 - Financing: 2020 CARES Act Relief CDBG #3 Fund (subject to annual appropriations)
This item is being deleted due to ongoing contract discussions. Please contact Chhunny Chhean, Director, Office of Procurement Services, at 214-670-3519, for more information.

Z10. 21-2254 A public hearing to receive comments regarding an application for and an ordinance granting the creation of a subdistrict within Conservation District No. 11, the M Streets East Conservation District, on the east line of Greenville Avenue, south of Marquita Avenue

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Recommendation of Staff and CPC: Approval, subject to Exhibits A through D, and conditions
Z201-213(CT)

This item is being deleted at the request of the applicant and will return on a later agenda date. Please contact Andreea Udrea, Interim Assistant Director, Department of Planning and Urban Design, at 214-288-9343, for more information.

- PH8. 21-2199 A public hearing to receive comments on Substantial Amendment No. 2 to the FY 2021-22 Action Plan to accept HOME Investment Partnerships Program (“HOME”) American Rescue Plan Act (“ARPA”) Grant Funds from the U.S. Department of Housing and Urban Development (“HUD”) for the Homelessness Assistance and Supportive Services (“HASS”) Program in the amount of \$21,376,123.00; and at the end of the public hearing, authorize final adoption of Substantial Amendment No. 2 to the FY 2021-22 Action Plan - Financing: U.S. Department of Housing and Urban Development HOME American Rescue Plan Act Grant Funds
This item is being deleted due to the proposed allocations changing; the Department is required per the U.S. Department of Housing and Urban Development (HUD) guidelines to re-post the changes for a period of 30 days prior to public comment. Please contact Christine Crossley, Director, Office of Homeless Solutions, at 214-671-1291, for more information.

A memorandum was previously provided to Committee and/or City Council regarding the following items. A link to the memorandums is attached for more information.

17. 21-2091 Authorize **(1)** a release of lien for property owners of single-family homes who received loans from the City prior to December 31, 2006, after ensuring that the release complies with guidance from the U.S. Department of Housing and Urban Development (“HUD”); and **(2)** the reduction of all affordability periods for program loans established by the Department of Housing & Neighborhood Revitalization between December 31, 2006 through May 9, 2018 to align with HUD regulations, and the conversion of all loans to forgivable grants - Financing: No cost consideration to the City
[City Council was briefed by memorandum regarding this matter on October 22, 2021.](#)
18. 21-2223 Authorize an amendment to the conditional grant agreement with St. Jude, Inc. for the rehabilitation of 180 permanent supportive housing units to modify the income restrictions at or below 30% Area Median Income (AMI) at or below 50% AMI for 60% of the units and at or below 80% AMI for 40% of the units at the St. Jude Center - Park Central, a permanent supportive housing development located 8102 Lyndon B. Johnson Freeway, Dallas, Texas 75251 - Financing: No cost consideration to the City
[The Housing and Homelessness Solutions Committee was briefed by memorandum regarding this matter on October 25, 2021.](#)

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37. 21-2081 Authorize **(1)** the dedication of \$475,000.00 in Oak Cliff Gateway TIF District funds from the available District-Wide Set-Aside to support the Operation and Maintenance (O&M) of the Dallas Streetcar for Fiscal Year (FY) 2022; **(2)** the transfer of funds in the amount of \$475,000.00 from the Oak Cliff Gateway TIF District Fund (subject to current and future appropriations from tax increments) to the Dallas Streetcar System Fund; **(3)** the transfer of funds from the General Fund to the Dallas Streetcar System Fund, in an amount not exceed \$1,000,000.00; **(4)** an increase in appropriations in an amount not to exceed \$1,475,000.00 in the Dallas Streetcar System Fund; and **(5)** payment to Dallas Area Rapid Transit for O&M costs for the Dallas Streetcar System from Union Station to Bishop Arts District for FY 2022 - Not to exceed \$1,775,000.00 - Financing: General Fund (\$1,000,000.00), Oak Cliff Gateway TIF District Fund (\$475,000.00), and Streetcar Developer Fund (\$300,000.00)
[City Council was briefed by memorandum regarding this matter on December 3, 2021.](#)
45. 21-2263 An ordinance amending Chapter 2, "Administration" of the Dallas City Code, Article XXI-a, to: **(1)** create a commission on disabilities; **(2)** provide the functions, terms, and meetings of the commission on disabilities; **(3)** provide definitions; **(4)** provide the duties and responsibilities of the commission on disabilities; **(5)** provide a saving clause; **(6)** provide a severability clause; and **(7)** provide an effective date - Financing: No cost consideration to the City
[The Workforce, Education, and Equity Committee was briefed by memorandum on "Consider an Amendment to the Dallas City Code to Create a Commission on Disabilities" on November 8, 2021.](#)
72. 21-2167 Authorize acquisition from Barbara Ann Ondrusek Wolfe and Timpy Kay Ondrusek; Independent Executrix of The Estate of Joseph C. Ondrusek of an unimproved tract of land containing approximately 514,906 square feet, located on East 11th Street at its intersection with Cedar Crest Boulevard for the Dallas Floodway Extension Project - Not to exceed \$502,034.00 (\$497,034.00, plus closing costs and title expenses not to exceed \$5,000.00) - Financing: Flood Protection and Storm Drainage Facilities Fund (2006 General Obligation Bond Funds)
[The Mobility Solutions, Infrastructure and Sustainability Committee was briefed by memorandum regarding the projects and requirements related to the U.S. Army Corps of Engineers Supplemental Bi- Partisan Budget Act of 2018 \(PL-115-123\) on April 19, 2019.](#)
73. 21-2166 Authorize acquisition from Columbia Packing of Texas, Ltd. of an unimproved tract of land containing approximately 498,075 square feet, located on East 11th Street near its intersection with Cedar Crest Boulevard for the Dallas Floodway Extension Project - Not to exceed \$410,303.00 (\$405,303.00, plus closing costs and title expenses not to exceed \$5,000.00) - Financing: Flood Protection and Storm Drainage Facilities Fund (2006 General Obligation Bond Funds)

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[The Mobility Solutions, Infrastructure and Sustainability Committee was briefed by memorandum regarding the projects and requirements related to the US Army Corps of Engineers Supplemental Bi- Partisan Budget Act of 2018 \(PL 115-123\) on April 22, 2019.](#)

74. 21-2142 Authorize acquisition from Dallas H.B.M. III, L.L.C. of a tract of land containing approximately 263,495 square feet, improved with an automotive salvage yard and associated site improvements, located on E. Kiest Boulevard at its intersection with Rector Street for the Dallas Floodway Extension Project - Not to exceed \$967,374.00 (\$959,374.00, plus closing costs and title expenses not to exceed \$8,000.00) - Financing: Trinity River Corridor Project Fund (1998 General Obligation Bond Fund) (\$800,000.00) and Flood Protection and Storm Drainage Facilities Fund (2006 General Obligation Bond Funds) (\$167,374.00)
[The Mobility Solutions, Infrastructure and Sustainability Committee was briefed by memorandum regarding the projects and requirements related to the US Army Corps of Engineers Supplemental Bi- Partisan Budget Act of 2018 \(PL 115-123\) on April 22, 2019.](#)
75. 21-2143 Authorize acquisition from Marco Sorto of two tracts of land containing approximately 10,579 square feet, improved with a single-family residence, located on Alex Street near its intersection with Childers Street for the Dallas Floodway Extension Project - Not to exceed \$74,040.00 (\$71,040.00, plus closing costs and title expenses not to exceed \$3,000.00) - Financing: Flood Protection and Storm Drainage Facilities Fund (2006 General Obligation Bond Funds)
[The Mobility Solutions, Infrastructure and Sustainability Committee was briefed by memorandum regarding the projects and requirements related to the US Army Corps of Engineers Supplemental Bi- Partisan Budget Act of 2018 \(PL 115-123\) on April 22, 2019.](#)
76. 21-2015 Authorize acquisition from Theatrical Warehouse, Inc. two unimproved tracts of land containing approximately 11,975 square feet located on Alex Street near their intersections with Childers Street for the Dallas Floodway Extension Project - Not to exceed \$50,900.00 (\$47,900.00, plus closing costs and title expenses not to exceed \$3,000.00) - Financing: Flood Protection and Storm Drainage Facilities Fund (2006 General Obligation Bond Funds)
[The Mobility Solutions, Infrastructure and Sustainability Committee was briefed by memorandum regarding the projects and requirements related to the US Army Corps of Engineers Supplemental Bi- Partisan Budget Act of 2018 \(PL 115-123\) on April 22, 2019.](#)
77. 21-2007 Authorize acquisition from Theatrical Warehouse, Inc. three tracts of land improved with a cell tower containing approximately 35,770 square feet located on McGowan and Alex Streets near their intersections with Childers Street for the Dallas Floodway Extension Project - Not to exceed \$119,224.00 (\$116,224.00, plus closing costs and title expenses not to exceed \$3,000.00)

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- Financing: Flood Protection and Storm Drainage Facilities Fund (2006 General Obligation Bond Funds)

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[City Council was briefed by memorandum regarding this matter on December 3, 2021.](#)

Please feel free to reach out to me or Kimberly Bizer Tolbert, Chief of Staff if you have questions or should you require additional information at this time.



T.C. Broadnax
City Manager

c: Chris Caso, City Attorney
Mark Swann, City Auditor
Billerae Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizer Tolbert, Chief of Staff to the City Manager
Majed A. Al-Ghafry, Assistant City Manager
Jon Fortune, Assistant City Manager
Joey Zapata, Assistant City Manager
Dr. Eric A. Johnson, Chief of Economic Development and Neighborhood Services
M. Elizabeth Reich, Chief Financial Officer
M. Elizabeth (Liz) Cedillo-Pereira, Chief of Equity and Inclusion
Directors and Assistant Directors