

**MAY 28, 2014 CITY COUNCIL ADDENDUM  
CERTIFICATION**

This certification is given pursuant to Chapter XI, Section 9 of the City Charter for the City Council Addendum dated May 28, 2014. 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.



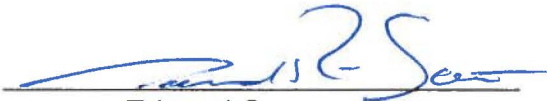
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A.C. Gonzalez  
City Manager

5.23.14

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Date



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Edward Scott  
City Controller

5/23/14

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Date



RECEIVED

2014 MAY 23 PM 6:52

CITY SECRETARY  
DALLAS, TEXAS

ADDENDUM  
CITY COUNCIL MEETING  
WEDNESDAY, MAY 28, 2014  
CITY OF DALLAS  
1500 MARILLA  
COUNCIL CHAMBERS, CITY HALL  
DALLAS, TX 75201  
9:00 A.M.

**REVISED ORDER OF BUSINESS**

Agenda items for which individuals have registered to speak will be considered no earlier than the time indicated below:

9:00 a.m.      **INVOCATION AND PLEDGE OF ALLEGIANCE**

**OPEN MICROPHONE**

**CLOSED SESSION**

**MINUTES**

Item 1

**CONSENT AGENDA**

Items 2 - 26

**CONSENT ADDENDUM**

Items 1 - 2

**ITEMS FOR INDIVIDUAL CONSIDERATION**

No earlier  
than 9:15 a.m.

Items 27 - 39  
Addendum Items 3 - 5

**OTHER**

Continued Discussion, Deliberation and Possible Straw Votes  
Regarding Proposed Amendments to the Dallas City Charter

**PUBLIC HEARINGS AND RELATED ACTIONS**

1:00 p.m.

Items 40 - 59



**ADDENDUM  
CITY COUNCIL MEETING  
MAY 28, 2014  
CITY OF DALLAS  
1500 MARILLA  
COUNCIL CHAMBERS, CITY HALL  
DALLAS, TEXAS 75201  
9:00 A. M.**

ADDITIONS:

CONSENT ADDENDUM

**Code Compliance**

1. Authorize **(1)** an application for and acceptance of the Solid Waste Implementation Project Grant from the North Central Texas Council of Governments (NCTCOG) through funding from the Texas Commission on Environmental Quality (TCEQ) to be used to develop and launch a public awareness campaign related to the Scrap Tire Enforcement Program; **(2)** execution of the grant agreement; and **(3)** the City's local in-kind match in the amount of \$280,000 (contract previously approved on January 22, 2014, by Resolution No. 14-0174) - Not to exceed \$125,000 - Financing: North Central Texas Council of Governments Grant Funds (\$125,000) and Stormwater Drainage Management Current Funds (\$280,000 previously allocated in Resolution No. 14-0174)

**Economic Development**

2. Authorize the nomination of Mary Kay Inc., located at 1330 Regal Row and 2213 Connector Drive to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended, (Government Code, Chapter 2303) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank - Financing: No cost consideration to the City

ITEMS FOR INDIVIDUAL CONSIDERATION

**Human Resources**

3. A resolution authorizing the reappointment of Rosa A. Rios as City Secretary for the City of Dallas for a further two-year term beginning on May 28, 2014 - Not to exceed \$125,000 per year - Financing: Current Funds
4. Authorize an increase in the annual base salary of City Auditor Craig Daniel Kinton, CPA in the amount of \$7,532, from \$188,283 to \$195,815 plus the associated pension contribution in the amount of \$975 and Medicare in the amount of \$109 for a total additional cost of \$8,616, effective May 28, 2014 - Financing: Current Funds

**ADDENDUM  
CITY COUNCIL MEETING  
MAY 28, 2014**

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

**Office of Management Services**

5. Discussion, Deliberation and Possible Straw Votes Regarding Proposed Amendments to the Dallas City Charter

DELETION:

**City Attorney's Office**

10. Authorize Supplemental Agreement No. 1 to the professional services contract with Walker Bright P.C. for additional services in the lawsuit styled Aaron Curtis v. Michael Wade Mosher and the City of Dallas, Civil Action No. 3:12-SV-4866 - Not to exceed \$50,000, from \$50,000 to \$100,000 - Financing: Current Funds

## ADDENDUM DATE May 28, 2014

ITEM		IND								
#	OK	DEF	DISTRICT	TYPE	DEPT.	DOLLARS	LOCAL	MWBE	DESCRIPTION	
1			All	C	CCS	\$125,000.00	NA	NA	Authorize an application for and acceptance of the Solid Waste Implementation Project Grant from the North Central Texas Council of Governments (NCTCOG) through funding from the Texas Commission on Environmental Quality (TCEQ) to be used to develop and launch a public awareness campaign related to the Scrap Tire Enforcement Program; execution of the grant agreement; and the City's local in-kind match in the amount of \$280,000 (contract previously approved on January 22, 2014, by Resolution No. 14-0174)	
2			6	C	ECO	NC	NA	NA	Authorize the nomination of Mary Kay Inc., located at 1330 Regal Row and 2213 Connector Drive to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended, (Government Code, Chapter 2303) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank	
3			N/A	I	HRD	\$125,000.00	NA	NA	A resolution authorizing the reappointment of Rosa A. Rios as City Secretary for the City of Dallas for a further two-year term beginning on May 28, 2014	
4			N/A	I	HRD	\$8,615.08	NA	NA	Authorize an increase in the annual base salary of City Auditor Craig Daniel Kinton, CPA in the amount of \$7,532, from \$188,283 to \$195,815 plus the associated pension contribution in the amount of \$975 and Medicare in the amount of \$109 for a total additional cost of \$8,616, effective May 28, 2014	
5			All	I	MGT, IGS, ATT	NC	NA	NA	Discussion, Deliberation and Possible Straw Votes Regarding Proposed Amendments to the Dallas City Charter	
<b>TOTAL</b>						<b>\$258,615.08</b>				





**KEY FOCUS AREA:** Clean, Healthy Environment

**AGENDA DATE:** May 28, 2014

**COUNCIL DISTRICT(S):** All

**DEPARTMENT:** Code Compliance

**CMO:** Charles Cato, 671-3908

**MAPSCO:** N/A

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**SUBJECT**

Authorize **(1)** an application for and acceptance of the Solid Waste Implementation Project Grant from the North Central Texas Council of Governments (NCTCOG) through funding from the Texas Commission on Environmental Quality (TCEQ) to be used to develop and launch a public awareness campaign related to the Scrap Tire Enforcement Program; **(2)** execution of the grant agreement; and **(3)** the City’s local in-kind match in the amount of \$280,000 (contract previously approved on January 22, 2014, by Resolution No. 14-0174) – Not to exceed \$125,000 – Financing: North Central Texas Council of Governments Grant Funds (\$125,000) and Stormwater Drainage Management Current Funds (\$280,000 previously allocated in Resolution No. 14-0174)

**BACKGROUND**

The City of Dallas has submitted a proposal requesting \$125,000 in funding for a Stop Illegal Dumping public awareness initiative that includes utilizing water bill inserts to provide a mass mailing campaign to residents throughout Dallas. The campaign will also use billboards along Dallas interstates to provide mass awareness, and partner with DART to wrap buses with campaign materials. Working in concert with Trinity Watershed Management and the Dallas Marshal’s Office, Code Compliance will launch educational activities at the Audubon Center, community fairs, recreation centers, and other locations within neighborhoods that serve as high dumping areas. The public awareness campaign and educational activities will focus on the ordinance-based penalties associated with dumping and highlight the inherent public health concerns associated with scrap tires, including the prevalence for fires, contamination of water sources, and disease vectors (i.e. mosquitoes) which can contribute to the spread of West Nile Virus.

To serve as the local match, the City will provide \$280,000 in-kind matching funds, previously approved contract by Council on January 22, 2014 for tire removal along different locations throughout the Trinity River Corridor via Resolution 14-0174.

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

On January 22, 2014, Council approved Resolution 14-0174, which provides for a three-year service contract in the amount of \$3,257,943.64 for scrap tire removal from the Trinity River as well as trash and debris removal from Lake Ray Hubbard.

**FISCAL INFORMATION**

\$125,000 – North Central Texas Council of Governments, Regional Solid Waste Management Plan.

May 28, 2014

**WHEREAS**, the North Central Texas Council of Governments (NCTCOG) is accepting proposals for grant funding from the Texas Commission on Environmental Quality for the implementation of a Regional Management Plan in Solid Waste; and

**WHEREAS**, these funds are generated by solid waste disposal fees collected by the Texas Commission on Environmental Quality (TCEQ) and made available to eligible local governments; and

**WHEREAS**, the solid waste funds are intended for local and cooperative implementation activities consistent with goals of the Regional Solid Waste Management Plan; and

**WHEREAS**, the City of Dallas has submitted a proposal to implement a public awareness campaign related to the Scrap Tire Enforcement Program; and

**WHEREAS**, the City will provide matching funds in an amount not to exceed \$280,000.

**Now Therefore;**

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

**Section 1.** That the City Manager is hereby authorized to apply for and accept the Solid Waste Implementation Project Grant from the North Central Texas Council of Governments through funding from the Texas Commission on Environmental Quality to support a public awareness campaign for the Scrap Tire Enforcement Program in an amount not to exceed \$125,000, provide the City's in-kind match of \$280,000 (previously approved by Council on January 22, 2014), and to execute the grant agreement.

**Section 2.** That the City Controller is hereby authorized to receive and deposit grant funds into the Solid Waste Implementation Project Grant Fund S270, Department CCS, Unit 1535, Revenue Source 6516, in an amount not to exceed \$125,000.

**Section 3.** That the City Manager is hereby authorized to establish appropriations in the amount of \$125,000 in Fund S270, Department CCS, Unit 1535, Various Supply Object Codes according to future procurements.

**Section 4.** That the City Manager is hereby authorized to provide matching funds in the amount of \$280,000 from Stormwater Drainage Management Current Funds allocated under Resolution 14-0174, a service contract with Good Earth Corporation, Inc. (510006) in the amount of \$2,805,000.00 and Hess Construction, LLC (VS0000081429) in the amount of \$452,943.64 for scrap tire removal from the Trinity River and trash and debris removal from Lake Ray Hubbard for a term of three years in an amount not to exceed \$3,257,943.64.

May 28, 2014

**Section 5.** That the City Controller is hereby authorized to disburse funds from Fund S270, Department CCS, Unit 1535, in accordance with the grant agreement.

**Section 6.** That this resolution shall take effect immediately from and after its passage in accordance with provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

**KEY FOCUS AREA:** Economic Vibrancy  
**AGENDA DATE:** May 28, 2014  
**COUNCIL DISTRICT(S):** 6  
**DEPARTMENT:** Office of Economic Development  
**CMO:** Ryan S. Evans, 671-9837  
**MAPSCO:** 33 P & 22 Z

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**SUBJECT**

Authorize the nomination of Mary Kay Inc., located at 1330 Regal Row and 2213 Connector Drive to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended, (Government Code, Chapter 2303) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank – Financing: No cost consideration to the City

**BACKGROUND**

The City of Dallas has been approached by Mary Kay Inc. (Mary Kay) to nominate by resolution, its application for an Enterprise Project designation to the Economic Development Bank, part of the Governor’s Office of Economic Development and Tourism. The designation will allow for a rebate of state sales and use tax refunds on qualified expenditures of up to \$2,500 per job created or retained. This project has no cost consideration to the City of Dallas.

Mary Kay Inc.'s Automated Storage and Retrieval System ("ASRS") facility, located at 2213 Connector Drive, Dallas, Texas 75220, serves as Mary Kay's distribution center for products manufactured at the Regal Row facility. The ASRS facility also houses logistical operations supporting distribution operations.

Mary Kay Inc., has a 5 year plan for capital improvements to the ASRS facility of over \$1.5 million and \$50.3 million to the Dallas manufacturing facility. Specifically, Mary Kay is planning to purchase new manufacturing equipment, new research and development equipment, distribution equipment, building upgrades and improvements, and climate control equipment upgrades. Other investments will also include ongoing workspace improvements for the 697 employees at both business sites. These investments will allow Mary Kay Inc., to improve and successfully sustain operations at its Dallas facilities.

## **BACKGROUND** (Continued)

Mary Kay has been a Dallas based landmark Company since 1963 and operates in 35 countries globally. The manufacturing facilities have been located at 1330 Regal Row since 1970 and employs approximately 651 people. Mary Kay also has a worldwide distribution center located at 2213 Connector Drive since the mid 1980's which employs approximately 46 people. The manufacturing facility is used for manufacturing and research and development activities associated with Mary Kay products, including warehousing and packaging operations, maintenance, materials control, laboratory work, quality assurance/control and administration. Fifty percent of the products manufactured at the Dallas facility are sold internationally and the manufacturing processes for the products, which in many cases are unique, are developed in-house.

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

On May 19, 2014, a memo was submitted to the Economic Development Committee regarding authorizing the nomination of Mary Kay Inc., located at 1330 Regal Row and 2213 Connector Drive to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended (Government Code, Chapter 2303) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank.

## **FISCAL INFORMATION**

No cost consideration to the City

## **CORPORATE REPRESENTATIVE**

**Mary Kay Inc.**

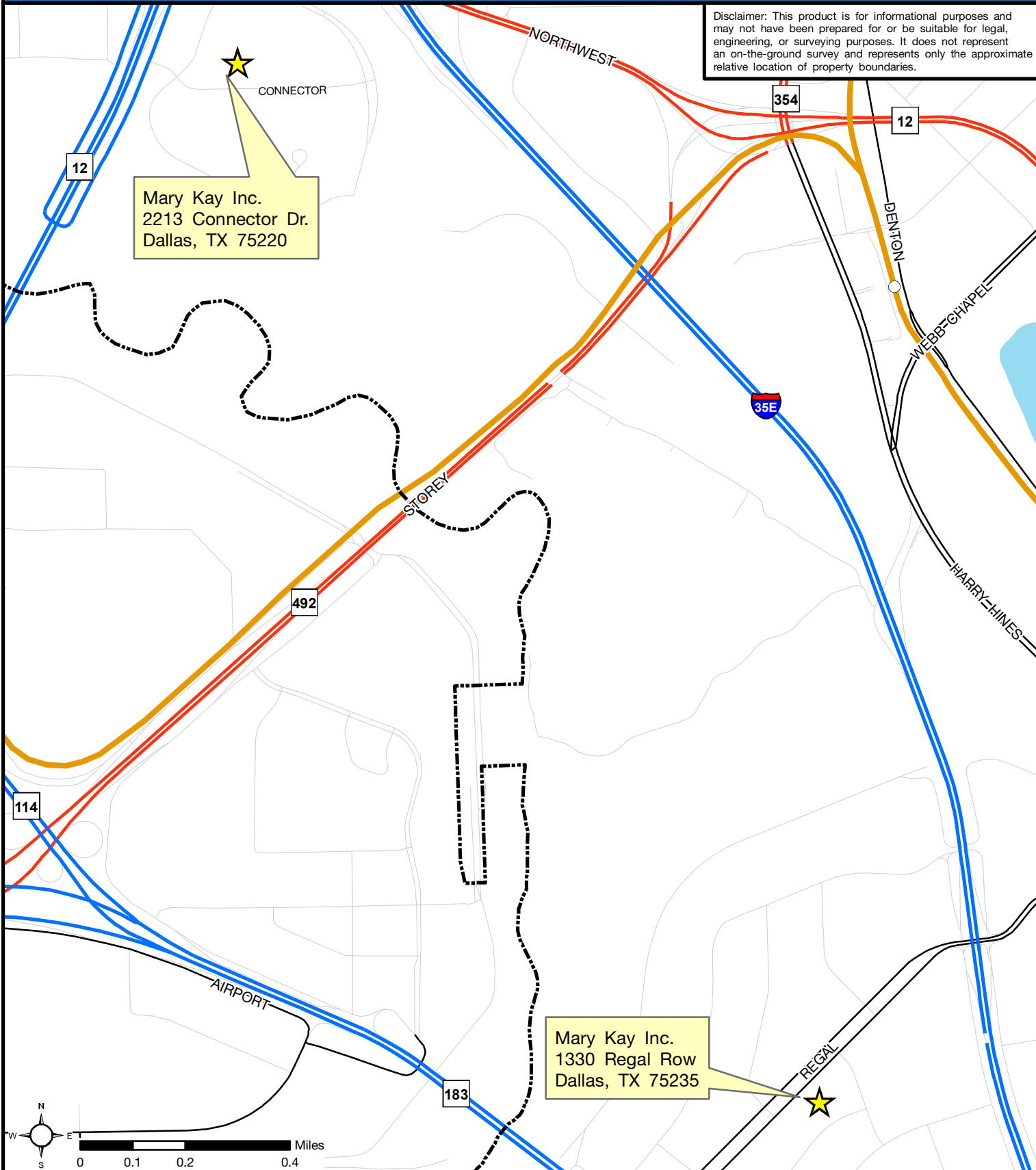
Patrick Cargo, Vice President, Corporate Tax

## **MAP**

Attached.

# Mary Kay Inc.

Disclaimer: This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.



Mary Kay Inc.  
2213 Connector Dr.  
Dallas, TX 75220

Mary Kay Inc.  
1330 Regal Row  
Dallas, TX 75235





May 28, 2014

**WHEREAS**, on June 13, 2012, the City Council elected to continue its participation in the Texas Enterprise Zone Program, and the local incentives offered under this resolution are the same on this date as were outlined in Ordinance No. 27977; and

**WHEREAS**, the Office of the Governor Economic Development and Tourism (EDC) through the Economic Development Bank (Bank) will consider Mary Kay Inc., as an enterprise project pursuant to a nomination and an application made by the City; and

**WHEREAS**, the City desires to pursue the creation of the proper economic and social environment in order to induce the investment of private resources in productive business enterprises located in the City and to provide employment to residents of enterprise zones and to other economically disadvantaged individuals; and

**WHEREAS**, pursuant to Section 2303.406(a)(4)(D) of the Texas Government Code (the "Act"), Mary Kay Inc., has applied to the City for designation as an enterprise project; and

**WHEREAS**, the City finds that Mary Kay Inc., meets the criteria for designation as an enterprise project under Chapter 2303, Subchapter F of the Act on the following grounds:

1. Mary Kay Inc., is a "qualified business" under Section 2303.402 of the Act since it will be engaged in the active conduct of a trade or business at a qualified business site located outside of an enterprise zone and at least thirty-five percent (35.0%) of the business' new employees will be residents of an enterprise zone or economically disadvantaged individuals; and

**WHEREAS**, the City finds that Mary Kay Inc., meets the criteria for tax relief and other incentives adopted by the City and nominates Mary Kay Inc., for enterprise project status on the grounds that it will be located at the qualified business site, will create/retain a higher level of employment, economic activity and stability; and

**WHEREAS**, the City finds that it is in the best interest of the City to nominate Mary Kay Inc., as an enterprise project pursuant to the Act.

**NOW, THEREFORE,**

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

**Section 1.** That the recitals above are true and correct.

May 28, 2014

**Section 2.** That the City finds that Mary Kay Inc., is a qualified business and meets the criteria for designation as an Enterprise Project under Chapter 2303, Subchapter F of the Enterprise Zone Act on the following grounds:

- A. Mary Kay Inc., is a "qualified business" under Section 2303.402 of the Act since it will be engaged in the active conduct of a trade or business at a qualified business site within the governing body's jurisdiction located outside of an enterprise zone and at least thirty-five percent (35.0%) of the business' new employees will be residents of an enterprise zone or economically disadvantaged individuals; and
- B. There has been and will continue to be a high level of cooperation between public, private, and neighborhood entities within the area; and
- C. The designation of Mary Kay Inc., as an enterprise project will contribute significantly to the achievement of the plans of the City for development and revitalization of the area.

**Section 3.** That the City finds that Mary Kay Inc., meets the criteria for incentives adopted by the City and nominates Mary Kay Inc., for Enterprise Zone project status on the grounds that it will create or retain a higher level of employment and create economic activity and stability.

**Section 4.** That the designation of Mary Kay Inc., will contribute significantly to the achievement of the plans of the City for development and revitalization.

**Section 5.** That the City finds that it is in the best interest of the City to nominate Mary Kay Inc. as an Enterprise Project pursuant to the Act, and hereby authorizes the Assistant Director, Office of Economic Development to prepare and submit an application to the Office of the Governor, Economic Development and Tourism through the Economic Development Bank for designation of Mary Kay Inc., as an enterprise project.

**Section 6.** That the enterprise project shall take effect on the date of designation of the Enterprise Project by the Office of the Governor, Economic Development and Tourism through the Economic Development Bank and terminate 5 years after date of designation.

**Section 7.** 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.

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

**AGENDA DATE:** May 28, 2014

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

**DEPARTMENT:** Human Resources

**CMO:** A. C. Gonzalez, 670-3302

**MAPSCO:** N/A

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**SUBJECT**

A resolution authorizing the reappointment of Rosa A. Rios as City Secretary for the City of Dallas for a further two-year term beginning on May 28, 2014 - Not to exceed \$125,000 per year - Financing: Current Funds

**BACKGROUND**

On March 7, 2012, Dallas City Council appointed Rosa A. Rios to be City Secretary for the City of Dallas for a two-year term beginning on March 7, 2012, with an annual base salary at the rate of \$114,000.00 per year.

Effective May 30, 2012, pursuant to Council action mid-year pay increases occurred resulting in an increase in the annual base salary to \$117,641.16.

Effective October 1, 2012, pursuant to Council action, pay restoration of previous salary reduction for full-time civilian employees occurred resulting in an increase in the annual base salary to \$119,511.66 .

**PRIOR ACTION/REVIEW (Council, Boards, Commissions)**

Council passed Resolution No. 12-0708 appointing Rosa A. Rios to be City Secretary for the City of Dallas for a two-year term beginning on March 7, 2012, with an annual base salary at the rate of \$114,000.00 per year.

Pursuant to Council action mid-year pay increase effective May 30, 2012 occurred resulting in an increase in the annual base salary for Rosa A. Rios, City Secretary, to \$117,641.16.

Pursuant to Council action, a pay restoration of previous salary reduction for full-time civilian employees occurred resulting in an increase effective October 1, 2012 in the annual base salary for Rosa A. Rios, City Secretary, to \$119,511.66.

On May 14, 2014, the City Council discussed the City Secretary's performance review.

**FISCAL INFORMATION**

\$125,000.00 - Current Funds

May 28, 2014

**WHEREAS**, on July 6, 2011, Rosa A. Rios was appointed as acting City Secretary for the City of Dallas by Resolution No. 11-1905; and

**WHEREAS**, on March 7, 2012, Council passed Resolution No. 12-0708 appointing Rosa A. Rios to be City Secretary for the City of Dallas for a two-year term beginning on March 7, 2012, with an annual base salary at the rate of \$114,000.00 per year; and

**WHEREAS**, pursuant to Council action a mid-year pay increase effective May 30, 2012 occurred resulting in an increase in the annual base salary for Rosa A. Rios, City Secretary, to \$117,641.16; and

**WHEREAS**, pursuant to Council action, a pay restoration of previous salary reduction for full-time civilian employees occurred resulting in an increase effective October 1, 2012 in the annual base salary for Rosa A. Rios, City Secretary, to \$119,511.66; and

**WHEREAS**, the City Council wishes to reappoint Rosa A. Rios as City Secretary for the City of Dallas for an additional two-year term beginning on May 28, 2014 and increase the annual salary to \$125,000.00.

**Now, Therefore,**

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

**Section 1.** That Rosa A. Rios is hereby reappointed City Secretary for the City of Dallas for a two-year term beginning on May 28, 2014, and shall be paid an annual base salary at the rate of \$125,000.00 per year.

**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.



**ADDENDUM ITEM # 4**

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

**AGENDA DATE:** May 28, 2014

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

**DEPARTMENT:** Human Resources

**CMO:** A. C. Gonzalez, 670-3302

**MAPSCO:** N/A

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**SUBJECT**

Authorize an increase in the annual base salary of City Auditor Craig Daniel Kinton, CPA in the amount of \$7,532, from \$188,283 to \$195,815 plus the associated pension contribution in the amount of \$975 and Medicare in the amount of \$109 for a total additional cost of \$8,616, effective May 28, 2014 - Financing: Current Funds

**BACKGROUND**

The Dallas City Charter creates the Office of the City Auditor, establishing a two-year term of office until a successor is chosen and qualified. The Charter stipulates that the City Auditor shall be appointed by the City Council after being nominated in accordance with a nomination procedure established by ordinance.

The nominating procedure ordinance is codified in the Dallas City Code, Section 2-17.2 - Selection of City Auditor; Nominating Commission. The ordinance stipulates that the City Council appoint a nominating commission before the end of each term of the City Auditor. The ordinance further stipulates that the Budget, Finance & Audit Committee may act as a nominating commission to nominate the incumbent City Auditor for reappointment by the full City Council.

The position of City Auditor became vacant effective October 14, 2004. City Council appointed members to the City Auditor Nominating Commission who met in accordance with Chapter IX, Section 1 of the City Charter and Section 2-17.2 of the Dallas City Code for the purpose of nominating a candidate for the Office of City Auditor. The City Auditor Nominating Commission nominated Craig Daniel Kinton, CPA for the position of City Auditor on June 7, 2006.

On June 14, 2006, by Resolution No. 06-1626, the City Council appointed Craig Daniel Kinton, CPA as City Auditor for the City of Dallas for a two-year term and established his annual base salary of \$160,000.

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

On August 24, 2005, by Resolution No. 05-2503, authorized appointment of the City Auditor Nominating Commission.

On May 27, 2006, City Auditor Nominating Commission nominated Craig Daniel Kinton, CPA for appointment as City Auditor for the City of Dallas.

On June 7, 2006, the nomination of Craig Daniel Kinton, CPA as City Auditor for the City of Dallas briefed to the City Council in Closed Session.

On June 14, 2006, by Resolution No. 06-1626, City Council authorized the appointment of Craig Daniel Kinton, CPA as the City Auditor for a two-year term effective September 6, 2006, and expiring on September 5, 2008 and established his base salary at \$160,000.

On November 5, 2007, City Council conducted its annual performance review of City Auditor Craig Daniel Kinton, CPA and recommended a 7.5 percent pay increase of \$12,000 in his annual base salary from \$160,000 to \$172,000.

On November 28, 2007, by Resolution No. 07-3498, the City Council approved the increase to the City Auditor's annual base salary from \$160,000 to \$172,000.

On August 12, 2008, City Auditor nominating process briefed to the Budget, Finance & Accountability Committee. Motion made by Councilmember Jerry Allen that the Budget, Finance & Accountability Committee serve as the nominating commission for the purpose of nominating the incumbent City Auditor Craig Daniel Kinton, CPA for reappointment by the full City Council to a two-year term to commence beginning September 6, 2008. The motion was passed unanimously.

On August 27, 2008, by Resolution No. 08-229, City Council authorized the reappointment of Craig Daniel Kinton, CPA as the City Auditor for a two-year term effective September 6, 2008 with his annual base salary to remain at \$172,000.

On November 10, 2008, by Resolution No. 08-3135, City Council conducted its annual performance review of City Auditor Craig Daniel Kinton, CPA and recommended and implemented a four percent increase of \$6,880 in his annual base salary from \$172,000 to \$178,880.

On August 10, 2010, City Auditor nominating process briefed to the Budget, Finance & Accountability Committee. Motion made by Councilmember Ann Margolin that the Budget, Finance & Accountability Committee serve as the nominating commission for the purpose of nominating the incumbent City Auditor Craig Daniel Kinton, CPA for reappointment by the full City Council to a two-year term to commence beginning September 6, 2010. The motion was passed unanimously.



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

On August 25, 2010, by Resolution No. 10-2115, City Council authorized the reappointment of Craig Daniel Kinton, CPA as the City Auditor for a two-year term effective September 6, 2010 with his annual base salary to remain at \$178,880.

On September 22, 2010, by Resolution No. 10-2461, City Council authorized salary reductions for all employees and implementation of mandatory city leave of 64 hours for full-time civilian employees resulting in a 6.08% decrease of \$10,875.90 in the annual base salary for City Auditor Craig Daniel Kinton, CPA from \$178,880 to \$168,004.10.

On September 28, 2011, by Resolution No. 11-2618, City Council authorized a reduction in mandatory city leave of 32 hours for civilian employees resulting in a 1.5625% increase of \$2,625.90 in the annual base salary for City Auditor Craig Daniel Kinton, CPA from \$168,004.10 to \$170,630.

On May 9, 2012, by Resolution No. 12-1294, City Council authorized the partial restoration of previous salary reductions for full-time civilian employees resulting in a 3.194% increase effective May 30, 2012 of \$8,970 in the annual base salary for City Auditor Craig Daniel Kinton, CPA from \$170,630 to \$179,600.

On June 4 2012, City Auditor nominating process briefed to the Budget, Finance & Accountability Committee. Motion made by Councilmember Tennell Atkins that the Budget, Finance & Accountability Committee serve as the nominating commission for the purpose of nominating the incumbent City Auditor Craig Daniel Kinton, CPA for reappointment by the full City Council to a two-year term to commence beginning September 6, 2012. The motion was passed unanimously.

On June 13, 2012, by Resolution No. 12-1561, City Council recommended and implemented a 5.257 percent increase effective May 29, 2012 in the annual base salary of City Auditor Craig Daniel Kinton, CPA in the amount of \$5,736.42 from \$179,600 to \$185,336.42.

On August 22, 2012, by Resolution No. 12-2084, City Council authorized the reappointment of Craig Daniel Kinton, CPA as the City Auditor for a two-year term effective September 6, 2012 with his annual base salary to remain at \$185,336.42.

On September 19, 2012, by Resolution No. 12-2332, City Council authorized elimination of the mandatory city leave of 32 hours for civilian employees resulting in a 1.59% increase of \$2,946.85 in the annual base salary for City Auditor Craig Daniel Kinton, CPA from \$185,336.42 to \$188,283.27.

On May 14, 2014, the City Council discussed the City Auditor's performance review.

**FISCAL INFORMATION**

Current Funds - \$8,615.08

May 28, 2014

**WHEREAS**, on August 24, 2005, by Resolution No. 05-2503, the City Council appointed the City Auditor Nominating Commission for the purpose of nominating one or more candidates for City Auditor in accordance with Section 2-17.2 of the Dallas City Code; and

**WHEREAS**, on May 27, 2006, the City Auditor Nominating Commission nominated Craig Daniel Kinton, CPA for appointment as City Auditor for the City of Dallas; and

**WHEREAS**, on June 14, 2006, by Resolution No. 06-1626, the City Council appointed Craig Daniel Kinton, CPA as City Auditor for the City of Dallas for a two-year term effective September 6, 2006 and established his annual base salary of \$160,000; and

**WHEREAS**, on November 5, 2007, the City Council conducted its annual performance review of City Auditor Craig Daniel Kinton, CPA and recommended a 7.5 percent increase of \$12,000 in his annual base pay from \$160,000 to \$172,000; and

**WHEREAS**, on November 28, 2007, by Resolution No. 07-3498, the City Council approved the increase to the City Auditor's annual base salary to \$172,000; and

**WHEREAS**, on August 12, 2008, the City Council's Budget, Finance & Accountability Committee unanimously voted to serve as the nominating commission for the purpose of nominating the incumbent City Auditor, Craig Daniel Kinton, CPA for reappointment by the full City Council to a two-year term to commence beginning September 6, 2008; and

**WHEREAS**, on August 27, 2008, by Resolution No. 08-2299, the City Council reappointed Craig Daniel Kinton, CPA as City Auditor for the City of Dallas for a two-year term, effective September 6, 2008, with his annual base salary to remain at \$172,000; and

**WHEREAS**, on November 10, 2008, the City Council conducted its annual performance review of City Auditor Craig Daniel Kinton, CPA and recommended and implemented a four percent increase of \$6,880 in his annual base salary from \$172,000 to \$178,880; and

**WHEREAS**, on August 10, 2010, the City Council's Budget, Finance & Accountability Committee unanimously voted to serve as the nominating commission for the purpose of nominating the incumbent City Auditor Craig Daniel Kinton, CPA for reappointment by the full City Council to a two-year term to commence beginning September 6, 2010; and

**WHEREAS**, on August 25, 2010, by Resolution No. 10-2115, City Council authorized the reappointment of Craig Daniel Kinton, CPA as the City Auditor for a two-year term effective September 6, 2010 with his annual base salary to remain at \$178,800; and

May 28, 2014

**WHEREAS**, on September 22, 2010, by Resolution No. 10-2461, City Council authorized salary reductions for all employees and the implementation of mandatory city leave of 64 hours for full-time civilian employees resulting in a 6.08% decrease of \$10,875.90 in the annual base salary for City Auditor Craig Daniel Kinton, CPA from \$178,880 to \$168,004.10; and

**WHEREAS**, on September 28, 2011, by Resolution No. 11-2618, City Council authorized a reduction in mandatory city leave of 32 hours for civilian employees resulting in a 1.5625% increase of \$2,625.90 in the annual base salary for City Auditor Craig Daniel Kinton, CPA effective October 1, 2012 from \$168,004.10 to \$170,630; and

**WHEREAS**, on May 9, 2012, by Resolution No. 12-1294, City Council authorized the partial restoration of previous salary reductions for full-time civilian employees resulting in a 3.194% increase of \$8,970 in the annual base salary for City Auditor Craig Daniel Kinton, CPA effective May 30, 2012 from \$170,630 to \$179,600; and

**WHEREAS**, on June 4, 2012, the City Council's Budget, Finance & Accountability Committee unanimously voted to serve as the nominating commission for the purpose of nominating the incumbent City Auditor Craig Daniel Kinton, CPA for reappointment by the full City Council to a two-year term to commence beginning September 6, 2012; and

**WHEREAS**, on June 13, 2012, by Resolution No. 12-1561, City Council recommended and implemented a 5.257 percent increase effective May 29, 2012 in the annual base salary of City Auditor Craig Daniel Kinton, CPA in the amount of \$5,736.42 from \$179,600 to 185,336.42; and

**WHEREAS**, on August 22, 2012, by Resolution No. 12-2084, City Council authorized the reappointment of Craig Daniel Kinton, CPA as the City Auditor for a two-year term effective September 6, 2010 with his annual base salary to remain at \$185,336.42; and

**WHEREAS**, on September 19, 2012, by Resolution No. 12-2332, City Council authorized elimination of the mandatory city leave of 32 hours for civilian employees resulting in a 1.59% increase of \$2,946.85 in the annual base salary for City Auditor Craig Daniel Kinton, CPA from \$185,336.42 to \$188,283.27.

**NOW, THEREFORE,**

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

**Section 1.** That the City Auditor Craig Daniel Kinton, CPA receive an increase of \$7,531.33 in his annual base salary, from \$188,283.27 to \$195,814.60, effective May 28, 2014, plus the associated pension contribution in the amount of \$974.55, and Medicare in the amount of \$109.20, for a total additional cost of \$8,615.08.

May 28, 2014

**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.



**ADDENDUM ITEM # 5**

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

**AGENDA DATE:** May 28, 2014

**COUNCIL DISTRICT(S):** All

**DEPARTMENT:** Office of Management Services  
Intergovernmental Services  
City Attorney's Office

**CMO:** Jeanne Chipperfield, 670-7804  
Warren M.S. Ernst, 670-3491

**MAPSCO:** N/A

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**SUBJECT**

Discussion, Deliberation and Possible Straw Votes Regarding Proposed Amendments to the Dallas City Charter

**BACKGROUND**

The Dallas City Charter requires that the Charter be reviewed every 10 years. On January 15, 2014, the Dallas City Council passed a resolution creating the Charter Review Commission and appointing 16 commissioners.

The Charter Review Commission held its first meeting on January 31, 2014 and held work sessions and community meetings until May 6, 2014 to create a list of recommended Charter amendments. On May 21, 2014, the Commission's recommended amendments were briefed to the City Council.

The Charter Review Commission is an advisory body to the Dallas City Council. The City Council can accept, deny or amend any of the Commission's recommendations, or develop its own list of recommended Charter amendments and pass an ordinance calling for a special election so that those items can be submitted to the qualified voters.

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

On January 15, 2014, the City Council approved the resolution creating the Charter Review Commission by Resolution No. 14-0157.

On May 6, 2014, the Charter Review Commission approved the final list of recommended Charter amendments.

On May 21, 2014, the City Council was briefed.

**FISCAL INFORMATION**

No cost consideration to the City.