

Memorandum



CITY OF DALLAS

DATE May 12, 2017

TO Honorable Mayor and Members of the City Council

SUBJECT FY 2016-17 Financial Forecast Report

Please find attached the Financial Forecast Report based on information through March 2017. This report covers six months of this fiscal year.

We forecast General Fund revenues will exceed expenses at the end of the fiscal year by \$15.9 million. Based on current forecasts, revenues will be \$8.1 million above budget and expenses will be \$7.8 million below budget. Details related to budget variances may be found at the end of the report.

On Monday, May 15, 2017, the Office of Financial Services will brief the Budget, Finance, & Audit Committee on this report.

We will continue to closely monitor revenues and expenditures and keep you informed.

A handwritten signature in blue ink that reads "M. Elizabeth Reich".

M. Elizabeth Reich
Chief Financial Officer

c: T.C. Broadnax, City Manager
Larry Casto, City Attorney
Craig D. Kinton, City Auditor
Rosa A. Rios, City Secretary
Daniel F. Solis, Administrative Judge
Kimberly Bizer Tolbert, Chief of Staff to the City Manager
Majed A. Al-Ghafry, Assistant City Manager
Raquel Favela, Chief of Economic Development & Neighborhood Services
Jo M. (Jody) Puckett, P.E., Assistant City Manager (Interim)
Eric D. Campbell, Assistant City Manager
Jill A. Jordan, P.E., Assistant City Manager
Joey Zapata, Assistant City Manager
Cheritta Johnson, Chief of Community Services (Interim)
Theresa O'Donnell, Chief of Resilience
Directors and Assistant Directors



FY 2016-17

Financial Forecast Report

Information as of March 31, 2017



GENERAL FUND

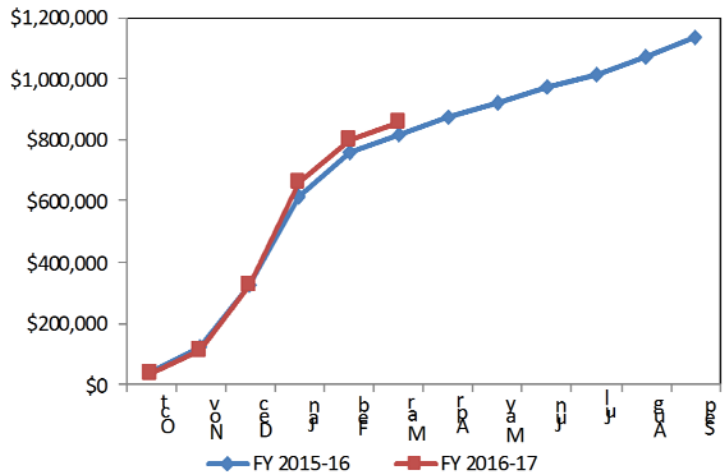
As of March 31, 2017
(000s)

ITEM	AMENDED BUDGET¹	YEAR TO DATE	YEAR-END FORECAST	BUDGET VS FORECAST VARIANCE
Revenues	\$1,230,598	\$857,118	\$1,238,683	\$8,085
Expenditures	1,230,598	541,282	1,222,798	(7,800)
Net Excess of Revenues Over Expenditures/Transfers	\$0	\$315,835	\$15,885	\$15,885

GENERAL FUND REVENUES

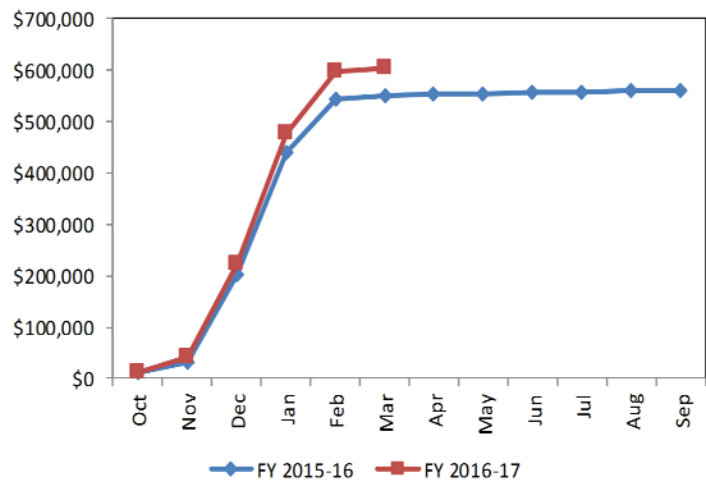
ALL SOURCES

	FY 2015-16	FY 2016-17	Variance
Oct	\$41,660	\$36,761	(\$4,898)
Nov	77,665	75,718	(1,947)
Dec	203,876	210,273	6,397
Jan	288,996	336,924	47,928
Feb	147,975	139,749	(8,226)
Mar	53,193	57,692	4,499
Apr	58,776		
May	49,762		
Jun	47,660		
Jul	45,379		
Aug	56,960		
Sep	62,480		
Total	\$1,134,380	\$857,118	\$43,753



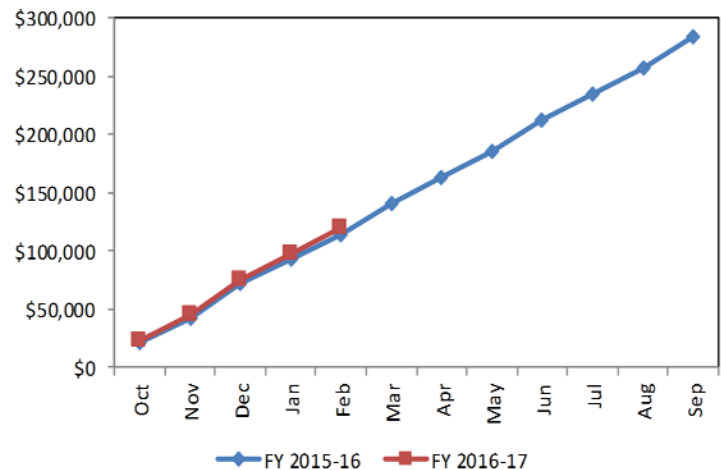
PROPERTY TAX

	FY 2015-16	FY 2016-17	Variance
Oct	\$11,487	\$12,787	\$1,300
Nov	20,589	29,060	8,471
Dec	169,848	181,782	11,934
Jan	237,273	252,156	14,883
Feb	104,025	120,141	16,116
Mar	7,675	7,304	(371)
Apr	2,364		
May	1,593		
Jun	2,523		
Jul	858		
Aug	852		
Sep	891		
Total	\$559,978	\$603,229	\$52,332



SALES TAX

	FY 2015-16	FY 2016-17	Variance
Oct	\$21,769	\$23,256	\$1,487
Nov	20,524	22,167	1,643
Dec	30,137	30,146	9
Jan	21,258	21,810	552
Feb	20,418	21,899	1,480
Mar	27,482		
Apr	22,265		
May	22,311		
Jun	26,609		
Jul	21,921		
Aug	22,670		
Sep	26,554		
Total	\$283,918	\$119,278	\$5,172



GENERAL FUND REVENUES

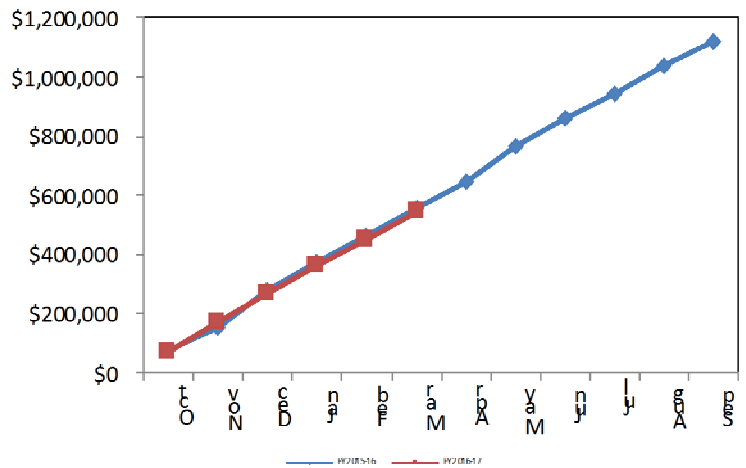
As of March 31, 2017
(000s)

	AMENDED BUDGET¹	REVENUES YEAR TO DATE	YEAR-END FORECAST	BUDGET VS FORECAST VARIANCE
TAXES				
Ad Valorem Tax ²	\$610,219	\$603,229	\$611,900	\$1,681
Sales Tax ³	292,189	119,278	294,146	1,957
TOTAL TAXES	902,408	722,507	906,046	3,638
FRANCHISE REVENUES				
Oncor Electric ⁴	51,078	28,417	52,108	1,030
AT&T	9,594	5,198	9,594	0
Atmos Energy ⁵	17,157	6,422	16,157	(1,000)
Time Warner Cable	6,210	3,304	6,210	0
Other	29,737	13,785	30,373	636
TOTAL FRANCHISE REVENUES	113,775	57,126	114,441	667
LICENSES AND PERMITS	4,891	3,175	4,891	0
INTEREST EARNED⁶	1,316	1,866	2,783	1,467
INTERGOVERNMENTAL⁷	8,501	738	9,118	618
FINES AND FORFEITURES				
Municipal Court ⁸	18,701	9,125	17,075	(1,626)
Vehicle Towing & Storage ⁹	7,146	3,816	7,640	494
Parking Fines	5,022	1,824	5,022	0
Red Light Camera Fines	7,460	0	7,460	0
Public Library ¹⁰	431	90	275	(156)
TOTAL FINES	38,760	14,855	37,472	(1,288)
CHARGES FOR SERVICE				
Parks	10,522	4,530	10,755	233
Emergency Ambulance ¹¹	32,091	9,552	40,332	8,241
Security Alarm	4,380	2,041	4,295	(85)
Street Lighting	648	336	648	0
Vital Statistics	1,600	878	1,616	16
Other ¹²	28,311	11,608	23,042	(5,269)
TOTAL CHARGES	77,552	28,946	80,688	3,136
INTERFUND REVENUE	75,782	24,056	75,549	(232)
MISCELLANEOUS	7,616	3,850	7,694	79
TOTAL REVENUES	\$1,230,598	\$857,118	\$1,238,683	\$8,085

GENERAL FUND EXPENDITURES

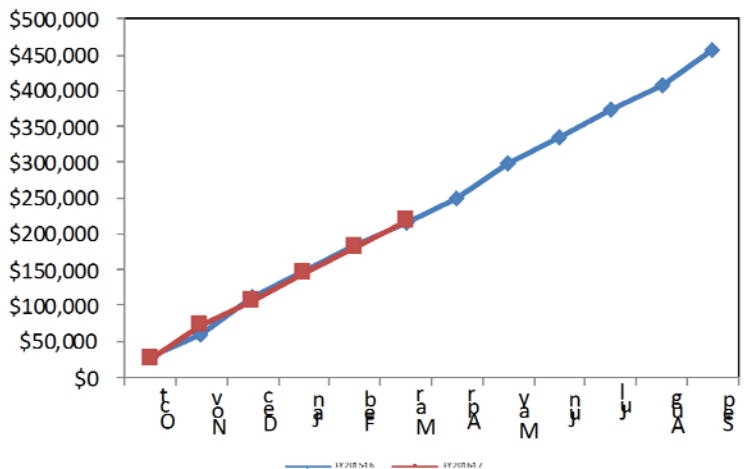
ALL EXPENSES

	FY 2015-16	FY 2016-17	Variance
Oct	\$75,601	\$71,583	(\$4,018)
Nov	78,065	97,700	19,635
Dec	124,594	98,282	(26,312)
Jan	97,321	94,625	(2,696)
Feb	84,683	87,016	2,333
Mar	95,576	92,076	(3,500)
Apr	86,104		
May	126,118		
Jun	90,989		
Jul	82,900		
Aug	93,679		
Sep	85,148		
Total	\$1,120,778	\$541,282	(\$14,558)



POLICE

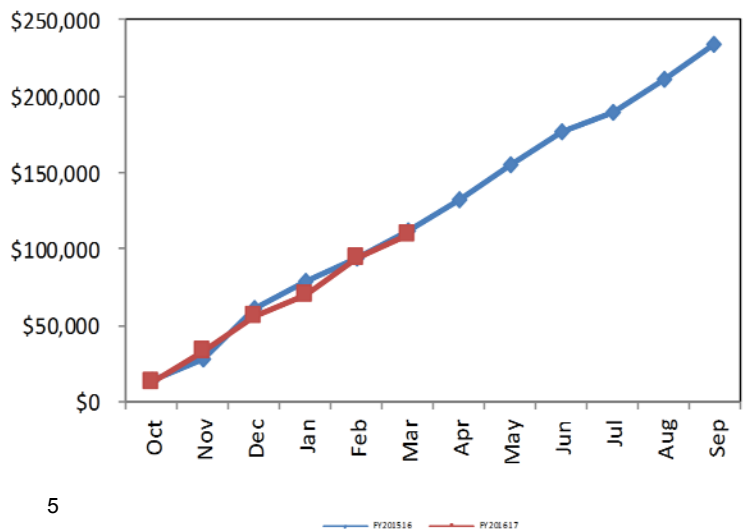
	FY 2015-16	FY 2016-17	Variance
Oct	\$28,488	\$25,289	(\$3,199)
Nov	31,370	46,089	14,719
Dec	52,490	35,634	(16,856)
Jan	35,550	37,304	1,754
Feb	37,126	36,295	(831)
Mar	30,058	37,745	7,687
Apr	34,931		
May	48,649		
Jun	37,058		
Jul	38,075		
Aug	32,689		
Sep	49,363		



Total	\$455,847	\$218,357	\$3,275
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FIRE

	FY 2015-16	FY 2016-17	Variance
Oct	\$13,994	\$12,198	(\$1,796)
Nov	14,184	20,784	6,600
Dec	32,389	23,355	(9,034)
Jan	17,547	13,952	(3,595)
Feb	16,128	23,830	7,702
Mar	18,076	15,740	(2,336)
Apr	19,295		
May	23,154		
Jun	21,372		
Jul	13,779		
Aug	21,006		
Sep	23,230		



Total	\$234,154	\$109,859	(\$2,459)
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GENERAL FUND EXPENDITURES

As of March 31, 2017
(000s)

DEPARTMENT	AMENDED BUDGET ¹	EXPENDITURES YEAR TO DATE	YEAR-END FORECAST	BUDGET VS FORECAST VARIANCE
Building Services	\$25,312	\$13,091	\$25,312	\$0
Business Dev/Procurement Svcs	3,041	1,406	3,037	(3)
City Attorney's Office	16,762	7,717	16,762	0
City Auditor's Office	3,194	1,340	3,071	(123)
City Controller's Office	5,441	2,369	5,393	(48)
City Manager's Office	2,310	1,542	2,310	0
City Secretary's Office	2,029	881	2,029	(0)
Civil Service	2,887	1,127	2,893	6
Code Compliance	42,386	20,497	42,386	0
Court Services	11,976	5,823	11,973	(2)
Elections ¹³	1,401	864	1,902	502
Fire ¹⁴	254,603	109,859	253,939	(664)
Housing	14,403	9,134	14,403	(0)
Human Resources	5,220	2,432	5,132	(88)
Independent Audit	865	-	865	0
Jail Contract - Lew Sterret	7,813	3,255	7,813	0
Judiciary	3,296	1,663	3,264	(31)
Library	29,984	14,122	29,984	0
Management Services	10,235	4,933	10,035	(200)
Mayor and Council	4,465	2,125	4,524	58
Mobility and Street Services	84,577	45,179	84,546	(31)
Mobility and Street Services-Street Lighting	16,956	7,974	16,945	(11)
Non-Departmental ¹⁵	70,412	3,360	66,101	(4,312)
Office of Cultural Affairs	19,605	12,968	19,605	0
Office of Economic Development	2,575	2,110	2,575	0
Office of Financial Services	2,957	1,175	2,957	0
Park and Recreation	94,673	43,198	94,673	0
Planning & Urban Design	3,029	1,167	3,054	26
Police ¹⁶	478,004	218,357	475,146	(2,858)
Sustainable Dev/Construction	1,386	1,287	1,367	(19)
Trinity Watershed Management	1,318	328	1,318	0
RESERVES AND TRANSFERS				
Contingency Reserve	1,650	0	1,650	0
Liability/Claim Fund	4,283	0	4,283	0
Salary & Benefit Reserve ¹⁷	1,554	0	1,554	0
TOTAL EXPENDITURES	\$1,230,598	\$541,282	\$1,222,798	(\$7,800)

PROPRIETARY FUNDS

As of March 31, 2017

(000s)

DEPARTMENT	BUDGET	YEAR TO DATE	YEAR-END FORECAST	BUDGET VS FORECAST VARIANCE
AVIATION				
BEGINNING FUND BALANCE	\$9,907	\$ -	\$9,907	\$ -
REVENUES:				
Parking	27,143	12,367	26,352	(791)
Terminal Concessions	25,416	11,137	25,403	(12)
Landing Fees	17,784	9,156	17,784	(0)
Rental on Airport - Terminal	14,789	6,844	14,789	0
Rental on Airport - Field	8,586	3,859	8,586	(0)
Fuel Flow Fees	1,225	548	1,225	(0)
All Remaining Revenues	3,230	2,719	4,725	1,495
TOTAL REVENUES	98,174	46,630	98,865	692
TOTAL EXPENDITURES	99,188	29,244	99,177	(11)
ENDING FUND BALANCE	\$8,893	\$ -	\$9,596	\$703
CONVENTION AND EVENT SERVICES				
BEGINNING FUND BALANCE	\$29,150	\$ -	\$29,150	\$ -
REVENUES:				
Hotel Occupancy Tax	58,856	19,391	58,532	(325)
Alcoholic Beverage Tax	12,445	3,140	12,528	82
Operating Revenues	25,002	14,195	27,765	2,763
Office of Special Events	100	59	106	7
TOTAL REVENUES¹⁸	96,403	36,786	98,931	2,528
TOTAL EXPENDITURES¹⁸	96,403	37,896	98,931	2,528
ENDING FUND BALANCE	\$29,150	\$ -	\$29,150	\$0

PROPRIETARY FUNDS

As of March 31, 2017
(000s)

DEPARTMENT	BUDGET	YEAR TO DATE	YEAR-END FORECAST	BUDGET VS FORECAST VARIANCE
SUSTAINABLE DEVELOPMENT AND CONSTRUCTION				
BEGINNING FUND BALANCE	\$36,856	\$ -	\$36,856	\$ -
REVENUES:				
Building Permits	19,240	11,170	19,603	363
Certificate of Occupancy	1,412	586	1,412	0
Plan Review	3,749	2,351	3,870	121
Registration/License	1,028	576	1,028	0
Special Plats	887	553	887	0
Private Development	1,010	726	1,156	146
Zoning	1,184	581	1,184	0
Interest Earnings	117	238	155	38
All Remaining Revenues	1,477	927	1,477	0
TOTAL REVENUES	30,103	17,708	30,772	668
TOTAL EXPENDITURES¹⁹	36,090	13,036	32,343	(3,747)
ENDING FUND BALANCE	\$30,869	\$ -	\$35,285	\$4,416
MUNICIPAL RADIO				
BEGINNING FUND BALANCE	\$1,288	\$ -	\$1,288	\$ -
REVENUES:				
Local and National Sales	1,980	875	2,000	20
All Remaining Revenues	75	4	15	(60)
TOTAL REVENUES	2,055	879	2,015	(40)
TOTAL EXPENDITURES	2,032	964	1,948	(85)
ENDING FUND BALANCE	\$1,310	\$ -	\$1,355	\$44

PROPRIETARY FUNDS

As of March 31, 2017
(000s)

DEPARTMENT	BUDGET	YEAR TO DATE	YEAR-END FORECAST	BUDGET VS FORECAST VARIANCE
WATER UTILITIES				
BEGINNING FUND BALANCE	\$87,038	\$ -	\$87,038	\$ -
REVENUES:				
Treated Water - Retail	294,427	130,695	293,119	(1,308)
Treated Water - Wholesale	84,700	40,497	83,761	(939)
Wastewater - Retail	236,075	110,844	230,959	(5,116)
Wastewater - Wholesale	10,554	4,911	10,074	(479)
All Remaining Revenues	31,708	15,088	31,695	(13)
TOTAL REVENUES	657,465	302,034	649,609	(7,856)
TOTAL EXPENDITURES	657,465	252,098	649,609	(7,856)
ENDING FUND BALANCE	\$87,038	\$ -	\$87,038	\$0
COMMUNICATION & INFORMATION SERVICES				
BEGINNING FUND BALANCE	\$11,178	\$ -	\$11,178	\$ -
REVENUES:				
Interdepartmental Charges	58,330	18,906	58,330	0
Telephones Leased	7,723	1,519	7,723	0
Circuits	1,449	0	1,449	0
Desktop Services	0	2	2	2
Interest	150	79	159	20
Equipment Rental	5,002	141	5,002	0
Miscellaneous	171	64	171	1
TOTAL REVENUES	72,825	20,711	72,836	11
TOTAL EXPENDITURES	74,838	40,353	73,371	(1,467)
ENDING FUND BALANCE	\$9,165	\$ -	\$10,642	\$1,478

PROPRIETARY FUNDS

As of March 31, 2017

(000s)

DEPARTMENT	BUDGET	YEAR TO DATE	YEAR-END FORECAST	BUDGET VS FORECAST VARIANCE
EQUIPMENT SERVICES				
BEGINNING FUND BALANCE	\$4,450	\$ -	\$4,450	\$ -
REVENUES:				
Rental/Wreck	33,541	14,874	34,657	1,116
Fuel	16,482	5,885	16,482	0
Auto Auction/Non-Taxable	418	267	418	0
Miscellaneous Revenue	391	444	855	464
Interest and Other	5	0	0	(5)
TOTAL REVENUES	50,837	21,470	52,411	1,574
TOTAL EXPENDITURES	50,837	21,995	51,553	716
ENDING FUND BALANCE	\$4,450	\$ -	\$5,308	\$858
 EXPRESS BUSINESS CENTER				
BEGINNING FUND BALANCE	\$1,631	\$ -	\$1,631	\$ -
REVENUES:				
Postage Sales	2,703	1,157	2,703	0
All Other Revenues	1,278	846	1,278	0
TOTAL REVENUES	3,981	2,003	3,981	0
TOTAL EXPENDITURES	3,780	1,724	3,779	(1)
ENDING FUND BALANCE	\$1,833	\$ -	\$1,834	\$1

PROPRIETARY FUNDS

As of March 31, 2017
(000s)

DEPARTMENT	BUDGET	YEAR TO DATE	YEAR-END FORECAST	BUDGET VS FORECAST VARIANCE
SANITATION SERVICES				
BEGINNING FUND BALANCE	\$14,681	\$ -	\$14,681	\$ -
REVENUES:				
Residential Collection	72,502	38,209	73,968	1,465
Cost Plus Bulk/Brush	122	61	126	5
Sale of Recyclables	695	695	1,026	331
City Facility Collection	737	382	764	28
Landfill Revenue	21,890	14,687	26,654	4,764
TOTAL REVENUES²⁰	95,946	54,034	102,538	6,592
TOTAL EXPENDITURES²⁰	95,946	41,073	97,941	1,995
ENDING FUND BALANCE	\$14,681	\$ -	\$19,279	\$4,598

OTHER FUNDS

As of March 31, 2017
(000s)

DEPARTMENT	BUDGET	YEAR TO DATE	YEAR-END FORECAST	BUDGET VS FORECAST VARIANCE
9-1-1 SYSTEM OPERATIONS				
BEGINNING FUND BALANCE	\$5,494	\$ -	\$5,494	\$ -
REVENUES:				
9-1-1 Service Receipts - Wireless	6,374	2,926	6,332	(42)
9-1-1 Service Receipts - Wireline	6,450	3,099	6,281	(169)
Interest and Other	48	53	109	60
TOTAL REVENUES	12,873	6,078	12,722	(151)
TOTAL EXPENDITURES	16,389	2,181	16,357	(31)
ENDING FUND BALANCE	\$1,978	\$ -	\$1,859	(\$120)
 STORM DRAINAGE MANAGEMENT				
BEGINNING FUND BALANCE	\$6,754	\$ -	\$6,754	\$ -
REVENUES:				
Storm Water Fees	50,856	24,404	50,856	-
Interest and Other	81	76	81	0
TOTAL REVENUES	50,937	24,481	50,937	0
TOTAL EXPENDITURES	53,008	15,590	52,989	(18)
ENDING FUND BALANCE	\$4,683	\$ -	\$4,701	\$18

OTHER FUNDS

As of March 31, 2017
(000s)

DEPARTMENT	BUDGET	YEAR TO DATE	YEAR-END FORECAST	BUDGET VS FORECAST VARIANCE
EMPLOYEE BENEFITS				
BENEFITS ADMINISTRATION				
TOTAL EXPENDITURES	\$998	\$352	\$998	\$0
WELLNESS PROGRAM				
TOTAL EXPENDITURES	\$349	\$76	\$281	(\$69)
RISK MANAGEMENT				
TOTAL EXPENDITURES	\$2,630	\$1,410	\$2,641	\$11
LIABILITY/CLAIMS FUND				
Beginning Balance October 1, 2016				\$3,158
Budgeted Revenue				9,453
FY 2016-17 Available Funds				12,611
Paid October 2016				(596)
Paid November 2016				(315)
Paid January 2017				(422)
Paid February 2017				(343)
Paid March 2017				(424)
Balance as of March 31, 2017				10,511

DEBT SERVICE FUND

As of March 31, 2017
(000s)

DEPARTMENT	BUDGET	YEAR TO DATE	YEAR-END FORECAST	BUDGET VS FORECAST VARIANCE
DEBT SERVICE FUND				
BEGINNING FUND BALANCE	\$10,235	\$ -	\$10,235	\$ -
REVENUES:				
Ad Valorem	242,487	239,638	243,113	625
Interest/Transfers/Other	19,799	665	19,799	0
TOTAL REVENUES	262,287	240,303	262,912	625
TOTAL EXPENDITURES	261,865	209,698	261,865	0
ENDING FUND BALANCE	\$10,657	\$ -	\$11,282	\$625

NOTES

(Dollars in 000s)

1. The General Fund budget was amended/increased based on Council's approved use of contingency reserve funds:
 - Increased by \$500 on February 22, 2017 by CR# 17-0438 for additional legal services necessary to continue representing four Dallas City Councilmembers with regard to the Dallas Police and Fire Pension System; and
 - Increased by \$759 on March 22, 2017 by CR# 17-0483 for actuarial services related to the Dallas Police and Fire Pension System.
2. Ad Valorem tax revenues are forecast to be \$1,681 over budget based on current year property tax receipts trending above average.
3. Sales tax revenues are forecast to be \$1,957 over budget based on current sales tax receipts. Sales tax receipts have increased by 4.1 percent over the most recent 12 months.
4. Oncor Electric revenues are forecast to be \$1,030 over budget based on current receipts.
5. Atmos Energy revenues are forecast to be \$1,000 below budget primarily due to a warm fall and winter, which led to decreased gas consumption by customers.
6. Interest earned revenues are forecast to be \$1,467 above budget due to an increase in the market interest rate.
7. Intergovernmental revenues are projected to be \$618 above budget primarily due to a refund check received from the Dallas County Elections Department and a Dallas Fire Rescue deployment reimbursement received from the State.
8. Municipal Court revenues are forecast to be \$1,626 below budget primarily as a result of a decrease in the volume of citations being issued.
9. Vehicle Towing and Storage fines are forecast to be \$494 over budget due to an increase in tows as well as vehicles staying on the auto pound property longer than anticipated.
10. Public Library revenues are projected to be \$156 below budget due to implementation of automatic renewal on materials that have been checked out at library locations and an increase in the usage of e-materials. Fines and late fees are not collected on e-materials as they are electronically recalled on the due date.
11. Emergency Ambulance revenues are projected to be \$8,241 over budget due to an anticipated increase in the reimbursement from the State based on the recent cost report.

NOTES

(Dollars in 000s)

12. Other Charges for Services is projected to be \$5,269 below budget primarily due to the reduction of fire watch fees, contract delays for the Mobile Community Health Program and a change in the interlocal agreement with Parkland Health System for Biotel services whereby government entities that would formerly reimburse the City for Biotel services now contract directly with Parkland.

13. Elections expenditures are forecast to be \$502 above budget due to an increase in costs associated with several jurisdictions withdrawing from the May Joint Election.

14. Fire Department expenditures are forecast to be \$664 below budget primarily due to salary and pension savings offset by increased use of overtime and increased vacation/sick termination payments. Pension savings are a result of the budget including funds to increase the City's contribution rate contingent upon members increasing their contribution rate via plan election, which did not pass.

15. Non-Departmental expenditures are forecast to be \$4,312 below budget primarily due to savings in the master lease program.

16. Police Department expenditures are forecast to be \$2,858 below budget primarily as a result of salary and pension savings offset by increased use of overtime and increased vacation/sick termination payments. Pension savings are a result of the budget including funds to increase the City's contribution rate contingent upon members increasing their contribution rate via plan election, which did not pass. Additionally, the Police Department planned to hire 451 officers this year, however, that proved to be extremely difficult so the revised plan includes 200 new hires.

17. Salary and Benefit Reserve funds were allocated to City Attorney's Office (\$102) and City Manager's Office (\$344) to offset vacation/sick termination payments.

18. Convention and Event Services is projected to be \$2,528 above budget in revenues and expenditures due to large catered events that exceeded the contractual minimum guarantees.

19. Sustainable Development and Construction is projected to be \$3,747 below budget due to vacancies and technology enhancements deferred to FY 2017-18.

20. Sanitation Services revenues are projected to be \$6,592 above budget due to an increase in cash customers at the landfill. Expenses are projected to be \$1,995 above budget due to increase in landfill activity.

Memorandum



CITY OF DALLAS

DATE May 12, 2017

TO Honorable Mayor and Members of the City Council

SUBJECT Sales Tax Receipts

The March 2017 sales tax receipts from the State Comptroller's Office are \$28,359,166 which represents a 3.2 percent increase in total collections compared to the same reporting period last year. March's sales tax revenue is 0.5 percent less than the current month's budget.

- March 2016 actual \$27,481,662
- March 2017 budget \$28,497,411
- March 2017 actual \$28,359,166
 - 3.19 percent more than the March 2016 actual
 - 0.49 percent less than the March 2017 budget

Sales tax receipts for the first six months of FY 2016-17 are better than budget by \$1,818,846, or 1.3 percent. Over the most recent 12 months, sales tax receipts have increased by 4.1 percent. We will continue to monitor our sales tax forecast closely and keep you informed.

M. Elizabeth Reich
Chief Financial Officer

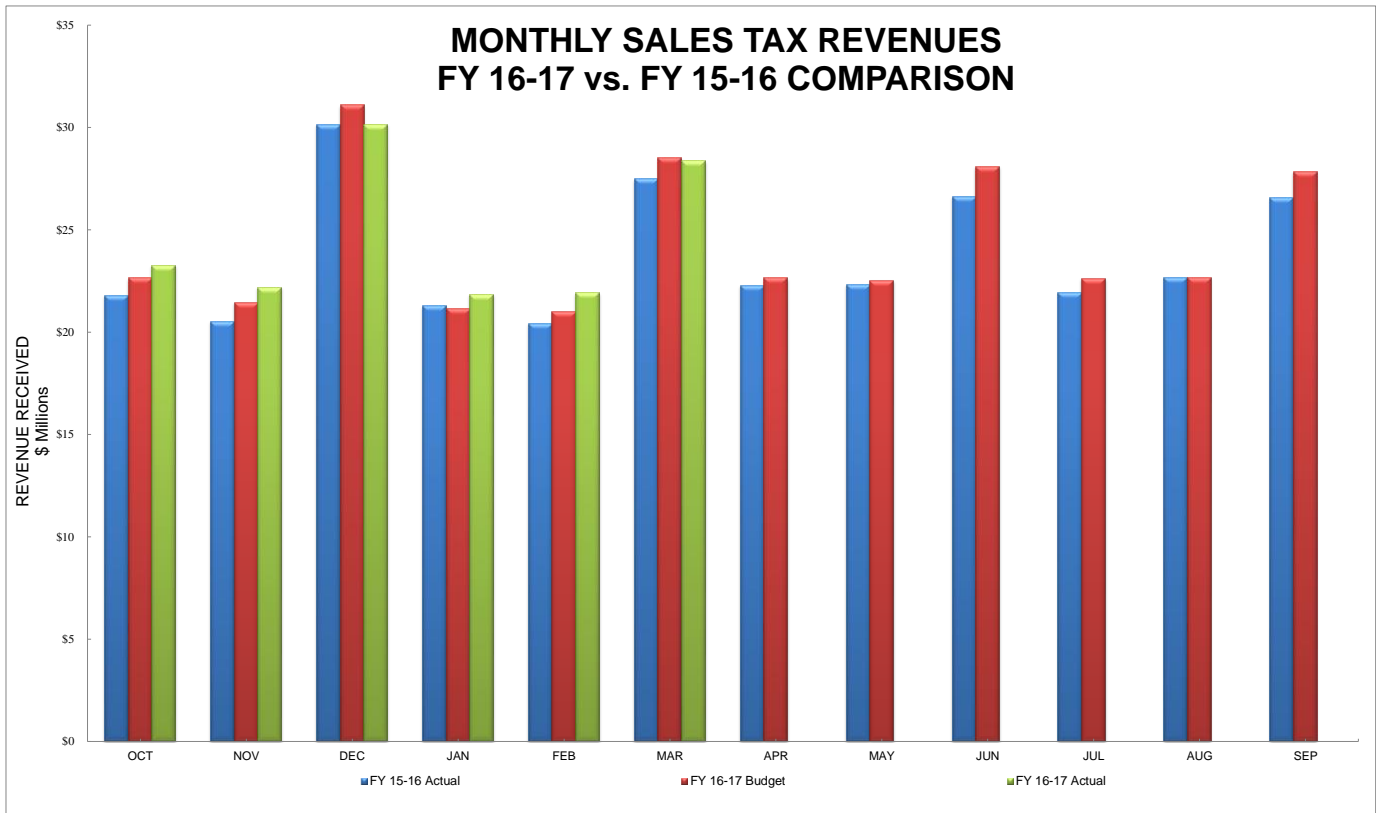
c: T.C. Broadnax, City Manager
Larry Casto, City Attorney
Craig D. Kinton, City Auditor
Rosa A. Rios, City Secretary
Daniel F. Solis, Administrative Judge
Kimberly Bizar Tolbert, Chief of Staff to the City Manager
Majed A. Al-Ghafry, Assistant City Manager
Raquel Favela, Chief of Economic Development & Neighborhood Services

Jo M. (Jody) Puckett, P.E., Assistant City Manager (Interim)
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Jill A. Jordan, P.E., Assistant City Manager
Joey Zapata, Assistant City Manager
Cheritta Johnson, Chief of Community Services (Interim)
Theresa O' Donnell, Chief of Resilience
Directors and Assistant Directors

SALES TAX

as of March 2017

	ACTUAL FY 2015-16	BUDGET FY 2016-17	ACTUAL FY 2016-17	YTD VARIANCE FY 16-17 ACT. VS. FY 15-16 ACT.		YTD VARIANCE FY 16-17 ACTUAL VS. BUDGET	
				DOLLARS	PERCENT	DOLLARS	PERCENT
OCT	\$21,768,868	\$22,643,318	\$23,256,127	\$1,487,259	6.8%	\$612,809	2.7%
NOV	20,523,724	21,429,628	\$22,167,177	\$1,643,453	8.0%	\$737,549	3.4%
DEC	30,137,311	31,084,441	\$30,146,384	\$9,073	0.03%	(\$938,057)	-3.0%
JAN	21,258,240	21,150,897	\$21,809,865	\$551,625	2.59%	\$658,968	3.1%
FEB	20,418,444	21,012,953	\$21,898,775	\$1,480,331	7.25%	\$885,822	4.2%
MAR	27,481,662	28,497,411	\$28,359,166	\$877,504	3.19%	(\$138,245)	-0.5%
APR	22,264,607	22,648,188					
MAY	22,311,362	22,520,061					
JUN	26,609,193	28,089,202					
JUL	21,920,611	22,607,650					
AUG	22,670,093	22,676,831					
SEP	26,553,757	27,827,924					
TOTAL	\$283,917,872	\$292,188,504	\$147,637,494	\$6,049,245	4.3%	\$1,818,846	1.2%



Memorandum



CITY OF DALLAS

DATE May 12, 2017

Honorable Members of the Quality of Life & Environment Committee: Sandy Greyson
TO (Chair), Tiffinni A. Young (Vice-Chair), Rickey D. Callahan, Mark Clayton, Philip T.
Kingston, B. Adam McGough

SUBJECT Animal Care Services, Chapters 2 & 7 Proposed Ordinance Changes

At the Quality of Life and Environment Committee meeting on April 24, 2017, the Committee recommended moving forward with the ordinance amending Chapters 2 and 7. The Animal Advisory Commission, in meetings on March 9, 2017 and April 27, 2017, also recommended moving forward with the proposed ordinance changes. The recommended changes reflected in the ordinance are:

- create a Department of Animal Care Services;
- create a Director position for Animal Care Services;
- include a process for municipal courts to dismiss certain citations if the citizen complies with the violation within a specific timeframe;
- require a Breeder Permit for dogs and cats with defined requirements to replace the intact animal permit;
- require mandatory microchipping of all dogs and cats to replace pet registration; and
- strengthen the standards for humane tethering of a dog and remove the time requirement in the existing tethering ordinance.

The ordinance also includes the following changes, which the Committee had not reviewed but that the Commission has reviewed and recommended:

- making it an offense to confine a dog or cat in an unattended motor vehicle if a trained peace officer or animal services officer determines that the animal is in physical distress; and
- providing penalties for multiple convictions by an owner for the same animal within a consecutive 12-month period.

Please review the attached ordinance for complete changes, including clarifying and structural changes. These changes will support Animal Care Services in becoming a stand-alone department, support efforts to control unwanted pets in our community, assist with returning pets to their owners, and add additional tools for citizens to contain their animals on their properties.

As requested on April 24, the attached ordinance will be reviewed by the Committee at its May 22nd meeting.

DATE May 12, 2017
SUBJECT Animal Care Services, Chapter 7 Proposed Ordinance Changes

Pending direction by the Committee, an agenda item to authorize any changes to this ordinance may be scheduled for Council consideration on June 14, 2017.

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



Joey Zapata
Assistant City Manager

c: T.C. Broadnax, City Manager
Larry Casto, City Attorney
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**FOR DISCUSSION
PURPOSES ONLY**

3-3-17

ORDINANCE NO. _____

An ordinance amending Chapter 2, “Administration,” of the Dallas City Code by amending Section 2-157; amending Chapter 7, “Animals,” of the Dallas City Code by amending Section 7-1.1, 7-2.5, 7-3.1, 7-4.1, 7-4.2, 7-4.7, 7-4.10, 7-4.11, 7-5.4; amending number of required meetings for the commission; clarifying a definition; providing a presumption of abandonment and transfer of ownership; providing additional defenses to prosecution; amending the standard of review for appeal; providing a penalty not to exceed \$500; providing a saving clause; providing a severability clause; and providing an effective date.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That Article XXIII, “Reserved,” of Chapter 2, “Administration,” of the Dallas City Code is amended to read as follows:

“DEPARTMENT OF ANIMAL CARE SERVICES [RESERVED, SECS. 2-155 THRU 2-156].”

SECTION 2. That Article XXIII, “Reserved,” of Chapter 2, “Administration,” of the Dallas City Code is amended to add the following:

“SEC. 2-155. CREATED; DIRECTOR OF ANIMAL CARE SERVICES.

There is hereby created the department of animal care services of the city of Dallas, at the head of which shall be the director of animal care services who shall be appointed by the city manager. The department will be composed of the director of animal care services and other assistants and employees as the city council may provide upon recommendation of the city manager.

SEC. 2-156. DUTIES OF THE DIRECTOR OF ANIMAL CARE SERVICES.

The director of animal care services shall perform the following duties:

- (1) supervise and administer the department of animal services;

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(2) perform such other duties as may be required by the city manager or the city council.”

SECTION 3. That Subsection (e) of Section 2-157, “Created; Membership; Meetings,” of Article XXIV, “Animal Advisory Commission,” of Chapter 2, “Administration,” of the Dallas City Code is amended to read as follows:

“(e) The commission must meet at least four [~~three~~] times a year and may hold additional meetings at the call of the chair.”

SECTION 4. That Section 7-1.1, “Definitions,” of Article I, “General,” of Chapter 7, “Animals,” of the Dallas City Code is amended to read as follows:

“In this chapter:

(1) ADEQUATE SHELTER a clean and sturdy structure large enough to allow the dog to stand erect, sit, turn around, and lie down in normal manner.

(~~2~~[1]) ADOPTER means a person who adopts an animal from an animal shelter or an animal adoption agency.

(~~3~~[2]) ADOPTION AGENCY means an animal welfare organization or animal placement group approved by the director to take impounded dogs and cats from animal services for adoption to the public.

(~~4~~[3]) ANIMAL means any nonhuman vertebrate.

(~~5~~[4]) ANIMAL CARE SERVICES means the division of the department so designated by the director for the purpose of animal care and control and enforcement of this chapter.

(~~6~~[5]) ANIMAL CARE SERVICES OFFICER means an employee of animal services whose duty it is to enforce the provisions of this chapter.

(~~7~~[6]) ANIMAL SHELTER means a city-owned and operated animal shelter facility established for the impoundment, quarantine, care, adoption, euthanasia, and other disposition of unwanted, loose [~~stray~~], diseased, or vicious animals.

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(8[7]) ANIMAL WELFARE ORGANIZATION means a non-profit organization incorporated under state law and exempt from federal taxation under Section 501(c)(3) of the federal Internal Revenue Code, as amended, and whose principal purpose is the prevention of cruelty to animals and whose principal activity is to rescue sick, injured, abused, neglected, unwanted, abandoned, orphaned, lost, or displaced animals and to adopt them to good homes.

(9[8]) AUTHORIZED REGISTRAR means a person issued written permission by the director to register dogs and cats in compliance with this chapter.

(10[9]) CHIEF OF POLICE means the head of the police department of the city of Dallas or a designated representative.

(11[40]) COMPETITION CAT means a pedigreed cat not used for breeding that:

(A) is of a breed recognized by and registered with an approved cat breed registry, such as the American Cat Fanciers Association, the Cat Fanciers' Association, the International Cat Association, or any other cat breed registry approved by the director; and

(B) competes in cat shows or other competition events sponsored by an approved cat breed registry.

(12[44]) COMPETITION DOG means a pedigreed dog not used for breeding that:

(A) is of a breed recognized by and registered with an approved dog breed registry, such as the American Kennel Club, the United Kennel Club, the American Dog Breeders Association, or any other dog breed registry approved by the director; and

(B) shows or competes in a confirmation, obedience, agility, carting, herding, protection, rally, sporting, working, or other event sponsored by an approved dog breed registry.

(13) CONTACT INFORMATION means owner's full name, mailing address, telephone number, and /or electronic mail address.

(14[42]) CONVICTION means a conviction in a federal court or a court of any state or foreign nation or political subdivision of a state or foreign nation that has not been reversed, vacated, or pardoned. "Conviction" includes disposition of charges against a person by probation or deferred adjudication or deferred disposition.

(15[43]) CURRENTLY VACCINATED means vaccinated against rabies by a licensed veterinarian, with a rabies vaccine licensed by the U.S. Department of Agriculture, and:

(A) not more than 12 months have elapsed since the animal's most recent vaccination date, if the most recent vaccination was with a one-year rabies vaccine or was the animal's initial vaccination; or

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(B) not more than 36 months have elapsed since the animal's most recent vaccination date, if the most recent vaccination was with a three-year rabies vaccine and the animal is a dog or cat that has received at least two vaccinations.

(16[14]) DIRECTOR means the director of the department designated by the city manager to perform the duties assigned in this chapter or the director's authorized representative.

(17[15]) DOMESTIC ANIMAL means:

(A) livestock;

(B) a dog;

(C) a cat;

(D) a ferret;

(E) any bird, other than one in the Falconiforms or Strigiforms Order, that is commonly kept as a human's companion;

(F) any "pocket pet," such as a mouse, hamster, gerbil, guinea pig, or rabbit, that is commonly kept as a human's companion;

(G) any fish, such as a goldfish or tropical fish, that is commonly kept as a human's companion; and

(H) any non-venomous and non-constrictor reptile or amphibian that is commonly kept as a human's companion.

(18[16]) EUTHANASIA means to put an animal to death in a humane manner.

(19[17]) FENCED YARD means an area that is completely surrounded by a substantial fence of sufficient strength, height, construction, materials, and design as to prevent:

(A) any animal confined within from escaping; or

(B) the head of a dog confined within from extending over, under, or through the fence.

(20[18]) FERAL CAT means any homeless, wild, or untamed cat.

(21[19]) LICENSED VETERINARIAN means a person licensed to practice veterinary medicine within the United States, or an authorized representative under that person's direct supervision.

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(22[20]) LIVESTOCK means any fowl, horse, mule, burro, ass, cattle, sheep, swine, goat, llama, emu, ostrich, or other common farm animal.

(23) LOOSE means an animal that is not restrained in a fenced yard, in an enclosed pen or structure, or by a tether or leash.

(24[21]) MICROCHIP [~~IMPLANT~~] means a passive electronic device that is injected into an animal by means of a pre-packaged sterilized implanting device for purposes of identification and/or the recovery of the animal by its owner.

(25[22]) ONE-YEAR RABIES VACCINE means a rabies vaccine labeled and licensed by the U.S. Department of Agriculture as immunizing a dog, cat, or ferret against rabies for one year.

(26[23]) OWN means to have legal right of possession or to otherwise have care, custody, possession, or control of an animal.

(27[24]) OWNER means any person owning, harboring, or having care, custody, possession, or control of an animal. An occupant of any premises on which a dog or cat remains or customarily returns to is an owner for purposes of this chapter. If a person under the age of seventeen (17) years owns an animal, the parent, legal guardian, or head of the household shall be the owner for purposes of this chapter. There may be more than one person responsible for an animal. This term shall include persons who are in temporary possession of the animal, including but not limited to, a pet sitter and/or trainers.

(28[25]) PERMITTEE means a person issued an breeding [~~intact animal~~] permit under Section 7-4.11 of this chapter.

(29[26]) PERSON means an individual or group of individuals acting in concert, a firm, partnership, association, corporation, or other legal entity.

(30[27]) PET means a domestic animal to be kept as a human's companion.

(31[28]) PROHIBITED ANIMAL means:

(A) a "dangerous wild animal" as that term is defined in Section 822.101 of the Texas Health and Safety Code, as amended;

(B) a margay, badger, wolf, dingo, elephant, hippopotamus, rhinoceros, non-human primate (other than a spider monkey or capuchin), crocodile, alligator, caiman, gavial, venomous amphibian or reptile, racer, boa (other than a red-tail boa), water snake, python (other than a ball python), hawk, eagle, vulture, and owl; and

(C) any hybrid of an animal listed in Paragraph (A) or (B) of this subsection (other than a dog-wolf hybrid).

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(32[29]) PROTECTIVE CUSTODY means the holding of an animal in a city animal shelter:

- (A) due to the arrest, eviction, hospitalization, or death of the animal's owner;
- (B) pursuant to a court order; or
- (C) at the request of a law enforcement agency.

(333[30]) REGULATED ANIMAL means any non-human animal other than a prohibited animal or domestic animal.

(34[31]) RETAIL PET STORE means a business that regularly sells animals for pet purposes to an ultimate owner. The term includes any owner, operator, agent, or employee of the business.

(35[32]) SERVICE ANIMAL means:

- (A) any guide dog, signal dog, or other animal individually trained to do work or perform tasks for the benefit of an individual with a disability, including, but not limited to, guiding individuals with impaired vision, alerting individuals with impaired hearing to intruders or sounds, and assisting non-ambulatory persons by pulling a wheelchair or fetching dropped items; and
- (B) any trained animal used by a governmental agency in police and rescue work.

~~[33 STRAY means an unrestrained domestic animal that is outside the boundaries of the premises owned, leased, or legally occupied by the animal's owner.]~~

(36[34]) THREE-YEAR RABIES VACCINE means a rabies vaccine labeled and licensed by the U.S. Department of Agriculture as immunizing a dog or cat against rabies for three years."

SECTION 5. That Section 7-2.5, "Impoundment of Animals," of Article II, "Animal Services; City Animal Shelters," of Chapter 7, "Animals," of the Dallas City Code is amended to read as follows:

“(a) The director or the chief of police is authorized to impound:

- (1) any animal in the city that is a loose animal ~~[not restrained by a tether or leash, fenced yard, or enclosed structure];~~
- (2) any animal for protective custody;
- (3) any animal required to be quarantined under Section 7-2.4;

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- (4) any animal seized pursuant to a warrant or court order;
- (5) any prohibited animal kept in the city in violation of Section 7-6.1; and
- (6) any animal posing a threat to the public health or safety.

(b) If an animal is impounded, the director shall make a reasonable effort to locate the animal's owner by sending notice by electronic mail, regular mail, or hand delivery to the last known address of the owner obtained from the animal's registration tag, vaccination tag, microchip, or other identification.

(1) A notice delivered pursuant to this subsection shall be deemed to be received on the earlier of the date it is actually received, or the third day following the date upon which the notice was sent. On the seventh calendar day following receipt of notice, the animal becomes the sole property of the city and is subject to disposition as the director deems appropriate.

(2) If the director is unable to locate contact information of the animal's owner from the animal's registration tag, vaccination tag, microchip, or other identification, the animal shall be held at an animal shelter for a period of 72 hours, after which the animal becomes the sole property of the city and subject to disposition as the director deems appropriate.

If an animal described in Subsection (a) is on private property or property of the animal's owner, the impounding officer may enter the property for the purpose of impoundment or issuance of a citation, or both.

(c) The director is the designated caretaker of a loose [~~stray~~], impounded, or surrendered animal immediately upon intake at the animal shelter.

(d) No animal impounded at a city animal shelter or in the custody or control of animal services may be knowingly sold, released, or otherwise disposed of for research purposes.”

SECTION 6. That Section 7-3.1, “Proper Restraint,” of Article III, “Care and Treatment of Animals,” of Chapter 7, “Animals,” of the Dallas City Code is renamed “Loose Animals.”

SECTION 7. That Subsection (d) of Section 7-3.1, “Loose Animals,” of Article III, “Care and Treatment of Animals,” of Chapter 7, “Animals,” of the Dallas City Code is amended to read as follows:

“(d) It is a defense to prosecution under Subsection (b) that the animal was a dog and was tethered:

- (1) in a manner complying with Section 7-4.7 of this chapter [~~and~~

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~~(2) for a reasonable period of time, not to exceed three hours in a 24 hour period, and no longer than necessary for the owner to complete a temporary task that required the dog to be restrained].”~~

SECTION 8. That Subsection (b) of Section 7-4.1, “Vaccination of Dogs and Cats,” of Article IV, “Specific Requirements for Dogs and Cats,” of Chapter 7, “Animals,” of the Dallas City Code is amended to read as follows:

“(b) It is a defense to prosecution under Subsection (a) that the dog or cat is:

(1) under four months of age; [ø]

(2) unable to be vaccinated due to health reasons as verified by a licensed veterinarian; or

(3) that the person charged produces to the court a certificate of vaccination from a licensed veterinarian showing the dog or cat was vaccinated at the time the citation was issued or within 20 days from the date the citation was issued.”

SECTION 9. That Section 7-4.2, “Microchipping [Registration] of Dogs and Cats,” of Article IV, “Specific Requirements for Dogs and Cats,” of Chapter 7, “Animals,” of the Dallas City Code is amended to read as follows:

“(a) An owner of a dog or cat commits an offense if [:] the dog or cat is not currently implanted with a registered microchip under this article before the animal attains four (4) months of age

~~[(1) the dog or cat is not currently registered with the city under this article;~~

~~(2) the dog or cat is not wearing a collar or harness with a current registration tag issued by the director or an authorized registrar securely attached to it; or~~

~~(3) the owner fails to show a current registration receipt and registration tag for the dog or cat upon request by the director or a peace officer].~~

(b) It is a defense to prosecution under Subsection (a) that:

(1) the dog or cat was under four months of age;

(2) the dog or cat was being held for sale by a retail pet store or for adoption by animal services or an animal welfare organization; [ø]

(3) the owner of the dog or cat has resided in the city for fewer [less] than 30 days;

(4) the dog or cat qualifies for a medical exception from a licensed veterinarian;

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or

(5) the dog or cat owner is a not a resident of the city and is staying in the city for fewer than 60 days.

(6) that the person charged produces to the court proof of a registered microchip showing that the dog or cat was implanted with a microchip at the time the citation was issued or within 20 days from the date the citation was issued.

(c) The owner or keeper of a dog or cat shall maintain current microchip registration with a microchip registration company [~~To obtain a registration receipt and registration tag for a dog or cat, the owner must present the dog's or cat's current certificate of vaccination (or proof that the dog or cat was not vaccinated due to health reasons as verified by a licensed veterinarian) to the director or an authorized registrar and proof of sterilization or a valid breeding permit and pay to the director or authorized registrar the annual registration fee. No refund of the annual registration fee will be made].~~

(1) The owner or keeper of a microchipped dog or cat shall update his or her contact information, including address and telephone number, with the microchip registration company within 30 days of the change in the contact information; or

(2) If there is a change in ownership of a dog or cat, the new owner or keeper shall be responsible for providing the microchip registration company with his or her contact information, including address and telephone number, within 30 days of the change in ownership.

~~[(d) The annual registration fee is:~~

~~(1) \$7 for a spayed or neutered dog or cat; and~~

~~(2) \$30 for an unspayed or unneutered dog or cat; only an animal described in Section 7-4.10(b) may be registered as an unspayed or unneutered dog or cat.~~

~~(e) No fee is required for the registration of a dog or cat that is:~~

~~(1) used as a service animal; or~~

~~(2) spayed or neutered and owned by and residing with a person who is over 65 years of age, except that no more than three dogs, cats, or combination of dogs and cats may be registered under this paragraph.~~

~~(f) Upon presentation of a current certificate of vaccination (or proof that the dog or cat was not vaccinated due to health reasons as verified by a licensed veterinarian) and upon payment of the appropriate registration fee or submission of proof of exemption from the fee under Subsection (e), the director or authorized registrar will issue a registration receipt and registration tag to the owner that will be valid for one year after the date of issuance. The registration tag must indicate the year of registration, whether the animal is sterilized or unsterilized, and such other information as determined by the director.~~

~~(g) If the director does not receive payment of the initial registration fee for a dog or cat within 45 days after notifying the owner to register the dog or cat, a \$10 late fee will be added to the registration fee. If the director does not receive an application for renewal of a registration~~

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within 45 days after the expiration of the registration, a \$10 late fee will be added to the registration fee.

~~(h) The registration receipt and registration tag are specific to the animal for which they were issued and are not transferable to another animal.~~

~~(i) If a registration tag is lost or mutilated, a duplicate registration tag may be purchased from the director or an authorized registrar for a fee of \$5].”~~

SECTION 10. That Subsection (b) of Section 7-4.7, “Tethered Dogs,” of Article IV, “Specific Requirements for Dogs and Cats,” of Chapter 7, “Animals,” of the Dallas City Code is amended to read as follows:

“(b) The following requirements apply to a dog tethered within the city:

(1) The dog must be properly fitted with and wearing a harness or collar made of leather, ~~[or]~~ nylon, or a similar material, and cannot be a chain.

(2) The tether must be attached to the dog’s harness or collar and not directly to the dog’s neck.

(3) The tether must be at least five times the length of the dog as measured from the tip of the dog’s nose to the base of the dog’s tail or ten feet, whichever is greater [10 feet long].

(4) The tethering device must allow the dog access to potable drinking water.

(5) The tethering device must allow the dog access to adequate shelter that protects the dog from direct sunlight, exposure to extreme temperatures, and standing water within the structure.”

SECTION 11. That Subsection (b) of Section 7-4.10, “Restriction on Unsterilized Dogs and Cats,” of Article IV, “Specific Requirements for Dogs and Cats,” of Chapter 7, “Animals,” of the Dallas City Code is amended to read as follows:

“(b) It is a defense to prosecution under Subsection (a) that:

(1) the animal is under six months of age;

(2) a licensed veterinarian certifies annually that the dog or cat should not be spayed or neutered for health reasons or is permanently non-fertile;

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- (3) the animal is being held for sale by a retail pet store or held for adoption by animal services or an animal welfare organization;
- (4) the animal is certified annually as a competition cat or competition dog;
- (5) the person charged produces to the court a certificate of sterilization from a licensed veterinarian showing the dog or cat was sterilized at the time the citation was issued or within 20 days from the date the citation was issued [the animal is a service animal]; or
- (6) the owner holds a valid breeding [~~intact animal~~] permit issued under Section 7-4.11 of this chapter for the animal.”

SECTION 12. That Section 7-4.11, “Intact Animal Permit,” of Article IV, “Specific Requirements for Dogs and Cats,” of Chapter 7, “Animals,” of the Dallas City Code is amended to read as follows:

“SEC. 7-4.11. BREEDING [~~INTACT ANIMAL~~] PERMIT.

(a) A person commits an offense if he breeds or allows the breeding of a dog or cat without a valid breeding [~~intact animal~~] permit for the dog or cat. A separate permit is required for each dog or cat that the person keeps unsterilized for breeding purposes.

(b) A ~~n~~ breeding [~~intact animal~~] permit may only be issued for a dog or cat:

(1) upon submission of a completed application on a form prescribed by the director;

(2~~+~~) that is currently in compliance with the vaccination requirements of Section 7-4.1 of this chapter;

(3~~2~~) that is currently in compliance with the microchipping [~~registration~~] requirements of Section 7-4.2 of this chapter;

(4~~3~~) that is injected with a microchip [~~implant~~] and registered with a national registry for purposes of identification and/or recovery of the animal by its owner, unless a licensed veterinarian certifies that the dog or cat should not be injected with a microchip implant for health reasons;

(5) that is approved to breed following an examination within 90 days prior to submission of a breeding permit application and by a licensed veterinarian; and

(6~~4~~) whose owner:

(A) is a member of a purebred dog or cat club, approved by the director, that maintains and enforces a code of ethics for breeding that includes restrictions on breeding dogs and cats with genetic defects and life threatening health problems common to the breed; or

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(B) holds a license as required by Texas Occupation Code, §802.101 for each facility owned or operated in the state [has, at the owner's expense, satisfactorily completed a course on responsible pet ownership offered by the city or otherwise approved by the director].

(c) To obtain a [n] breeding [intact animal] permit, a person must submit an application to the director (on a form provided by the director for that purpose) and pay an annual breeding [intact animal] permit fee of \$100. The breeding [intact animal] permit application must include:

(1) the name, address, and telephone number of the applicant;

(2) the location where the dog or cat is harbored;

(3) a description of the dog or cat, including but not limited to a photograph of the animal;

(4) proof that the animal is qualified for a [n] breeding [intact animal] permit under Subsection (b) of this section; and

(5) any other information determined necessary by the director for the enforcement and administration of this section.

(d) A [n] breeding [intact animal] permit expires one year after the date of issuance and may be renewed by applying in accordance with Subsection (c) of this section. If the director does not receive an application for a permit renewal within 45 days after the expiration of the permit, a \$10 late fee will be added to the permit fee.

(e) A [n] breeding [intact animal] permit is not transferable.

(f) A permittee commits an offense if he allows a permitted female dog or cat to have more than one litter during the permit term.

(g) It is a defense to prosecution under Subsection (f) that the permittee:

(1) received written authorization from the director under Subsection (h) of this section to allow the female dog or cat to have two litters during the permit term; and

(2) did not allow the female dog or cat to have more than the number of litters authorized by the director for the permit term.

(h) Upon request of a permittee, the director may, in writing, authorize the permittee to allow a permitted female dog or cat to have two litters during the permit term if the permittee establishes, according to regulations adopted by the director, that:

(1) having two litters during the permit term is required to:

(A) protect the health of the female dog or cat; or

(B) avert a substantial economic loss to the permittee; or

(2) previously in the permit term, the female dog's or cat's litter was euthanized or did not survive for other reasons.

**FOR DISCUSSION
PURPOSES ONLY**

(i) A permittee commits an offense if the permittee:

(1) allows the offspring of a female dog or cat for which he holds a ~~[n]~~ breeding ~~[intact animal]~~ permit to be sold, adopted, or otherwise transferred, regardless of compensation, before the offspring have reached at least eight weeks of age and have been vaccinated against common diseases;

(2) fails to keep a permitted dog or cat restrained pursuant to Section 7-3.1 of this chapter;

(3~~2~~) fails to prominently display the breeding ~~[intact animal]~~ permit number on any advertisement by the permittee for the sale, adoption, or other transfer of any dog or cat, regardless of compensation; or

(4~~3~~) sells, adopts, or otherwise transfers any dog or cat, regardless of compensation and fails to:

(A) include a statement signed by the permittee attesting to knowledge of the animal's health and immunization history;

(B) prominently display the breeding ~~[intact animal]~~ permit number on any sales receipt or transfer document;

(C) provide the breeding ~~[intact animal]~~ permit number to any person who purchases, adopts, or receives any dog or cat from the permittee;

(D) provide written information regarding the vaccination, microchipping ~~[registration]~~, and sterilization requirements of this chapter applicable to the dog or cat; or

(E) provide to the director (on a form provided by the director for that purpose) the name, address, and telephone number of the dog's or cat's new owner within five days after the date of the sale, adoption, or other transfer of the animal.

(j) The director shall deny or revoke a ~~[n]~~ breeding ~~[intact animal]~~ permit if the director determines that the applicant or permittee:

(1) failed to comply with any provision of this chapter; or

(2) intentionally made a false statement as to a material matter on the breeding ~~[intact animal]~~ permit application.

(k) If the director denies or revokes a ~~[n]~~ breeding ~~[intact animal]~~ permit, the director shall notify the applicant or permittee in writing of the action and a statement of the right to an appeal. The applicant or permittee may appeal the decision of the director to the permit and license appeal board in accordance with Section 2-96 of this code. The filing of an appeal stays an action of the director in revoking the permit until the permit and license appeal board makes a final decision.”

**FOR DISCUSSION
PURPOSES ONLY**

SECTION 13. That Section 7-5.4, “Appeals,” of Article V, “Dangerous Dogs,” of Chapter 7, “Animals,” of the Dallas City Code is amended to read as follows:

“If, under Section 7-5.3 of this article, the director determines that a dog is dangerous or orders a dangerous dog to be permanently removed from the city, that decision is final unless the dog owner files a written appeal with the municipal court within 15 days after receiving notice that the dog has been determined to be dangerous or ordered to be removed from the city. The appeal is limited to a hearing under the substantial evidence rule [~~a de novo hearing~~] and is a civil proceeding for the purpose of affirming or reversing the director’s determination of dangerousness or affirming, reversing, or modifying the director’s removal order. If the municipal court allows a dangerous dog to remain in the city, the court shall order that the dog owner comply with the ownership requirements set forth in Section 7-5.5 of this article and may order additional conditions for maintaining ownership of a dangerous dog.”

SECTION 14. That a person violating a provision of this ordinance, upon conviction, is punishable by a fine not to exceed \$500.

SECTION 15. That Chapters 2 and 7 of the Dallas City Code shall remain in full force and effect, save, and except as amended by this ordinance.

SECTION 16. That any act done or right vested or accrued, or any proceeding, suit, or prosecution had or commenced in any action before the amendment or repeal of any ordinance, or part thereof, shall not be affected or impaired by amendment or repeal of any ordinance, or part thereof, and shall be treated as still remaining in full force and effect for all intents and purposes as if the amended or repealed ordinance, or part thereof, had remained in force.

SECTION 17. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

**FOR DISCUSSION
PURPOSES ONLY**

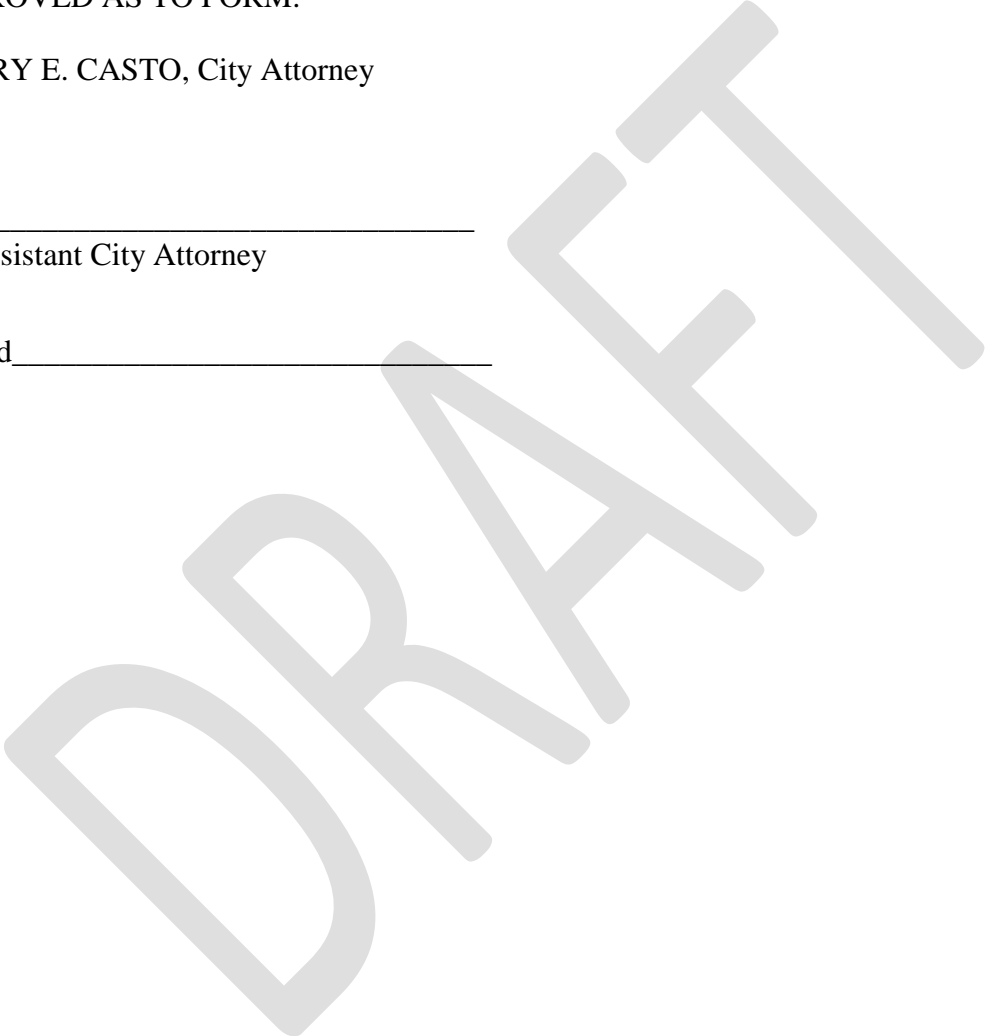
SECTION 18. That this ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:

LARRY E. CASTO, City Attorney

By _____
Assistant City Attorney

Passed _____



Memorandum



CITY OF DALLAS

DATE May 12, 2017

TO Honorable Mayor and Members of the City Council

SUBJECT **Intermittent Payment Issues on Interactive Voice Response System - Dallas Water Utilities**

Some Dallas Water Utilities (DWU) customers have reported issues when making a payment on their water bill by phone using the Interactive Voice Response (IVR) System. Either multiple authorizations were posted to their credit cards or duplicate transactions were posted to their checking accounts. Other payment methods remain unaffected. A brief timeline of IVR related issues is as follows:

- The issue with credit card transactions was first reported to 311 around 2:00pm last Friday, May 5th; the issue was intermittent and did not affect all transactions.
- The issue with checking account transactions was first reported to 311 Wednesday afternoon, May 10th; the issue was intermittent and did not affect all transactions.
- Only payments made via IVR were impacted.
- As of this afternoon, approximately 450 customers using credit cards and 75 customers using checking accounts for payments were impacted.
- This represents approximately 6% of all customers using the IVR for payment during the affected period.

What we are doing:

- IVR was suspended for DWU payments while corrective measures were identified and implemented.
- Disconnection of water service for non-payment has been suspended temporarily.
- A message on DWU's IVR was posted stating that we are experiencing issues with payments on the IVR, and providing other payment options including: on-line payments on our website at www.epay.dallascityhall.com; authorized pay stations (list available at www.epay.dallascityhall.com); or at the City Hall Lobby.
- System changes were implemented and appear to have resolved the issue.
- The vendors supporting the IVR (AT&T) and payment functions (Deloitte, Paymetric) are actively monitoring the status of the IVR along with City staff.

We are currently working with affected customers to resolve their individual issues.

A handwritten signature in blue ink, appearing to read 'J. Jordan'.

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

DATE **May 12, 2017**
SUBJECT **Intermittent Payment Issues on Interactive Voice Response System - Dallas Water Utilities**

c: T.C. Broadnax, City Manager
Larry Casto, City Attorney
Craig D. Kinton, City Auditor
Rosa A. Rios, City Secretary
Daniel F. Solis, Administrative Judge
Kimberly Bizar Tolbert, Chief of Staff to the City Manager
Majed A. Al-Ghafry, Assistant City Manager
Raquel Favela, Chief of Economic Development & Neighborhood Services

Jo M. (Jody) Puckett, P.E., Assistant City Manager (Interim)
Eric D. Campbell, Assistant City Manager
Joey Zapata, Assistant City Manager
M. Elizabeth Reich, Chief Financial Officer
Cheritta Johnson, Chief of Community Services (Interim)
Theresa O'Donnell, Chief of Resilience
Directors and Assistant Directors

Memorandum



DATE May 12, 2017

TO Honorable Members of the Public Safety Committee:
Adam Medrano (Chair), B. Adam McGough (Vice Chair), Sandy Greyson, Tiffinni A. Young,
Jennifer S. Gates, Philip T. Kingston

SUBJECT **Public Safety Committee – Responses to Questions**

Below are responses to questions asked during the following briefings:

Homicide Report

Question 1: What are the stats for the use of DPD iWatch?

Response: In 2016, iWatch received 889 tips:

- 416 from the internet
- 131 via text messages
- 342 from other sources

RIGHT Care Pilot Program

Question 2: Where is the data supporting the decision on where to deploy the RIGHT Care Team?

Response: See attached map (Attachment A).

Question 3: Is there a list of “downstream” services?

Response: See Attachment B and Attachment C.

Please let me know if you have any questions.

Eric D. Campbell
Assistant City Manager

[Attachments]

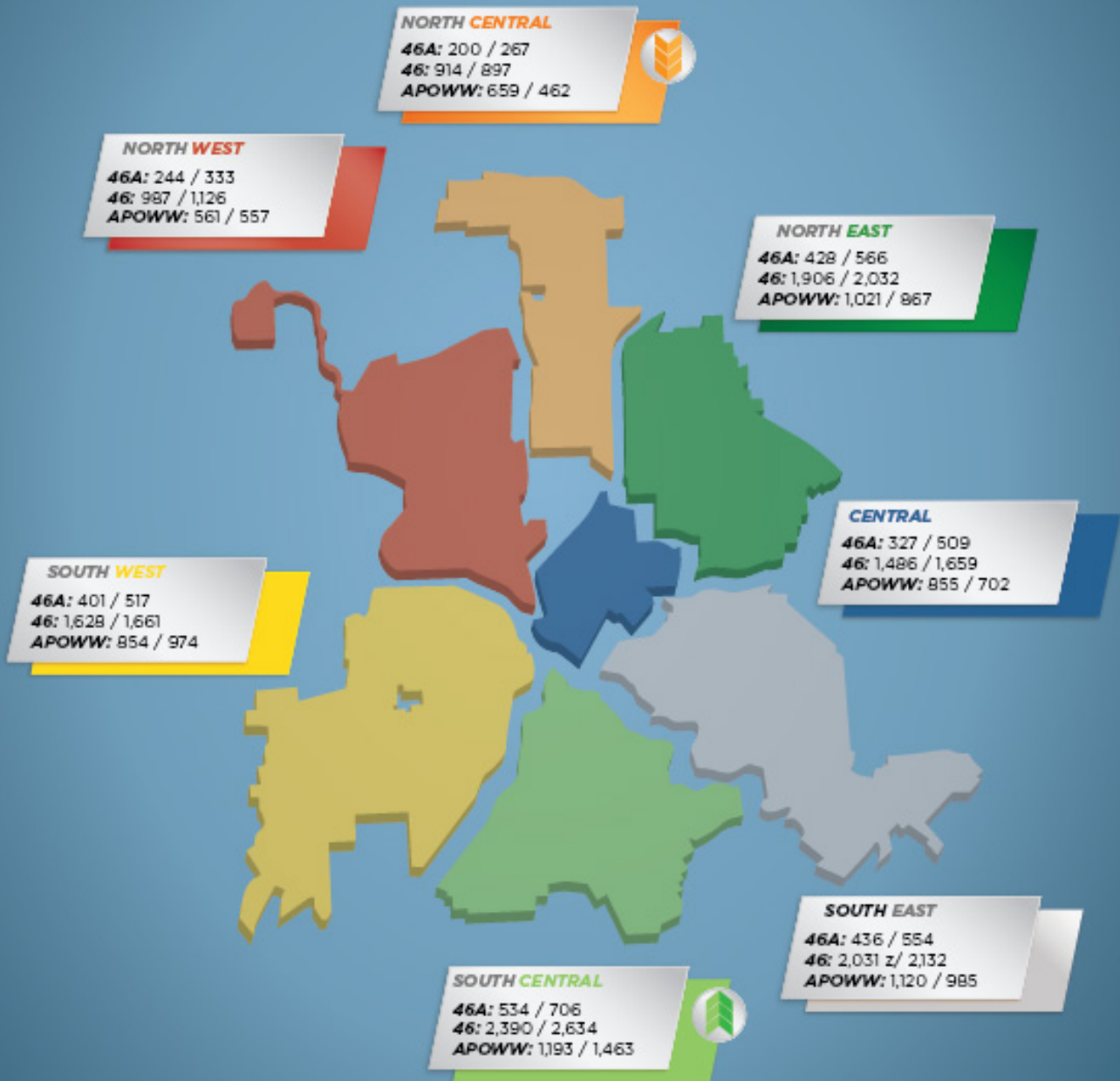
cc: Honorable Mayor and Members of the City Council
T.C. Broadnax, City Manager
Larry Casto, City Attorney
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Jill A. Jordan, P.E., Assistant City Manager
Joey Zapata, Assistant City Manager
M. Elizabeth Reich, Chief Financial Officer
Cheritta Johnson, Interim Chief of Community Services
Theresa O'Donnell, Chief of Resilience
Directors and Assistant Directors

Attachment A

MEADOWS
MENTAL HEALTH
POLICY INSTITUTE

DALLAS POLICE DEPARTMENT BEHAVIORAL HEALTH CODED CALL RESPONSES BY DIVISION 2012-2015



STATISTICS: 2012-14 Average / 2015 Total
46= Behavioral health coded call requiring only law enforcement response (usually 4 officers and a supervisor)
46A= Behavioral health coded call requiring law enforcement and EMS/Fire response
APOWW= Apprehension by a Peace Officer Without a Warrant

Caruth Smart Justice Project Clinical Services



Caruth Smart Justice Project

Contracts with three community providers for clinical services:

IPS/ Transicare

MetroCare

Child and Family Guidance Center



ACT Team Providers

Will provide expanded access to Assertive Community Treatment (ACT) for selected individuals with complex needs who are involved in both the mental health and criminal justice systems.

Currently this additional capacity can be accessed through two referral sources:

The RIGHT Care Team

Jail Staff Personnel



The RIGHT Care Team

Will have 24-hour access to ACT Team on-call lines, and Will notify ACT Team when a consumer is involved in an incident requiring either diversion, hospitalization, or incarceration.

ACT Team will have a description of enrolled persons being served as well as the services being provided to them.



Jail Personnel

Will notify ACT Team of pending release.

Through consistent collaboration with jail staff, ACT Team will begin engagement and enrollment process PRIOR to release to ensure a **supported, connected** transition back into the community.

Caruth Smart Justice Project Clinical Services

More Extensive Engagement

- Focus will be on establishing a more intensive, consistent, purposeful relationship with the person receiving services and
- Providing extensive person-centered, wraparound services that go beyond medication and therapeutic interventions to include persistent outreach and engagement with individuals and their family/natural supports, housing and employment services, and community integration.

More Consistent Follow Up and Relationship Building

- A lack of reimbursement has historically discouraged ongoing engagement in the relationship-building stage. However, the project's funding promotes and encourages this vital aspect of the clinical process, which enhances the individual's investment in services and successful outcomes in the recovery process.

Problem Solving

- In an ongoing collaborative effort, law enforcement and clinicians will periodically convene to review, discuss, and modify processes as needed through review of specific cases that raised challenges or went particularly well. This will allow all teams to benefit from the experiences of others.

Memorandum



DATE May 12, 2017
TO Honorable Mayor and Members of the City Council
SUBJECT **City License Applications**

Attached is a list of the most recent Dance Hall and/or Sexual Oriented Business applications received for the week of May 1-5, 2017 by the Narcotics Bureau Licensing Squad of the Dallas Police Department.

Please have your staff contact Sergeant Lisette Rivera, #7947 at (214) 670-4811 and/or by email at lisette.rivera@dpd.ci.dallas.tx.us should you need further information.



Eric D. Campbell
Assistant City Manager

[Attachment]

cc: T.C. Broadnax, City Manager
Larry Casto, City Attorney
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Weekly License Application Report

May 01, 2017 - May 04, 2017

<i>BEAT</i>	<i>DIST.</i>	<i>NAME OF BUSINESS</i>	<i>ADDRESS</i>	<i>LICENSE</i>	<i>STATUS</i>	<i>LATE HOUR</i>	<i>DATE</i>	<i>APPLICANT</i>
333	5	EVENT CENTER	3222 S. BUCKNER BOULEVARD	DH-CLASS A	NEW	NO	5/2/2017	ORTEGA, ERIKA
333	5	AZTECA BALLROOM	1314 S. BUCKNER #100	DH-CLASS A	RENEWAL	NO	5/2/2017	VIDALES, RUFINO
532	6	TEKILAS DISCOTECH	10945 COMPOSITE DRIVE	DH-CLASS A	RENEWAL	YES	5/2/2017	PATEL, SHILPIN JAGDISH

License Definitions:

- DH - Class "A" -Dance Hall - Dancing Permitted 3 Days Or More A Week***
- DH - Class "B" Dance Hall - Dancing Permitted Less Than Three Days a Week***
- DH - Class "C" Dance Hall - Dancing Scheduled One Day At A Time***
- DH - Class "E" Dance Hall - Dancing Permitted Seven Days A Week for Persons Age 14 through Age 18 Only***
- LH - Late Hours Permit - Can Operate A Dance Hall Until 4:00***
- BH - Billiard Hall - Billiards Are Played***
- SOB - Sexually Oriented Business - Adult Arcade / Adult Book/Video Store / Adult Cabaret / Adult Adult Theater / Escort Agency / Nude Model Studio***

Monday, May 08, 2017

Page 1 of 1