

# Memorandum

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CITY SECRETARY  
DALLAS, TEXAS



CITY OF DALLAS

DATE April 25, 2014

TO Honorable Members of the Quality of Life & Environment Committee:  
Sandy Greyson (Vice Chair), Adam Medrano, Rick Callahan, Carolyn R. Davis, Lee M. Kleinman

SUBJECT Quality of Life & Environment Committee Meeting Agenda

**Monday, April 28, 2014, 9:00 a.m.**

Dallas City Hall - 6ES, 1500 Marilla St., Dallas, TX 75201

The agenda for the meeting is as follows:

- |  |   |
|--|---|
| 1. Call to Order                           | Dwaine R. Caraway<br>Chair                      |
| 2. Approval of April 14, 2014 Minutes      | Dwaine R. Caraway<br>Chair                      |
| 3. Stormwater Pollution Preventive Efforts | Joey Zapata<br>Assistant City Manager           |
| 4. Bicycle Helmet Ordinances               | Keith Manoy<br>Assistant Director, Public Works |
| 5. Adjourn                                 | Dwaine R. Caraway<br>Chair                      |

Please let me know if you have any questions.

  
Dwaine R. Caraway  
Chair

cc: Honorable Mayor and Members of the City Council  
A.C. Gonzalez, City Manager  
Warren M.S. Ernst, City Attorney  
Daniel F. Solis, Administrative Judge  
Rosa A. Rios, City Secretary  
Craig D. Kinton, City Auditor  
Ryan S. Evans, Interim First Assistant City Manager  
Jill A. Jordan, P.E., Assistant City Manager

Forest E. Turner, Assistant City Manager  
Joey Zapata, Assistant City Manager  
Charles M. Cato, Interim Assistant City Manager  
Theresa O'Donnell, Interim Assistant City Manager  
Jeanne Chipperfield, Chief Financial Officer  
Shawn Williams, Interim Public Information Officer  
Elsa Cantu, Asst. to the City Manager – Mayor and Council

**NOTICE:** A quorum of the Dallas City Council may attend this Council committee meeting.

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.

# Quality of Life & Environment Committee Meeting Record

**DRAFT**

**Meeting Date:** April 14, 2014

**Convended:** 9:12 a.m.

**Adjourned:** 10:35 a.m.

**Members Present:**

Dwaine R. Caraway, Chair  
Sandy Greyson, Vice Chair  
Rick Callahan  
Lee M. Kleinman  
Adam Medrano  
Carolyn R. Davis

**Members Absent:**

**Briefing Presenters**

Jimmy Martin  
Director, Code Compliance  
Services  
LaToya Jackson  
Assistant Director, Strategic  
Customer Services  
Chris Bowers  
First Assistant City Attorney

**Staff Present:**

Joey Zapata, Jimmy Martin, John Rogers, Cate McManus, Lynetta Kidd, Valanda Quaitte, Janette Weedon, Maria Munoz Blanco, Ron King, Forest Turner, Priscylla Bento, Eric Izuora

**Special Guests:**

Curtis King, President and Founder The Black Academy of Arts and Letters; Martin Halbert, Dean of Libraries University of North Texas

**AGENDA:**

1. **Approval of March 24, 2014 Minutes**

**Presenter(s):**

**Action Taken/Committee Recommendation(s):**

A motion was made to approve the minutes of March 24, 2014.

**Motion made by:** Adam Medrano

**Motion seconded by:** Lee M. Kleinman

**Item passed unanimously:**

**Item passed on a divided vote:**

**Item failed unanimously:**

**Item failed on a divided vote:**

2. **Special Presentation: The Black Academy of Arts and Letters & the University of North Texas Archive Preservation Partnership**

**Presenter(s):** Curtis King

**Action Taken/Committee Recommendation(s):**

The purpose of this presentation was to announce the archive preservation partnership between The Black Academy of Arts and Letters and the University of North Texas.

Committee members requested that TBAAL brochures be available city owned facilities.

**Motion made by:**

**Item passed unanimously:**

**Item failed unanimously:**

**Motion seconded by:**

**Item passed on a divided vote:**

**Item failed on a divided vote:**

**3. Special Presentation: Animal Control Officer Appreciation Week**

**Presenter(s):** Dwaine R. Caraway

The proclamation of Animal Control Officer Appreciation Week was made.

**Action Taken/Committee**

**Recommendation(s):**

**Motion made by:**

**Motion seconded by:**

**Item passed unanimously:**

**Item passed on a divided vote:**

**Item failed unanimously:**

**Item failed on a divided vote:**

**4. Proposed Amendments to Chapter 7, “Animals,” of the Dallas City Code**

**Presenter(s):** Jimmy Martin

The purpose of this briefing was to provide the committee an overview of recommended amendments to Chapter 7, Animals, of the Dallas City Code.

**Action Taken/Committee Recommendation(s):**

A draft ordinance on animal registration return to the committee.

Draft ordinances based on staff recommended changes to civil citations, veterinary practice act, adoption fee discounts, animal shelter commission appointments, animal registration requirements, and dangerous dog appeals will move forward to a full council vote.

**Motion made by:** Sandy Greyson

**Motion seconded by:** Lee Kleinman

**Item passed unanimously:**

**Item passed on a divided vote:**

**Item failed unanimously:**

**Item failed on a divided vote:**

**5. Legal issues concerning proposed amendments to Chapter 42, “Home Solicitations,” of the Dallas City**

**Code**

**Presenter(s):** Chris Bowers  
The committee went into executive session at 10:38 a.m.

The committee returned from executive session at 11:00 a.m.

**Action Taken/Committee Recommendation(s):**

**Motion made by:**

**Motion seconded by:**

**Item passed unanimously:**

**Item passed on a divided vote:**

**Item failed unanimously:**

**Item failed on a divided vote:**

**6. “Operation: Beautification” Community Clean-up for Spring 2014**

**Presenter(s):** LaToya Jackson  
This briefing provided the committee an overview of planning activities for the biannual community cleanup event.

CM Callahan requested staff support at an anti-litter summit.

**Action Taken/Committee Recommendation(s):**

**Motion made by:**

**Motion seconded by:**

**Item passed unanimously:**

**Item passed on a divided vote:**

**Item failed unanimously:**

**Item failed on a divided vote:**

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**Councilmember Dwaine R. Caraway**  
Chair

# Memorandum



CITY OF DALLAS

DATE April 25, 2014

TO Honorable Members of the Quality of Life & Environment Committee: Dwaine R. Caraway (Chair)  
Sandy Greyson (Vice Chair), Adam Medrano, Rick Callahan, Carolyn R. Davis, Lee M. Kleinman

SUBJECT Storm Water Pollution Preventive Efforts

At the February 24<sup>th</sup> Quality of Life & Environment Committee meeting, Councilmember Caraway asked for staff to brief the Committee on current efforts and ways to improve the preventing the blowing of grass cuttings and leaves into storm drains by landscape services and city vendors.

In an effort to prevent stormwater pollution, the Department of Street Services regularly inspects and monitors their contractor's mowing operations to ensure they comply with the city's ordinance of not blowing grass clippings into storm drains. As a direct response to the question raised, Street Services contacted their city vendors and reminded them not to blow grass clippings into storm drains. They also continue to regularly train their staff to follow environmental standards as it pertains to inlet protection during mowing operations.

Code Compliance continues to inform landscape companies they encounter of the prohibition of blowing lawn debris in the street and drainage areas. In response to the question raised, Code directed its inspectors to immediately write citations to those observed disobeying the ordinance instead of issuing notices of violations. In addition, they contacted their contractors to re-educate them on the ordinance and to reiterate that violations of the ordinance will not be allowed. In March of 2014, Code issued two citations in which the contractors were both caught in the act of leaf blowing in the street.

Stormwater Management provides quarterly training to landscaping businesses in Dallas. The firms are identified through a review of Bidding and Procurement Services contracts and other research. They also participate in the training of new code inspectors. In addition, Stormwater Management provides general public outreach and education to communities and homeowners associations upon request.

Directors from Street Services, Code Compliance, and Stormwater Management will be present at the April 28<sup>th</sup> Quality of Life & Environment Committee meeting to answer any questions.

Please contact me if you have any questions or need additional information.

A handwritten signature in blue ink that reads "Joey Zapata".

Joey Zapata  
Assistant City Manager

c: Honorable Mayor and Members of the City Council  
A.C. Gonzalez, City Manager  
Warren M.S. Ernst, City Attorney  
Craig D. Kinton, City Auditor  
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Jeanne Chipperfield, Chief Financial Officer

DATE April 25, 2014  
SUBJECT Storm Water Pollution Preventive Efforts

Daniel F. Solis, Administrative Judge  
Ryan S. Evans, Interim First Assistant City Manager

Shawn Williams, Interim Public Information Officer  
Elsa Cantu, Assistant to the City Manager – Mayor & Council

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DATE April 25, 2014

TO Honorable Members of the Quality of Life & Environment Committee: Dwaine R. Caraway (Chair)  
Sandy Greyson (Vice Chair), Adam Medrano, Rick Callahan, Carolyn R. Davis, Lee M. Kleinman

SUBJECT Bicycle Helmet Ordinances

On Monday, April 28<sup>th</sup>, the Quality of Life & Environment Committee will be briefed on current bicycle helmet ordinances.

Please contact me if you have any questions or need additional information.

A handwritten signature in blue ink that reads "Jill Jordan".

Jill A. Jordan, P.E.  
Assistant City Manager

## Attachment

c: Honorable Mayor and Members of the City Council  
A.C. Gonzalez, City Manager  
Warren M.S. Ernst, City Attorney  
Craig D. Kinton, City Auditor  
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# BICYCLE HELMET ORDINANCES

Quality of Life  
& Environment  
Committee  
April 28, 2014



# CITY OF DALLAS BICYCLE USE ORDINANCES

The Purpose of this briefing is to review:

- The “all age groups” bicycle helmet requirement (Sec 9-8 Dallas City Code)
- The prohibition of bicycles inside public buildings (Sec 9-2 Dallas City Code)

# Dallas City Code

## Chapter 9: Bicycles

### **SEC. 9-8. BICYCLE HELMET REQUIRED.**

- (a) A person commits an offense if he operates or rides upon a bicycle or any side car, trailer, child carrier, seat, or other device attached to a bicycle without wearing a helmet.
- (b) A parent or guardian of a minor commits an offense if he knowingly causes or permits, or by insufficient control allows, the minor to operate or ride upon a bicycle or any side car, trailer, child carrier, seat, or other device attached to a bicycle, without the minor wearing a helmet.
- (c) A person commits an offense if he transports another person upon a bicycle or any side car, trailer, child carrier, seat, or other device attached to a bicycle, without the other person wearing a helmet.
- (d) It is a defense to prosecution under Subsection (a), (b), or (c) that:
  - (1) the bicycle was not being operated upon a public way at the time of the alleged offense; or
  - (2) for a first offense only, the person owns or has acquired a helmet for himself or his passenger, whichever is applicable, prior to appearance in municipal court.

# Dallas City Code

## Chapter 9: Bicycles

### **SEC. 9-9. SALE OR LEASE OF BICYCLES.**

- (a) A dealer commits an offense if he sells a bicycle or any bicycle side car, trailer, or child carrier without having a sign conspicuously posted on the dealer's premises, in the form, location, and manner approved by the chief of police, notifying all customers that it is a city ordinance violation to operate or ride upon a bicycle without a helmet.
- (b) A dealer commits an offense if he leases a bicycle or any bicycle side car, trailer, or child carrier without:
  - (1) providing a helmet to each person who will operate or ride upon the bicycle or the bicycle side car, trailer, or child carrier; or
  - (2) determining through physical observation that a helmet is in the possession of each person who will operate or ride upon the bicycle or the bicycle side car, trailer, or child carrier.

# Dallas City Code

## Chapter 9: Bicycles

### **SEC. 9-10. PENALTY.**

An offense under this article is punishable by a fine not to exceed:

- (1) \$10 for the first offense;
- (2) \$25 for the second offense; and
- (3) \$50 for the third and each subsequent offense.

# Bicycle Helmet Requirements in Peer Cities and States

Dallas, TX	All Ages
Seattle, WA	All Ages
Vancouver, BC	All Ages
Austin, TX	Under 18
Charlotte, NC	Under 16
Chicago, IL	Messengers Only
District of Columbia	Under 16
Fort Worth, TX	Under 18
Houston, TX	Under 18
New York, NY	Under 13

The State of Texas does not require bicycle helmets

21 States require helmets for riders under 18  
(ages vary by state)

# Dallas City Code

## Chapter 9: Bicycles

### **SEC. 9-2. BICYCLES PROHIBITED IN PUBLIC BUILDINGS.**

No person shall carry, push, propel or ride an assembled or operable bicycle in any public building in the city.

The proposed change is to remove this prohibition in an effort to encourage more employees and the public to bicycle to work and public facilities.

# City of Dallas

## Bicycle Use Ordinances

- Committee direction on whether to hold a public hearing for stakeholder input on May 12, 2014