

**DECEMBER 4, 2013 CITY COUNCIL BRIEFING AGENDA  
CERTIFICATION**

This certification is given pursuant to Chapter XI, Section 9 of the City Charter for the City Council Briefing Agenda dated December 4, 2013. We hereby certify, as to those contracts, agreements, or other obligations on this Agenda authorized by the City Council for which expenditures of money by the City are required, that all of the money required for those contracts, agreements, and other obligations is in the City treasury to the credit of the fund or funds from which the money is to be drawn, as required and permitted by the City Charter, and that the money is not appropriated for any other purpose.



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A.C. Gonzalez  
Interim City Manager

11-22-13

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Date



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Edward Scott  
City Controller

11-22-13

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Date



RECEIVED

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CITY SECRETARY  
DALLAS, TEXAS



# COUNCIL BRIEFING AGENDA

December 4, 2013

Date

(For General Information and Rules of Courtesy, Please See Opposite Side.)  
(La Información General Y Reglas De Cortesía Que Deben Observarse  
Durante Las Asambleas Del Consejo Municipal Aparecen En El Lado Opuesto, Favor De Leerlas.)

## General Information

The Dallas City Council regularly meets on Wednesdays beginning at 9:00 a.m. in the Council Chambers, 6th floor, City Hall, 1500 Marilla. Council agenda meetings are broadcast live on WRR-FM radio (101.1 FM) and on Time Warner City Cable Channel 16. Briefing meetings are held the first and third Wednesdays of each month. Council agenda (voting) meetings are held on the second and fourth Wednesdays. Anyone wishing to speak at a meeting should sign up with the City Secretary's Office by calling (214) 670-3738 by 5:00 p.m. of the last regular business day preceding the meeting. Citizens can find out the name of their representative and their voting district by calling the City Secretary's Office.

Sign interpreters are available upon request with a 48-hour advance notice by calling (214) 670-5208 V/TDD. The City of Dallas is committed to compliance with the Americans with Disabilities Act. **The Council agenda is available in alternative formats upon request.**

If you have any questions about this agenda or comments or complaints about city services, call 311.

## Rules of Courtesy

City Council meetings bring together citizens of many varied interests and ideas. To insure fairness and orderly meetings, the Council has adopted rules of courtesy which apply to all members of the Council, administrative staff, news media, citizens and visitors. These procedures provide:

- That no one shall delay or interrupt the proceedings, or refuse to obey the orders of the presiding officer.
- All persons should refrain from private conversation, eating, drinking and smoking while in the Council Chamber.
- Posters or placards must remain outside the Council Chamber.
- No cellular phones or audible beepers allowed in Council Chamber while City Council is in session.

"Citizens and other visitors attending City Council meetings shall observe the same rules of propriety, decorum and good conduct applicable to members of the City Council. Any person making personal, impertinent, profane or slanderous remarks or who becomes boisterous while addressing the City Council or while attending the City Council meeting shall be removed from the room if the sergeant-at-arms is so directed by the presiding officer, and the person shall be barred from further audience before the City Council during that session of the City Council. If the presiding officer fails to act, any member of the City Council may move to require enforcement of the rules, and the affirmative vote of a majority of the City Council shall require the presiding officer to act." Section 3.3(c) of the City Council Rules of Procedure.

## Información General

El Ayuntamiento de la Ciudad de Dallas se reúne regularmente los miércoles en la Cámara del Ayuntamiento en el sexto piso de la Alcaldía, 1500 Marilla, a las 9 de la mañana. Las reuniones informativas se llevan a cabo el primer y tercer miércoles del mes. Estas audiencias se transmiten en vivo por la estación de radio WRR-FM 101.1 y por cablevisión en la estación *Time Warner City Cable* Canal 16. El Ayuntamiento Municipal se reúne en el segundo y cuarto miércoles del mes para tratar asuntos presentados de manera oficial en la agenda para su aprobación. Toda persona que desee hablar durante la asamblea del Ayuntamiento, debe inscribirse llamando a la Secretaría Municipal al teléfono (214) 670-3738, antes de las 5:00 pm del último día hábil anterior a la reunión. Para enterarse del nombre de su representante en el Ayuntamiento Municipal y el distrito donde usted puede votar, favor de llamar a la Secretaría Municipal.

Intérpretes para personas con impedimentos auditivos están disponibles si lo solicita con 48 horas de anticipación llamando al (214) 670-5208 (aparato auditivo V/TDD). La Ciudad de Dallas se esfuerza por cumplir con el decreto que protege a las personas con impedimentos, *Americans with Disabilities Act*. **La agenda del Ayuntamiento está disponible en formatos alternos si lo solicita.**

Si tiene preguntas sobre esta agenda, o si desea hacer comentarios o presentar quejas con respecto a servicios de la Ciudad, llame al 311.

## Reglas de Cortesía

Las asambleas del Ayuntamiento Municipal reúnen a ciudadanos de diversos intereses e ideologías. Para asegurar la imparcialidad y el orden durante las asambleas, el Ayuntamiento ha adoptado ciertas reglas de cortesía que aplican a todos los miembros del Ayuntamiento, al personal administrativo, personal de los medios de comunicación, a los ciudadanos, y a visitantes. Estos reglamentos establecen lo siguiente:

- Ninguna persona retrasará o interrumpirá los procedimientos, o se negará a obedecer las órdenes del oficial que preside la asamblea.
- Todas las personas deben abstenerse de entablar conversaciones, comer, beber y fumar dentro de la cámara del Ayuntamiento.
- Anuncios y pancartas deben permanecer fuera de la cámara del Ayuntamiento.
- No se permite usar teléfonos celulares o enlaces electrónicos (*paggers*) audibles en la cámara del Ayuntamiento durante audiencias del Ayuntamiento Municipal

"Los ciudadanos y visitantes presentes durante las asambleas del Ayuntamiento Municipal deben de obedecer las mismas reglas de comportamiento, decoro y buena conducta que se aplican a los miembros del Ayuntamiento Municipal. Cualquier persona que haga comentarios impertinentes, utilice vocabulario obsceno o difamatorio, o que al dirigirse al Ayuntamiento lo haga en forma escandalosa, o si causa disturbio durante la asamblea del Ayuntamiento Municipal, será expulsada de la cámara si el oficial que este presidiendo la asamblea así lo ordena. Además, se le prohibirá continuar participando en la audiencia ante el Ayuntamiento Municipal. Si el oficial que preside la asamblea no toma acción, cualquier otro miembro del Ayuntamiento Municipal puede tomar medidas para hacer cumplir las reglas establecidas, y el voto afirmativo de la mayoría del Ayuntamiento Municipal precisará al oficial que este presidiendo la sesión a tomar acción." Según la sección 3.3 (c) de las reglas de procedimientos del Ayuntamiento.

AGENDA  
CITY COUNCIL BRIEFING MEETING  
WEDNESDAY, DECEMBER 4, 2013  
CITY HALL  
1500 MARILLA  
DALLAS, TEXAS 75201  
9:00 A.M.

9:00 am      Invocation and Pledge of Allegiance      6ES  
  
                 Special Presentations  
  
                 Open Microphone Speakers

VOTING AGENDA      6ES

1.      Approval of Minutes of the November 20, 2013 City Council Meeting
2.      Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)

ITEMS FOR INDIVIDUAL CONSIDERATION

**City Attorney's Office**

3.      Authorize settlement of the lawsuit styled Virginia Bradford v. City of Dallas, et al., Civil Action No. 3:13-CV-2966-B - Not to exceed \$1,150,000 - Financing: Current Funds

**City Secretary's Office**

4.      Authorize a resolution appointing a representative to the Dallas Central Appraisal District Board of Directors - Financing: No cost consideration to the City
5.      Authorize a resolution reporting the results of balloting for nominees to the Collin Central Appraisal District Board of Directors - Financing: No cost consideration to the City
6.      Authorize a resolution reporting the results of balloting for nominees to the Denton Central Appraisal District Board of Directors - Financing: No cost consideration to the City

AGENDA  
CITY COUNCIL BRIEFING MEETING  
WEDNESDAY, DECEMBER 4, 2013

BRIEFINGS

6ES

A. Dallas/Fort Worth International Airport Concessions

B. FY2012-13 Strategic Plan Accomplishments

Lunch

OTHER

Public comment and discussions on proposed amendments to the gas drilling and production regulations.

Closed Session

6ES

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

- Leanne Siri v. The City of Dallas, Civil Action No. 3:10-CV-0036-M, and case fees and expenses.
- City of Dallas v. Dolores Burdine, et al., Cause No. CC-13-02714-E
- City of Dallas v. Kenneth E. Albert, et al., Cause No. 199-697-94

Open Microphone Speakers

6ES

The above schedule represents an estimate of the order for the indicated briefings and is subject to change at any time. Current agenda information may be obtained by calling (214) 670-3100 during working hours.

Note: An expression of preference or a preliminary vote may be taken by the Council on any of the briefing items.

A closed executive session may be held if the discussion of any of the above agenda items concerns one of the following:

1. Contemplated or pending litigation, or matters where legal advice is requested of the City Attorney. Section 551.071 of the Texas Open Meetings Act.
2. The purchase, exchange, lease or value of real property, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.072 of the Texas Open Meetings Act.
3. A contract for a prospective gift or donation to the City, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.073 of the Texas Open Meetings Act.
4. Personnel matters involving the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear a complaint against an officer or employee. Section 551.074 of the Texas Open Meetings Act.
5. The deployment, or specific occasions for implementation of security personnel or devices. Section 551.076 of the Texas Open Meetings Act.
6. Deliberations regarding economic development negotiations. Section 551.087 of the Texas Open Meetings Act.





**AGENDA ITEM # 3**

**KEY FOCUS AREA:** Efficient, Effective and Economical Government

**AGENDA DATE:** December 4, 2013

**COUNCIL DISTRICT(S):** N/A

**DEPARTMENT:** City Attorney's Office  
Police

**CMO:** Warren M.S. Ernst, 670-3491  
Ryan S. Evans, 671-9837

**MAPSCO:** N/A

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**SUBJECT**

Authorize settlement of the lawsuit styled Virginia Bradford v. City of Dallas, et al., Civil Action No. 3:13-CV-2966-B - Not to exceed \$1,150,000 - Financing: Current Funds

**BACKGROUND**

Virginia Bradford, the mother of Fred Harold Bradford, Jr., sues the City of Dallas, Chief David Brown, and former Dallas police officers Bryan Kent Burgess and Michael Puckett, alleging that they violated Fred Bradford's rights to be free from unlawful seizure and to be free from the use of excessive force in the course of a seizure. Plaintiff alleges that the City of Dallas is liable because the former officers acted pursuant to constitutionally deficient police department policies, and that the police department failed to train and supervise its officers adequately, so as to prevent unlawful conduct of sort allegedly committed by Burgess and Puckett. A settlement was reached that disposes of all claims by all parties. Virginia Bradford is represented by Ben C. Martin, Thomas Wm. Arbon, and Russell T. Burton of the Law Offices of Ben C. Martin, LLP, and William M. Ravkind of Ravkind & Associates, L.L.C.

**PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)**

Council was briefed in Closed Session on October 23, 2013 and November 6, 2013.

**FISCAL INFORMATION**

Funding for this item is budgeted in the current fiscal year.

\$1,150,000.00 - Current Funds

December 4, 2013

**WHEREAS,** plaintiff filed a lawsuit styled Virginia Bradford v. City of Dallas, et al., Civil Action No. 3:13-CV-2966-B, alleging the City violated Fred Bradford's rights to be free from unlawful seizure and to be free from the use of excessive force in the course of a seizure; and,

**WHEREAS,** the City denies plaintiff's allegations; and,

**WHEREAS,** the parties have agreed to a proposed settlement of the case whereby the City will pay the plaintiff and her attorneys the amount of \$1,150,000.00; and,

**WHEREAS,** it is in the best interest of the City to settle this case; **Now, Therefore,**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**Section 1.** That settlement of the lawsuit styled Virginia Bradford v. City of Dallas, et al., Civil Action No. 3:13-CV-2966-B, in an amount not to exceed \$1,150,000.00 is hereby approved.

**Section 2.** That the City Controller is authorized to pay to the Law Offices of Ben C. Martin IOLTA f/b/o/ Virginia Bradford and Fred Bradford, Sr., individually and as heirs of Fred Bradford, Jr. the amount of \$1,150,000.00 from Fund 0192, Department ORM, Unit 3890, Obj. 3521, Vendor CTATT001.

**Section 3.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

**AGENDA ITEM # 4**

**KEY FOCUS AREA:** Efficient, Effective and Economical Government

**AGENDA DATE:** December 4, 2013

**COUNCIL DISTRICT(S):** All

**DEPARTMENT:** City Secretary

**CMO:** Rosa A. Rios, 670-5654

**MAPSCO:** N/A

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**SUBJECT**

Authorize a resolution appointing a representative to the Dallas Central Appraisal District Board of Directors - Financing: No cost consideration to the City

**BACKGROUND**

The Dallas Central Appraisal District was established in 1979, and representation was determined by its member entities at that time, in accordance with the Texas Property Tax Code.

Since 1979, the City of Dallas has been entitled to appoint one representative to the Dallas Central Appraisal District Board of Directors. No later than December 15, 2013, the City of Dallas needs to make an appointment to the Board of Directors for the 2014-2016 term to begin January 1, 2014 and end December 31, 2015.

The appointment must be sent to the Chief Appraiser of the Dallas Central Appraisal District in the form of a City Council resolution. If no appointment is made by December 15, 2013, the current member remains in holdover status.

**PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)**

Resolution No. 12-0108, passed by the City Council on January 4, 2012, appointed Andy Trujillo to the Dallas Central Appraisal District Board of Directors for the 2011-2013 term.

**FISCAL INFORMATION**

No cost consideration to the City.

December 4, 2013

**WHEREAS**, representation on the Dallas Central Appraisal District Board of Directors was established by the agencies within the Dallas Central Appraisal District boundaries in 1979, pursuant to Section 6.03 of the Texas Property Tax Code; and

**WHEREAS**, the City of Dallas is entitled to appoint one representative to serve on the Dallas Central Appraisal District Board of Directors; and

**WHEREAS**, The City of Dallas is required to report to the Chief Appraiser of the Dallas Central Appraisal District who the appointee is to the Board of Directors by December 15, 2013; and

**WHEREAS**, the term of office of this appointee will be for two years beginning on January 1, 2014 and ending December 31, 2015; **Now, Therefore,**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**SECTION 1.** That the following individual be appointed to the Dallas Central Appraisal District Board of Directors to serve beginning January 1, 2014 and end December 31, 2015:

**ANDY TRUJILLO**

**SECTION 2.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

**AGENDA ITEM # 5**

**KEY FOCUS AREA:** Efficient, Effective and Economical Government

**AGENDA DATE:** December 4, 2013

**COUNCIL DISTRICT(S):** All

**DEPARTMENT:** City Secretary

**CMO:** Rosa A. Rios, 670-5654

**MAPSCO:** N/A

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**SUBJECT**

Authorize a resolution reporting the results of balloting for nominees to the Collin Central Appraisal District Board of Directors - Financing: No cost consideration to the City

**BACKGROUND**

During the 80<sup>th</sup> Session of the Texas Legislature, Section 6.03 of the Texas Property Tax Code was amended to require that incorporated cities and towns, whose boundaries are within a particular county, be given representation on that county's property appraisal district board of directors.

The effect of the amendment entitles the City of Dallas to vote on representation to the Collin Central Appraisal District Board of Directors. The city council must cast its allotted 86 votes for/among the nominees to the Collin Central Appraisal District Board of Directors and report the results of the vote by resolution to the Chief Appraiser no later than December 15, 2013.

**PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)**

Resolution No. 11-3294, passed by the City Council on December 14, 2011, authorized the results of balloting for nominees to the Collin Central Appraisal District Board of Directors for the 2011-2013 term.

**FISCAL INFORMATION**

No cost consideration to the City.

December 4, 2013

**WHEREAS**, Section 6.03 of the Texas Property Tax Code entitles the City of Dallas to vote for individuals nominated to serve on the Collin Central Appraisal District Board of Directors; and

**WHEREAS**, the City of Dallas is allotted 86 votes to cast for any of the individuals nominated to serve on the Collin Central Appraisal District Board of Directors; and

**WHEREAS**, Section 6.03 of the Texas Property Tax Code requires the City of Dallas to report to the Chief Appraiser of the Collin Central Appraisal District how its votes are cast no later than December 15, 2013; and

**WHEREAS**, the term of office for the persons elected will be for two years beginning on January 1, 2014 and ending December 31, 2015; **Now, Therefore,**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**SECTION 1.** The City of Dallas casts its 86 votes for candidates to serve on the Collin Central Appraisal District Board of Directors as follows:

Tiffany Burleson	___	Votes
Ronald Carlisle	___	Votes
Dr. Leo Fitzgerald	___	Votes
Wayne Mayo	___	Votes
Michael A. Pirek	___	Votes
Gary Rodenbaugh	___	Votes
Roy Wilshire	___	Votes

**SECTION 2.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

**AGENDA ITEM # 6**

**KEY FOCUS AREA:** Efficient, Effective and Economical Government

**AGENDA DATE:** December 4, 2013

**COUNCIL DISTRICT(S):** All

**DEPARTMENT:** City Secretary

**CMO:** Rosa A. Rios, 670-5654

**MAPSCO:** N/A

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**SUBJECT**

Authorize a resolution reporting the results of balloting for nominees to the Denton Central Appraisal District Board of Directors - Financing: No cost consideration to the City

**BACKGROUND**

During the 80<sup>th</sup> Session of the Texas Legislature, Section 6.03 of the Texas Property Tax Code was amended to require that incorporated cities and towns, whose boundaries are within a particular county, be given representation on that county's property appraisal district board of directors.

The effect of the amendment entitles the City of Dallas to vote on representation to the Denton Central Appraisal District Board of Directors. The city council must cast its allotted 31 votes for/among the nominees to the Denton Central Appraisal District Board of Directors and report the results of the vote by resolution to the Chief Appraiser no later than December 15, 2013.

**PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)**

Resolution No. 11-3295, passed by the City Council on December 14, 2011, authorized the results of balloting for nominees to the Denton Central Appraisal District Board of Directors for the 2011-2013 term.

**FISCAL INFORMATION**

No cost consideration to the City.

December 4, 2013

**WHEREAS**, Section 6.03 of the Texas Property Tax Code entitles the City of Dallas to vote for individuals nominated to serve on the Denton Central Appraisal District Board of Directors; and

**WHEREAS**, the City of Dallas is allotted 31 votes to cast for any of the individuals nominated to serve on the Denton Central Appraisal District Board of Directors; and

**WHEREAS**, Section 6.03 of the Texas Property Tax Code requires the City of Dallas to report to the Chief Appraiser of the Denton Central Appraisal District how its votes are cast no later than December 15, 2013; and

**WHEREAS**, the term of office for the persons elected will be for two years beginning on January 1, 2014 and ending December 31, 2015; **Now, Therefore**,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**SECTION 1.** The City of Dallas casts its 31 votes for candidates to serve on the Denton Central Appraisal District Board of Directors as follows:

John Mahalik	___	Votes
Jimmy D. Mullis	___	Votes
Connie Smith	___	Votes
Charles Stafford	___	Votes
David Terre	___	Votes
Tim Trylovich	___	Votes

**SECTION 2.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.