

# Memorandum

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CITY SECRETARY  
DALLAS, TEXAS



CITY OF DALLAS

DATE May 9, 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, May 12, 2014, 9:00 a.m.**

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

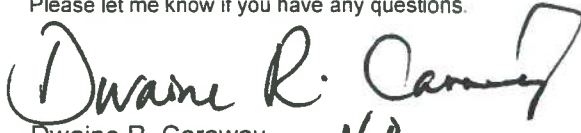
The agenda for the meeting is as follows:

1. Call to Order Dwayne R. Caraway  
Chair
  
2. Approval of April 28, 2014 Minutes Dwayne R. Caraway  
Chair
  
3. Uptown Ciclovía Event for May 26, 2014 Joseph Pitchford  
Board Member, Uptown Dallas, Inc.  
  
Angela Hunt  
Steering Committee Member,  
Uptown Dallas, Inc.
  
4. Update on Bicycle Helmet Ordinance Keith Manoy  
Assistant Director, Public Works
  
5. Update on Stormwater Pollution Efforts Joey Zapata  
Assistant City Manager

## Upcoming Agenda Items

6. Authorize a three-year service contract for sports officiating services for Park and Recreation – May 14, 2014 Council Agenda
  
7. Adjourn Dwayne R. Caraway  
Chair

Please let me know if you have any questions.

  
Dwayne 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 28, 2014

**Convened:** 9:10 a.m.

**Adjourned:** 9:58 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**

Keith Manoy  
Assistant Director, Public Works

Joey Zapata  
Assistant City Manager

**Staff Present:**

Joey Zapata, Jimmy Martin, Liz Hernandez, Jared White, Chris Bowers, Dennis Ware, John Rogers, Lynetta Kidd, Valanda Quaita, Priscylla Bento, Eric Izuora

**Special Guests:**

**AGENDA:**

1. **Approval of April 14, 2014 Minutes**

**Presenter(s):**

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

A motion was made to approve the minutes of April 14, 2014.

**Motion made by:** Rick Callahan

**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. **Storm Water Pollution Prevention Efforts**

**Presenter(s):** Joey Zapata

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

The purpose of this presentation was to brief the Committee on current efforts to prevent stormwater pollution caused by lawn maintenance activities.

The Committee requested: a review of ordinances regulating the use of lawn care equipment and noise; a notice of increased enforcement be sent to lawn maintenance companies; and information about bulk trash put out times be given to lawn maintenance companies.

**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. Bicycle Helmet Ordinances**

**Presenter(s):** Keith Manoy

The purpose of this briefing was to review the current bicycle helmet ordinance.

The Chair requested a review of previous council actions and informing facts; and outside stakeholder input at the May 12, 2014 committee meeting.

**Action Taken/Committee**

**Recommendation(s):**

**Motion made by:**

**Item passed unanimously:**

**Item failed unanimously:**

**Motion seconded by:**

**Item passed on a divided vote:**

**Item failed on a divided vote:**

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**Councilmember Dwaine R. Caraway**  
Chair

# Memorandum



CITY OF DALLAS

DATE May 9, 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 Uptown Ciclovía Event for May 26, 2014

On Monday, May 12<sup>th</sup>, Uptown Dallas, Inc. will brief the Quality of Life & Environment Committee on the Uptown Ciclovía Event which is scheduled for May 26, 2014.

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

## Attachment

c: Honorable Mayor and Members of the City Council  
A.C. Gonzalez, City Manager  
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Elsa Cantu, Assistant to the City Manager – Mayor & Council

# Uptown Ciclovía Event for May 26, 2014

Presented to:

The Quality of Life & Environment Committee - May 12, 2014

**Joseph Pitchford**

Uptown Dallas, Inc. Board Member

**Angela Hunt**

Steering Committee Member

// UPTOWN **CICLOVÍA**



# Ciclovia (si:klo'vi:a)



- An international movement to occasionally close major urban streets to automobile traffic
- Allow only pedestrians, bikes, rollerblades, strollers, etc.
- Also known as “Open Streets”



# Ciclovia



“Open Streets” events exist today in more than 100 North American cities, including:

- Los Angeles
- Boston
- Austin
- New Orleans
- New York
- Houston
- Montreal
- San Francisco
- Fort Worth
- Louisville
- Chicago
- Brownsville
- Oklahoma City
- Toronto
- San Antonio

# 'Síclovía' San Antonio



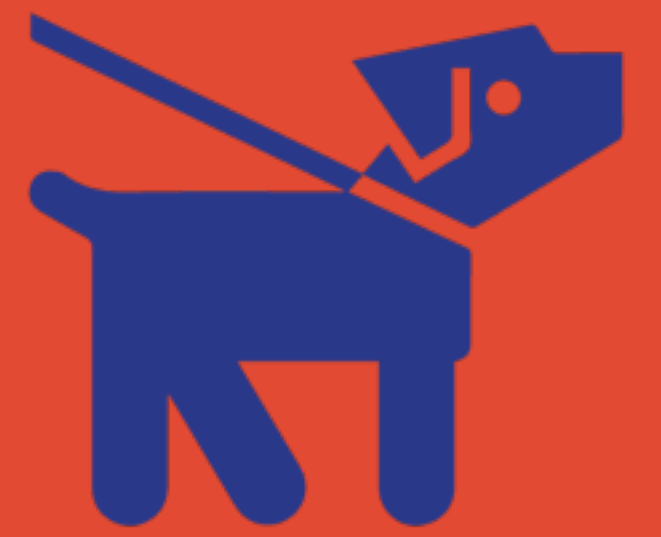
- Managed by the YMCA & the City of San Antonio
- 2.3 mile route from Alamo Plaza to Lion's Field
- Two Síclovía events a year
- +/- 50,000 participants in April 2013





**San Antonio Mayor Julián Castro**

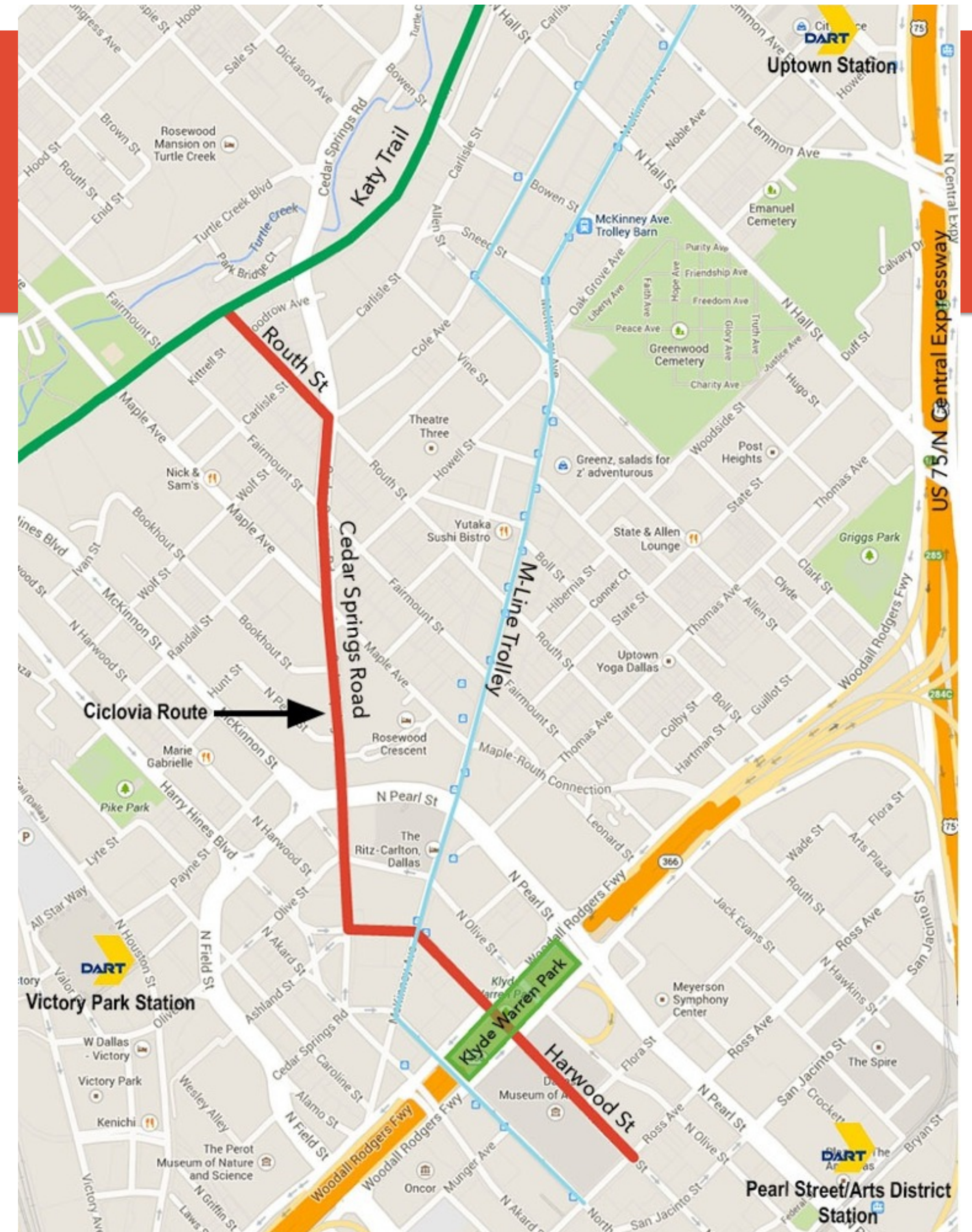
# Uptown Ciclovia 2014



- Managed in partnership with YMCA Dallas
- A free neighborhood event open to all
- Health & Wellness/Family Orientation
- No alcohol sales
- **Memorial Day, May 26, 2014, 10am-3pm**

# Uptown Ciclovía Route ~ 2014

- 1.25 mile street closure
- Connects the Katy Trail to Klyde Warren Park & The Dallas Arts District
- Creates a 4.75 mile car-free pedestrian route





# Uptown Ciclovía Sponsors



Hillcrest Bank

REI

The Rustic

University of North Texas at Dallas



# Uptown Ciclovía In-Kind Support





For more information visit:

[www.uptownciclovía.org](http://www.uptownciclovía.org)

[www.facebook.com/uptownciclovía](https://www.facebook.com/uptownciclovía)

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CITY OF DALLAS

DATE May 9, 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 Update on Bicycle Helmet Ordinance

On Monday, April 28<sup>th</sup>, Quality of Life & Environment Committee members requested background information on the development and adoption of the 1996 bicycle helmet ordinance, and public input at its next meeting.

On Monday, May 12<sup>th</sup>, the Quality of Life & Environment Committee will be briefed on the requested information. Public input will be sought following the briefing.

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

A handwritten signature in blue ink, appearing to read 'Joey Zapata'.

Joey Zapata  
Assistant City Manager

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Elsa Cantu, Assistant to the City Manager – Mayor & Council

# Update on Bicycle Helmet Ordinance

Presented to the Quality of Life & Environment  
Committee

May 12, 2014



# Purpose

- On Monday, April 28<sup>th</sup>, Quality of Life & Environment Committee members requested background information on the development and adoption of the 1996 bicycle helmet ordinance, and public input at its next meeting
- This briefing will provide the requested information
- Public input will be sought following the briefing

# Background

| State Government                         | Action   | Date   |
|--|--|--|
| 73 <sup>rd</sup> Texas State Legislature | <p>HB 2247 – Requires a helmet be worn by all bicycle operators and passengers</p> <p>Dealers will need to provide purchaser of bicycle a written explanation of the law</p> <p>Require that a dealer may not lease a bicycle to a person without determining that a helmet is in the possession of each person who will operate or ride the bicycle</p> | <p>Introduced March 11, 1993</p> <p>Left pending in committee May 11, 1993</p> |
| 73 <sup>rd</sup> Texas State Legislature | HB 1978 – Gave the Texas Department of Public Safety the responsibility for establishing criteria for a training curriculum and certification for instructors to teach bicycle safety  | Introduced March 10, 1993  |
| Governor                                 | Signed HB 1978   | June 18, 1993  |

# Prior Actions

| Council Committee/ Commission               | Action   | Date              |
|---|--|-------------------|
| Health, Youth, and Human Services Committee | Requested a draft ordinance requiring bicycle helmets for all ages and one for under 17 years of age | October 9, 1995   |
| Public Safety Committee                     | Briefed on the proposed ordinance by the City Attorney's Office                                      | December 4, 1995  |
| Youth Commission                            | Voted in opposition of proposed ordinance, but in support of bicycle training and education          | December 14, 1995 |

# Prior Actions

| Council Committee/ Commission   | Action  | Date              |
|---|---|-------------------|
| Human Services Commission   | Voted in favor of proposed all ages ordinance   | December 18, 1995 |
| Health, Youth, and Human Services Committee & Youth Commission – Joint Public Hearing | Of the 73 people who spoke at the public hearing: <ul style="list-style-type: none"><li>• 44 Supported ordinance for all ages</li><li>• 25 Supported ordinance for persons under 17 years of age</li><li>• 4 Spoke in opposition to the ordinance</li></ul> | January 23, 1996  |
| Health, Youth, and Human Services Committee   | Recommended that an open-age ordinance be forwarded to the full council with a recommendation for approval; the full council would determine the specific age group   | February 12, 1996 |



# Prior Actions

| Committee/Council     | Action                                    | Date         |
|-----------------------|---|--------------|
| City Council Briefing | Staff briefing, summarized on pages 7- 11 | May 15, 1996 |

# Issues from Briefing

- Bicycle related head injuries and deaths were a serious public health concern and a product of preventable accidents
  - In 1993, 6,164 Texans died from accidents, 3,184 died from motor vehicle accidents and 57 were killed while riding bicycles
  - In Dallas, 1994 and 1995 surveys indicated that the number of cyclists who wore helmets averaged 5% – 23%
  - Only three cities in Texas had passed bicycle helmet ordinances
  - According to statistics, persons aged 0-19 have the highest percentage of bicycle-related head injuries and deaths; persons 60 and older have the second highest

# Issues from Briefing

- Concerned that:
  - A mandatory bicycle helmet ordinance would be difficult to enforce, could result in minimal or selective enforcement, and could be counterproductive to establishing positive community relationships
  - A mandated bicycle helmet ordinance may reduce bicycle ridership
  - The ordinance seeks to legislate behavior for only one of the many causes of head injuries
  - The cost of providing helmets for all of its bicycle riders may present a serious burden to some families
  - In order to be effective, helmets must be properly fitted and worn correctly
  - Conclusions from various studies were stated as being often contradictory, confusing, inconclusive, and debatable due to differences in interpretation and methodologies of data collection

# Staff Recommendations (1996)

- Enhance the existing bicycle public education program through the Dallas Police Department and the PWT's Bicycle Coordinator
  - Collaborate with private businesses to define ways of reducing the cost of helmets
  - Develop incentives and ways to increase the use of bicycle helmets
- If a helmet ordinance were to be approved by Council, recommend that the ordinance mandate helmet use for persons of all ages

# May 22, 1996 Council Action

| Motions  | Option Details   | Details Cont.  | Approval                       |
|----------|--|--|--------------------------------|
| Motion A | Helmet required for all  |  | Voting Yes: 10<br>Voting No: 5 |
| Motion B | Helmet required for under 17   |  | Voting Yes: 4<br>Voting No: 11 |
| Motion C | No penalty for violation & No notification requirements of bicycle dealers | Directed city manager to develop an education and outreach plan; and to provide a status report to council after twelve months | No Vote                        |

Motion A and motion B both contained an amendment which requires:

- A dealer to have a sign conspicuously posted on the dealer's premises notifying all customers that it is a city ordinance violation to operate or ride a bicycle without a helmet;
- Require that a dealer may not lease a bicycle to a person without determining through physical observation that a helmet is in the possession of each person who will operate or ride the bicycle

# Draft Ordinance Options

- **Option 1:** No change to the ordinance. Anyone who rides a bicycle is required to wear a helmet.
- **Option 2:** Delete the helmet requirement entirely. No one will be required to wear a bicycle helmet.
- **Option 3:** Amend the ordinance to require bicycle helmets for minors only. The helmet ordinance currently defines minors as “any person under 17 years of age.”

# Public Input

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DATE May 9, 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 Update on Stormwater Pollution Prevention Efforts

On Monday, April 28<sup>th</sup>, Quality of Life & Environment Committee members requested staff to implement a public information campaign to promote proper lawn waste management and develop draft ordinances to strengthen regulations.

On Monday, May 12<sup>th</sup>, the Quality of Life & Environment Committee will be briefed on completed and planned actions.

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

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Joey Zapata  
Assistant City Manager

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# Update on Stormwater Pollution Prevention Efforts

Presented to the Quality of Life & Environment Committee

May 12, 2014



# Background and Purpose

- On April 28, 2014, Quality of Life & Environment Committee members requested staff to implement a public information campaign to promote proper landscape waste management and develop draft ordinances to strengthen regulations
- This briefing will provide the committee an update on completed and planned actions

# Action Timeline

| Action   | Timeline   |
|--|--|
| <p data-bbox="112 468 672 505">Letter to Landscape Companies:</p> <ul data-bbox="112 571 871 962" style="list-style-type: none"><li data-bbox="112 571 871 661">• It is a violation to blow lawn debris into City streets and the stormwater system</li><li data-bbox="112 672 871 762">• Code inspectors are taking enforcement action when violations are observed</li><li data-bbox="112 773 871 962">• Quality of Life &amp; Environment Committee will consider amendments to strengthen ordinances on landscape activities on May 27, 2014</li></ul> | <p data-bbox="915 468 1456 505"><b>Mailed</b> May 8, 2014 (attached)</p> |

# Action Timeline (Cont.)

| Action  | Timeline  |
|---|---|
| <p data-bbox="112 468 407 504">Leaf Blower Blitz</p> <ul data-bbox="112 571 884 913" style="list-style-type: none"><li data-bbox="112 571 884 711">• Stormwater staff will be meeting with companies currently contracted with the city for landscape maintenance</li><li data-bbox="112 721 884 913">• Staff will provide information on existing ordinances, tips for proper lawn waste management leaf blower etiquette, and a copy of the bulk waste schedule</li></ul> | <p data-bbox="917 468 1354 504"><b>May 8 and May 23, 2014</b></p> |

# Action Timeline (Cont.)

| Action   | Timeline   |
|--|--|
| <p data-bbox="112 468 421 508">City Staff Training</p> <ul data-bbox="112 571 832 759" style="list-style-type: none"><li data-bbox="112 571 832 759">• Stormwater Outreach personnel have scheduled in-house training to staff in departments that perform landscape maintenance for City facilities</li></ul> | <p data-bbox="919 468 1306 508"><b>May and June 2014</b></p> |

# Action Timeline (Cont.)

| Action  | Timeline   |
|---|--|
| <p data-bbox="112 468 562 508">Summer Media Campaign</p> <ul data-bbox="112 572 880 1336" style="list-style-type: none"><li data-bbox="112 572 880 858">• Trinity Watershed Management and the Public Information Office will implement English and Spanish advertisements for placement in newspapers , radio, television, cinema, electronic billboard and online banner ads</li><li data-bbox="112 925 880 1336">• The 2013 campaign included:<ul data-bbox="208 982 880 1336" style="list-style-type: none"><li data-bbox="208 982 880 1015">• Radio: ~1050 spots on 6 Stations</li><li data-bbox="208 1039 880 1072">• TV: ~2900 spots on 7 stations</li><li data-bbox="208 1096 880 1158">• Online Banners: ~1.5 million imprints on 7 websites</li><li data-bbox="208 1182 880 1215">• Movie Theatres: ~13,350 spots on 37 screens</li><li data-bbox="208 1239 880 1300">• Bill Boards: ~2,250,000 at 10 electronic billboard locations</li><li data-bbox="208 1310 880 1336">• Print Media: 106 ads in 9 publications</li></ul></li></ul> | <p data-bbox="913 468 1383 508"><b>June – September 2014</b></p> |

# Action Timeline (Cont.)

| Action  | Timeline   |
|---|--|
| <p data-bbox="112 468 469 505">July Water Bill Insert</p> <ul data-bbox="112 571 852 761" style="list-style-type: none"><li data-bbox="112 571 852 761">• Will provide English and Spanish information on proper lawn waste control and use of leaf blowers, including the potential fines for misuse</li></ul> | <p data-bbox="915 468 1083 505"><b>July 2014</b></p> |

# Committee Input for Draft Ordinance

- Potential regulations from April 28<sup>th</sup> meeting
  - Require catching bag on grass/leaf/debris blowers
  - Require City contracted companies to cover nearby storm drain inlets while working
  - Require business registration for landscape maintenance companies
  - Time of day noise restrictions on landscape maintenance activities on weekends



# Practices of Other Cities

| City       | Leaf Blowing Ordinance              | Staff Action   | Legal time to Operate Lawn Equipment |
|------------|-------------------------------------|--|--------------------------------------|
| Mesquite   | Yes                                 | If witnessed, cite \$500-\$2000; require them to blow back onto the property   | 7 a.m. to 10 p.m.                    |
| Richardson | Yes                                 | Give verbal warning; seldom are citations issued   | Sunrise to Sunset                    |
| Plano      | Yes                                 | If witnessed, require them to bag it<br><br>1 <sup>st</sup> time violator: education<br><br>2 <sup>nd</sup> time violator: notice of violation<br><br>3 <sup>rd</sup> time violator: citation          | 7 a.m. to 10 p.m.                    |
| Carrollton | Yes                                 | 1 <sup>st</sup> time violator: notice of violation issued to either the property owner, or crew leader if done by a contractor<br><br>2 <sup>nd</sup> time violator OR egregious violation: a citation | 7 a.m. to 10 p.m.                    |
| Austin     | Yes, but through water quality code | Verbal warning and require them to clean up blown debris<br><br>Egregious problems may be prosecuted   | 7 a.m. to 10 p.m.                    |

# Next Steps

- On May 27<sup>th</sup>, the Quality of Life & Environment Committee will consider amendments to strengthen ordinances on landscape activities to prevent storm water pollution

# Appendix



May 8, 2014

Ivy Oaks Landscaping Co.  
1219 K Avenue  
Plano, Texas 75074

Subject: Blowing Lawn Debris into the Stormwater System

Greetings:

Blowing lawn debris into City streets and the storm water system is a City Code violation and punishable by a fine of up to \$2,000 fine.<sup>1</sup> Beginning this month, City code inspectors are increasing enforcement. Please instruct your workers to follow the law by not blowing or depositing lawn debris into the street or into stormwater inlets.

Additionally, when landscape companies place bagged debris and brush at the customer's curb for collection by the City's Sanitation Services, the placement must be in compliance with the scheduled pick up week for the address.<sup>2</sup> Placements set out before or after the fixed schedule can result in citations being issued to homeowners. The 2014 brush pick up information is available online at [http://www.dallascityhall.com/sanitation/brush\\_and\\_bulky.html](http://www.dallascityhall.com/sanitation/brush_and_bulky.html).

The Dallas City Council Quality of Life & Environment Committee is reviewing options to strengthen ordinances that regulate the use of landscape equipment at its meeting on May 27, 2014. Additional information regarding this meeting will be available online on Friday, May 23, 2014 at [http://dallascityhall.com/committee\\_briefings/index.htm](http://dallascityhall.com/committee_briefings/index.htm)

Sincerely,

James Martin  
Director  
Code Compliance Services  
214-670-3118  
[Jimmy.martin@dallascityhall.com](mailto:Jimmy.martin@dallascityhall.com)

<sup>1</sup> Dallas City Code §19-118.2(f)(5) ("A person commits an offense if he discharges or permits the discharge of any of the following into the stormwater drainage system . . . Garbage, rubbish or yard waste."). Dallas City Code §7A-5 ("No person shall sweep into or deposit in any gutter, street or other public place within the city the accumulation of litter from any building or lot or from any public or private sidewalk or driveway."). The definition of "litter" in Dallas City Code Chapter 7 includes yard clippings and leaves.

<sup>2</sup> Dallas City Code §18-4(e).

# Memorandum



CITY OF DALLAS

Date: May 9, 2014

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

Subject: Authorize a Three-year Service Contract for Sports Officiating Services for  
Park and Recreation – May 14, 2014 Council Agenda

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On May 14, 2014, the City Council will consider authorizing a three-year service contract with three successful lowest responsible bidders, for sports officiating services for Park and Recreation. This action does not encumber funds; its purpose is to establish firm pricing for services, for a specific term, which are ordered on an as needed basis.

This three-year service contract will provide sports officiating services to include referees, umpires, timekeepers and scorekeepers for youth and adult sporting events sponsored by Park and Recreation. The average cost for officiating services per game is approximately \$51.00 for youth sports (baseball, basketball, flag football, soccer, softball) and approximately \$24.50 for adult sports (basketball, softball).

These calculations are based on the estimated annual number of games included in the final bid:

- 800 for youth basketball
- 1,292 for youth baseball
- 2,337 for youth soccer
- 208 for youth flag football
- 103 for youth fast pitch softball
- 7,285 for adult softball
- 250 for adult basketball

If you have questions, please contact me at 214-670-4071.



Willis C. Winters, FAIA, Director  
Park and Recreation Department

c: Mayor and City Councilmembers  
A.C. Gonzalez, City Manager  
Rosa A. Rios, City Secretary  
Warren M. S. Ernst, City Attorney  
Craig D. Kinton, City Auditor  
Judge Daniel Solis, Judiciary  
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Mike Frosch, Director Business Development and Procurement