

Memorandum



CITY OF DALLAS

DATE July 20, 2018

TO Honorable Mayor and Members of the City Council

SUBJECT **Taking Care of Business – July 17, 2018**

Update Items

[Encampment Resolution Schedule - July 17, 2018 and July 24, 2018](#)

The Office of Homeless Solutions (OHS) has scheduled the following sites for homeless encampment resolution on Tuesday, July 17, 2018 and July 24, 2018:

July 17, 2018 – Complete as of 4:00 pm	July 24, 2018
<ul style="list-style-type: none">• Griffin St at I-30 Interstate (District 2)• 600 S. Peak Street (District 2)• 500 S. Haskell Ave (District 2)• 500 S. Hill Street (District 2)• 1700 Chestnut Street (District 2)• 2929 Hickory Street (District 7)• 600 S. Malcolm X Blvd (District 2)• 2698 Taylor St (District 2)• 1400 S. Harwood Street (District 2)• 1200 S. St. Paul Street (District 2)• 1100 S. Ervay Street (District 2)• 1012 S. Akard Street (District 2)	<ul style="list-style-type: none">• 12298 Shiloh at Lyndon B Johnson Freeway (District 9)• Lyndon B Johnson Freeway at Jupiter Rd (District 9)• 9575 Lyndon B Johnson Freeway (District 10)• 11989 N. Central Expressway (District 11)• 11505 N. Central Expressway (District 11)• Central Expressway at Forest Lane (District 11)• Stemmons Freeway at Medical District (District 6)

OHS Street Outreach team will continue to engage with homeless individuals to provide notice of clean-up and connect to resources and shelter. OHS Community Mobilization staff are meeting with stakeholders to determine long-term sustainability of encampment sites and will provide periodic updates. Should you have any questions or concerns, please contact Nadia Chandler Hardy, Chief of Community Services and Monica Hardman, Managing Director of Office of Homeless Solutions.

New Items

[Active Shooter Response/Rescue Task Force](#)

The Dallas Police Department (DPD) and Dallas Fire-Rescue (DFR) will begin an Active Shooter Response/Rescue Task Force collaborative training on Thursday, July 19, 2018. This training is for police officers, senior corporals, and sergeants assigned to patrol and will cover shooter response, demonstration on one, two, and three officer entry, and recognition of hot, warm, and cold zones. There will be two scenarios that will require participants to respond to a location by squad car, neutralize the threat, form a rescue task force with DFR and start treating the wounded. Staff anticipates the completion of the training by February 2019. Should you have any questions or concerns, please contact Executive Assistant Chief, David Pughes.

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Media Inquiries

As of July 16th, the City has received media requests from various news outlets regarding the following topics:

- Animal Cruelty
- Nokia Lease Cypress Waters Incentives
- Status of Margaret McDermott Bridge
- Officer Shifts (DPD)
- Man Rescued at Bachman Lake (DFR)
- DFR Considering Extra Gear to Combat Against Cancer (DFR)

Please see the attached document compiling information provided to the media outlets for the week of July 9th – July 16th for your reference and in the event you are contacted by the press. Should you have any questions or concerns, please contact Kimberly Bizer Tolbert, Chief of Staff.

Look Ahead

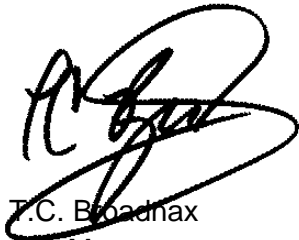
City Council Briefings

August 1, 2018

- Bond Program Update
- Homeless Solutions Proposed Strategy
- Resilient Dallas Strategy and Equity Indicators

August 14, 2018

- City Managers Recommended Budget for FY 18-19 and FY 19-20 Biennial Budget
- Truth in Taxation
- FY 18-19 and FY 19-20 Budget for Public Safety Strategic Priority



T.C. Broadnax
City Manager

c: Larry Casto, City Attorney
Craig D. Kinton, City Auditor
Billerae Johnson, City Secretary
Daniel F. Solis, Administrative Judge
Kimberly Bizer Tolbert, Chief of Staff to the City Manager
Majed A. Al-Ghafry, Assistant City Manager

Jon Fortune, Assistant City Manager
Joey Zapata, Assistant City Manager
M. Elizabeth Reich, Chief Financial Officer
Nadia Chandler Hardy, Chief of Community Services
Raquel Favela, Chief of Economic Development & Neighborhood Services
Theresa O'Donnell, Chief of Resilience
Directors and Assistant Directors



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**Public Affairs & Outreach
Media Requests
July 10 – July 16**

July 9; Claire Ballor, Dallas Morning News; I am looking to speak with someone regarding a lawsuit that was filed against the city of Dallas last Thursday on behalf of Tiffany McCullers. The suit is regarding the death of Mark McCullers, an SMU officer who drowned in Turtle Creek floodwaters in 2016.

I'd like to know if the city of Dallas has any response to the lawsuit and the claims it makes that the city was negligent in preventing dangerous flooding. My deadline for this story is today by 5 p.m.

City Response: The City does not comment on pending litigation.

July 9; Cory Smith, NBC 5; I would like to speak with someone from DAS on background about how animal cruelty cases that are brought to DAS are handled/investigated. I'm hoping someone can call me back by Wednesday.

City Response: Dallas Animal Services is not authorized to investigate animal cruelty. Those cases are filed by the Dallas Police Department and referred to the SPCA for investigation. Attached is the Memorandum of Understanding between the City and the SPCA for investigations into animal cruelty.

Follow up: If someone brought a cruelty allegation/complaint directly to DAS what happens? Does DAS immediately involve DPD/SPCA?

Response: If DAS is contacted about animal cruelty, they immediately involve the SPCA for investigation.

Follow up: Is there any documentation of the complaints made to DAS that are sent to the SPCA. In other words is DAS tracking the number of complaints that come in, how many are referred to the SPCA, how many animals seized, and how many of those cases are prosecuted.

Response: You'll need to put in an open records request for that information.

July 10; Ken Kalthoff, NBC 5; We have seen fliers attached to Dallas trash containers at the curb advertising Bincense.com which is a cleaning service for trash bins. Does the City of Dallas endorse this? Or is it just a clever marketing approach by this company? Is there any prohibition or regulation on placing advertisements on City of Dallas issued trash containers?



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City Response: The City doesn't endorse or authorize it, but it's not against any ordinance or law.

July 12; Danny Gallagher, Dallas Observer; I'm working on a news story about the new RoboCop movie that's in development. Deadline just reported that Neill Blomkamp will direct it and the script that the original screenwriters, Ed Neumeier and Michael Miner, put together as the sequel they intended for the first movie. I'm scheduled to talk to Ed later tonight.

I was just curious if the TFC was doing anything to try and get the production to come to Dallas again or if your office was in any kind of talks with the studio. I know it's still in the rewriting stages but I figured y'all might be working on something. I'm also just super excited about the new movie.

City Response: We are excited to hear there's new momentum about a RoboCop sequel; however, we understand it is still in the script development stage. It's unclear when it will go forward, but we would be thrilled if principal filming took place in Dallas.

July 12; Steve Pickett, CBS 11; Forrest Wilburn, Dallas Morning News; inquiries related to rules for scooters and helmets in Dallas

City Response: The City of Dallas Ordinance states anyone under the age of 17 is required to wear a helmet. Advising riders of any helmet requirements in State laws fall are the responsibility of the company.

July 12; Brian Womack, Dallas Business Journal; I am a reporter with the Dallas Journal, and I wrote a story about the new Nokia lease at Cypress Waters. I wanted to ask about the incentives.

So, it looks like there will be about \$4 million in incentives for the project. Will some of that come from state enterprise funds/designation? How much? Is Dallas seeking that or has it already received it as part of the package?

Also, any general thoughts on using incentives for a company that already has huge ops in the area? Any comment on how many jobs it could generate in addition to what Nokia already has here?

City Response: Thanks for your inquiry. Many of your questions can be answered in the City Council Agenda from June 27, 2018 below:

https://dallascityhall.com/government/Council%20Meeting%20Documents/finaladdendum_june27,2018.pdf

Look for item 14.



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July 13; Hannah Ortega, Dallas Morning News; What are the duties of a city marshal? What makes them different from, say, a municipal police officer or sheriff or constable? How and in what situations do city marshals work with municipal police, sheriffs, constables, etc.? Does every Texas city have city marshals? If no, what determines if a city needs city marshals?

City Response:

- City Marshals are licensed peace officers under the Texas Code of Criminal Procedure (Section 2.12. (3)) as are municipal police officers, sheriffs, constables, etc.
- City Marshals have the same powers of arrest and responsibilities to serve the public as other Texas peace officers.
- In the City of Dallas, Marshals have a variety of specialized duties including warrant enforcement, environmental criminal investigation and enforcement, service of civil process from the Municipal Courts and other City Departments, operation of the City Detention Center and working as Bailiffs in the Municipal Courts.
- City Marshal regularly work with Dallas Police Officers as we utilize the same dispatcher, the same Mobile Data Computer system and the same Report Management System. The Marshal's Office assists the Dallas Police Department during special operations, including a recent round-up of defendants with misdemeanor and felony domestic violence warrants.
- Not every Texas city has a Marshal's Office. The decision to employ a City Marshal(s) is up to the individual city.

July 13; NBC 5, WFAA, CBS 11, DMN; inquiries related to the current status of the Margaret McDermott Bridge

City Response: The Contractor is still onsite performing work on the TxDOT Punchlist, so the bridge remains an active construction site. The Engineer of Record has suggested two different cable system retrofit alternatives. The City provided comments regarding the alternatives and requested the Engineer of Record to recommend an alternative for moving forward with an estimated cost and schedule no later than Jul 6, 2018. We also requested a construction schedule for implementing these improvements that will allow at least partial access to the hike and bike trails while that work commences. However, at this time, we do not have a firm date for the bridge opening. The Engineer of Record provided a response on July 6, 2018, that did not provide a specific recommendation for a preferred alternative. They requested a meeting with TxDOT and the contractor to discuss constructability for the proposed alternatives to develop the path forward and an estimate of time and costs associated with the proposed modifications. In addition, the Engineer of Record clarified the recommendation for adding additional dampers for the bridge cables.



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The initial fatigue testing was conducted in August 2017. The City Council authorized \$222,016.18 on April 12, 2017 to cover additional costs (\$86,681.67 for fatigue testing plus \$135,334.51 for additional damper to address cable vibration). The City paid TxDOT for the fatigue tests and dampers utilizing a deduction from Santiago Calatrava design contract (\$125K) and private donations (\$100K). The design team engaged an independent third-party wind tunnel expert to conduct on-site testing and monitoring of the cable system. The cost of the third-party wind tunnel expert was paid for by the design team. The City used private funds (\$45,370.79) to pay TxDOT for the contractor's efforts in assisting the third-party wind tunnel expert. The Engineer of Record engaged another third-party expert to evaluate earlier results by the wind tunnel expert, conduct additional on-site testing of the cables and make recommendations for a path forward. Costs associated with the third-party expert efforts are the responsibility of the Engineer of Record.

The City, TxDOT and the design team are working diligently towards a resolution to the cable fatigue to allow us to open the bridge as soon as is practicable. We have requested an implementation schedule that will allow at least partial opening while the retrofit measures are being installed. Relevant details are in the letter from the Engineer of Record.

July 13; Hannah Ortega, Dallas Morning News; I was wondering if I could please ask someone in your office a few questions about the free adoptions being offered by Dallas Animal Services today through Sunday.

City Response: Adoption fees waived through Sunday for both of our locations.

Starting Monday, July 16th, we are reducing adoption fees to \$20 for the month of July or \$10 adoption fees for citizens who donate a red, white or blue animal related item. We are promoting treats, toys, blankets & towels as our animal related items.

July 14; Joanna Molinero Sample, Telemundo 39; I am reaching out to obtain more information on an animal attack on 6400 Latta Street. We are told the animal attack victim was attacked by 3 dogs.

City Response: I can confirm that Dallas Animal Services is investigating an incident at that address. The dog that was reported to have bitten a victim was taken into custody. That is all the information available at this time.

July 15; Allen Manning, WFAA; Do you have any information regarding the death of a Dallas sanitation worker who was killed Thursday when two vehicles collided at the McCommas Bluff Landfill in southeast Oak Cliff?

City Response: The accident involved a City Sanitation truck and a private waste company truck. The driver of the Sanitation truck was a City employee. There were two



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temporary contract workers from Results Staffing in the City truck (not City employees). One of the contact workers passed. The other one and the City employee's conditions are unknown. We also do not have any information regarding the driver of the private waste truck. It appears the accident was caused by the City truck but it's still an ongoing DPD investigation.

Dallas Police media:

July 10; Fox 4, NBC 5, WFAA, CBS 11, DMN; inquiries related to an accident involving squad cars on Stemmons at Empire Central

City Response: On Tuesday, July 10, at approximately 2 a.m., an officer driving a marked squad car traveling south bound on Stemmons Freeway near Empire Central was passed by a civilian vehicle traveling at a high rate of speed. The officer started pacing this vehicle as they were approaching a construction work zone. An off-duty officer in a marked squad car was working a freeway construction zone job and was attempting to shut down the right lane when his squad car was rear ended by the civilian vehicle. The civilian vehicle was then struck by the marked squad car that was following behind it. A third squad car and traffic truck that were in the construction zone were also collided into. Neither of the occupants of these two vehicles were injured. The two officers involved in the accident were transported to a local hospital with non-life threatening injuries. The civilian driver and his passenger were also transported to a local hospital and did not appear to have any serious injuries. A warrant for a blood draw will be executed for the civilian driver.

July 12; Fox 4, NBC 5, WFAA, CBS 11, DMN; inquiries related to a shooting at 310 W. Kiest Blvd.

City Response: On July 12, 2018, at about 2:19 a.m., officers were dispatched to 310 West Kiest Boulevard regarding a shooting. Upon arrival officers observed two Hispanic females had been shot. The preliminary investigation revealed that the two victims (passengers) and a witness (driver) were riding in a vehicle when they stopped at a convenient store at Beckley and Illinois. While at the convenient store unknown Hispanic males arrived at the location. One of the males became involved in a physical disturbance with the witness. This unknown male had a gun. The witness and the victims attempted to flee the area in the witness' vehicle. As the witness and victims were fleeing an unknown individual fired a weapon and both female victims were struck. The witness dropped the victims off at the call location of 310 West Kiest Boulevard at South RLT Freeway. The witness vehicle was found abandoned a block away from where the victims were dropped off. The victims were transported to Methodist Central Hospital by Dallas Fire Rescue. One victim, Latin female 25 years old, was shot in the back area (non-life threatening). The second victim Latin female 41 was shot in the head (non-life threatening). The witness was not injured, and was later interviewed at police headquarters. The suspect(s) remain at large. Detectives responded to the scene. This offense is documented on case number 151695-2018. This is all the



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information available, if further updates are received it will be distributed accordingly. The investigation is ongoing.

July 5; Stephen Young, Dallas Observer: I'm working on a piece about the letter to Dallas Mayor Mike Rawlings posted to Facebook Wednesday night by Officer Nick Novello (<https://www.facebook.com/nick.novello.3/posts/10155916301424545>). I'm hoping to confirm, specifically, Officer Novello's description of Central Patrol staffing levels on June 30 and July 4.

"On Saturday the 30 of June, after 9 officers were assigned to the Immigration Demonstration in Northwest Dallas, and 4 were assigned to fixed posts, there were FIVE of us left to answer calls for the whole of Channel one. Two of us were sent on a city-wide officer assist to the immigration demonstration in Northwest Dallas, leaving THREE officers to answer calls. I suspect your personal police protection detail is larger than this.

On Wednesday, July 4, 2018 I arrived to work to find 9 officers assigned to work patrol; after 5 officers were assigned to the police response team for the immigration demonstration on channel 5, (Northwest Dallas) that left FOUR of us to handle all calls at Central."

Are the above couple of paragraphs accurate?

City Response: During the day shift at the Central Division on June 30, 2018, eighteen officers were on duty. Seven of these officers were requested to assist with securing a protest at the Northwest Division. Two additional officers were requested for paddy wagon deployment. There were two officers assigned to station security at Central Division. This left seven officers available for call response. As the protest became difficult to manage and some demonstrators became unruly, an additional two officers from the Central Division were requested. Officer Novello and another officer working station security responded in an effort to keep the seven call response officers from leaving the division. This critical response to the Northwest Division lasted for approximately 90 minutes and then all elements were released back to Central Division. One officer worked overtime from 1:00 p.m. to 3:00 p.m. Five arrests were made at the demonstration site. A total of 70 calls for service were dispatched during the day shift. On Wednesday, July 4, 2018 during the dayshift there was a total of thirteen officers assigned to work the dayshift for Central Patrol. Of those thirteen Officers, seven were assigned to a response team for a protest in the Northwest Division. The Central Division had a total of six officers who remained at Central Division to respond to calls. In addition to these patrol officers there was six NPO officers and four CRT/Deployment officers on-duty who were available to assist with the call answering responsibilities. Two officers worked overtime from 12 noon to 2:00 p.m. A total of 58 calls for service were dispatched during the day shift.



City of Dallas
Dallas Fire-Rescue Department
Media Requests: July 9, 2018 – July 15, 2018.

Monday, July 9th: All Local News Outlets – Can you provide us any information about a water rescue DFR is conducting after an individual was reportedly swept away into Bachman Creek, near Northwest Highway and Vantex Drive?

City Response: At 16:57 Dallas Fire-Rescue units responded to a 911 call for a Swift Water Rescue after a 65 year old homeless man was swept into a storm drain, by rapidly rising waters, near the intersection of West Northwest Highway and Vantex Drive in Northwest Dallas.

Firefighters searched the area by land, water and air, until, just over an hour later, the man was found alive and well, a short distance away, at the 11000 block of Shady Trail, near the intersection of Walnut Hill Lane.

Despite his age, and everything he had just been through, the man was uninjured and refused to be taken to the hospital.

Tuesday, July 10th: Lori Brown (Fox 4 News) - Austin has begun giving its firefighters extra fire suits in order to ensure they always have a clean one to wear to help prevent inhalation of cancerous chemicals. Can you please tell me what Dallas's response is to this approach? Is this something that Chief Coatney believes would be beneficial for Dallas to do as well? Could the Chief tentatively be available for an interview regarding this tomorrow?

City Response: Yes, Chief Coatney feels that this is an effective approach. It has also been submitted as an improvement item for the budget. Unfortunately, he will not be available for an interview on this topic. When it comes to budget items, we tend to stay away from doing interviews on them until the budget has been finalized.

Tuesday, July 10th: Scott Friedman (NBC 5 News) - Below is the email we received via our open records request regarding the A/C issues. I am wondering if you could provide an interview to update the situation and talk about how the A/C issues have affected service?

Here are the main questions I have:

- How many units remain out of service?
- How many units in all are affected? (there are some numbers in the note below but it's hard to tell what the total is).
- What model years are involved? What is the actual make and model affected?
- How often are you having to pull units off the road due to A/C problems?



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- How are the A/C issues affecting your DFR personnel and/or patients – are there cases where they are having to work inside hot ambulances?
- Do you have any update on the status of the conversations with the manufacturer to get the issues resolved?

Thanks again. Look forward to talking.

City Response: Dallas Fire-Rescue is presently experiencing higher than normal air conditioning issues in the transport compartments of some of its 2016 and 2017 model rescue units. More specifically, the temperatures in the rear compartments have been reported as reaching as high as the 80's during the afternoon hours; making it a real challenge, for both patient and first responder, in the midst of the Texas heat.

While only 3 rescue units have had to be placed out of service for this issue, others, experiencing similar issues, remain in service. The larger concern however, lies with 10 recently purchased 2018 model rescue units waiting to be placed into service, and 11 more awaiting delivery, which have the same air conditioning units as the models experiencing the problems.

Our Maintenance Division is currently working with vehicle and equipment manufacturers to resolve this issue, but the problem has yet to be identified. Once a resolution has been found, the plan is to have it applied to the newly purchased units, in addition to the 2016 and 2017 units that make up roughly half of the department's front-line fleet.