

Memorandum

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CITY SECRETARY
DALLAS, TEXAS



CITY OF DALLAS

DATE January 19, 2012

TO Honorable Members of the Quality of Life & Government Services Committee:
Sandy Greyson (Vice Chair), Mónica R. Alonzo, Dwaine Caraway, Carolyn Davis

SUBJECT Quality of Life & Government Services Committee Meeting Agenda

Monday, January 23, 2012, 9:30 a.m.

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

The agenda for the meeting is as follows:

- | | |
|---|---|
| 1. Approval of amended December 12, 2011 minutes
(9:30 a.m. – 9:31 a.m.) | Angela Hunt, Chair |
| 2. Approval of January 9, 2012 minutes
(9:31 a.m. – 9:32 a.m.) | Angela Hunt, Chair |
| 3. Animal Shelter Commission Report
(9:32 a.m. – 10:15 a.m.) | Skip Trimble
Chairman, Animal Shelter Commission |
| 4. Home Solicitation Ordinance
(10:15 a.m. – 11:00 a.m.) | Tom Perkins
City Attorney |
| 5. Adjourn
(11:00 a.m.) | Angela Hunt, Chair |

Please let me know if you have any questions.

Handwritten signature of Angela Hunt.

Angela Hunt
Chair

cc: Honorable Mayor and Members of the City Council
Mary K. Suhm, City Manager
Rosa A. Rios, Acting City Secretary
Thomas P. Perkins, Jr., City Attorney
Craig D. Kinton, City Auditor
C. Victor Lander, Administrative Judge
Stephanie Cooper, Assistant to the City Manager

A.C. Gonzalez, First Assistant City Manager
Ryan S. Evans, Assistant City Manager
Jill A. Jordan, P.E., Assistant City Manager
Forest E. Turner, Assistant City Manager
Joey Zapata, Assistant City Manager
Jeanne Chipperfield, Chief Financial Officer

DATE January 19, 2012
SUBJECT Quality of Life & Government Services Committee Meeting Agenda
PAGE 2 of 2

A closed executive session may be held if the discussion of any of the above agenda items concerns one of the following:

1. Contemplated or pending litigation or matters where legal advice is requested of the City Attorney. Section 551.071 of the Texas Open Meetings Act.
2. The purchase, exchange, lease or value of real property, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.072 of the Texas Open Meetings Act.
3. A contract for a prospective gift or donation to the City, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.073 of the Texas Open Meetings Act.
4. Personnel matters involving the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear a complaint against an officer or employee. Section 551.074 of the Texas Open Meetings Act.
5. The deployment, or specific occasions for implementation of security personnel or devices. Section 551.076 of the Texas Open Meetings Act.

Quality of Life & Government Services Committee Meeting Record

**-AMENDED-
DRAFT**

Meeting Date: December 12, 2011 **Convened:** 9:37 a.m. **Adjourned:** 10:57 a.m.

Members Present:

Angela Hunt, Chair
Sandy Greyson, Vice Chair
Monica R. Alonzo
Carolyn Davis

Scott Griggs (non-member)

Members Absent:

Dwaine Caraway
*On official city business
(Council Resolution 12-0166)*

Briefing Presenters

Elizabeth Ramirez
Assistant Director, Street Services
Theresa O'Donnell
*Director, Sustainable Development
& Construction*

Staff Present:

Joey Zapata, Forest Turner, Gilbert Aguilar, Theresa O'Donnell, Jimmy Martin, Elizabeth Ramirez, Peer Chacko, David Whitley, Clifton Gillespie, Michelle Gonzalez, Sean McGrew

Special Guests:

Lee Kleinman, Park & Recreation Board Member, District 11

AGENDA:

1. Approval of the November 14, 2011 Minutes

Presenter(s):

Information Only:

Action Taken/Committee Recommendation(s): Motion made to approve November 14, 2011 minutes

Motion made by: Monica Alonzo

Motion seconded by: Sandy Greyson

Item passed unanimously:

Item passed on a divided vote:

Item failed unanimously:

Item failed on a divided vote:

2. Pavement Markings

Presenter(s): Elizabeth Ramirez

Information Only:

Action Taken/Committee Recommendation(s):

This briefing provided information on the current street striping program, costs associated with striping bike lanes, and requirements prior to bike route implementation.

Mr. Griggs and Mrs. Hunt requested that they be provided within one week a matrix of the striping projects that will be completed through the reconstruction process.

3. **Bike Plan Implementation and the Thoroughfare Plan Amendment Process**

Presenter(s): Theresa O'Donnell

Information Only:

Action Taken/Committee Recommendation(s):

This briefing presented current recommendations regarding implementation of the Dallas Bike Plan. Clarification was made regarding the Bike Plan implementation and Thoroughfare Plan Amendments. Options were presented for the Bike Plan and roadway design recommendations for Fort Worth Avenue.

Mrs. Hunt requested a map of the demonstration projects that were discussed in the Bike Plan. She also requested a version of this map overlaid with the Thoroughfare Plan.

Councilmember Angela Hunt
Chair

Quality of Life & Government Services Committee Meeting Record

DRAFT

Meeting Date: January 9, 2012

Convened: 9:35 a.m.

Adjourned: 10:40 a.m.

Members Present:

Angela Hunt, Chair
Sandy Greyson, Vice Chair
Monica R. Alonzo
Dwayne Caraway
Carolyn Davis

Members Absent:

None

Briefing Presenters

Jody Jones
Division Manager, Dallas Animal Services
Rick Galceran, P.E.
Director, Public Works Department

Ann Margolin (non-member)
Delia Jasso (non-member)

Staff Present:

Joey Zapata, Jimmy Martin, Rick Galceran, Gilbert Aguilar, Alan Hendrix, Jody Jones, Rita Hensley, Clifton Gillespie

Special Guests:

Animal Shelter Commission Members: Skip Trimble (Chair), Jonnie England, Maeleska Fletes

AGENDA:

1. **Approval of the December 12, 2011 Minutes**

Presenter(s):

Information Only:

Action Taken/Committee Recommendation(s): Motion made to approve December 12, 2011 minutes

Motion made by: Dwayne Caraway

Motion seconded by: Monica R. Alonzo

Item passed unanimously:

Item passed on a divided vote:

Item failed unanimously:

Item failed on a divided vote:

2. **Animal Services Update**

Presenter(s): Jody Jones, Jimmy Martin

Information Only:

Action Taken/Committee Recommendation(s):

This briefing provided an overview and background of Animal Services operations, introduced the new shelter manager, Jody Jones, and identified priorities and next steps for Animal Services.

Mr. Caraway requested that he be provided a chart identifying calls for services.

Mrs. Hunt requested a chart of Dallas Animal Services budget and FTEs for the past 10 years.

3. **Landscape Maintenance Agreements with TxDOT**

Presenter(s): Rick Galceran, Gilbert Aguilar

Information Only:

Action Taken/Committee Recommendation(s):

This briefing provided a review of the Municipal Maintenance Agreement for mowing and cleaning of TxDOT corridors, and a review of the City's existing Landscape Maintenance Agreements. Endorsement of LMAs for two additional City landscaping projects in TxDOT right-of-way was considered.

Mrs. Hunt requested that she be provided with additional information on project funding.

Councilmember Angela Hunt
Chair

Memorandum



CITY OF DALLAS

DATE January 20, 2012

Honorable Members of the Quality of Life & Government Services Committee:
TO Angela Hunt (Chair), Sandy Greyson (Vice Chair), Mónica Alonzo, Dwaine Caraway,
Carolyn R. Davis

SUBJECT Animal Shelter Commission Report

Attached you will find material for the Animal Shelter Commission Report that will be presented to the committee by the commission chair on Monday, January 23, 2012.

If you have any questions or require additional information, please let me know.

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

Joey Zapata
Assistant City Manager

Attachment

cc: Honorable Mayor and Members of the City Council
Mary K. Suhm, City Manager
Rosa A. Rios, Acting City Secretary
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Dallas Animal Shelter Commission Update – Priorities for FY 2011-2012



Presented to the
Quality of Life and Government Services
Committee

Monday, January 23, 2012



Dallas Code Compliance, what it all means
COMMUNITY



Commission Priorities for FY 2011-2012

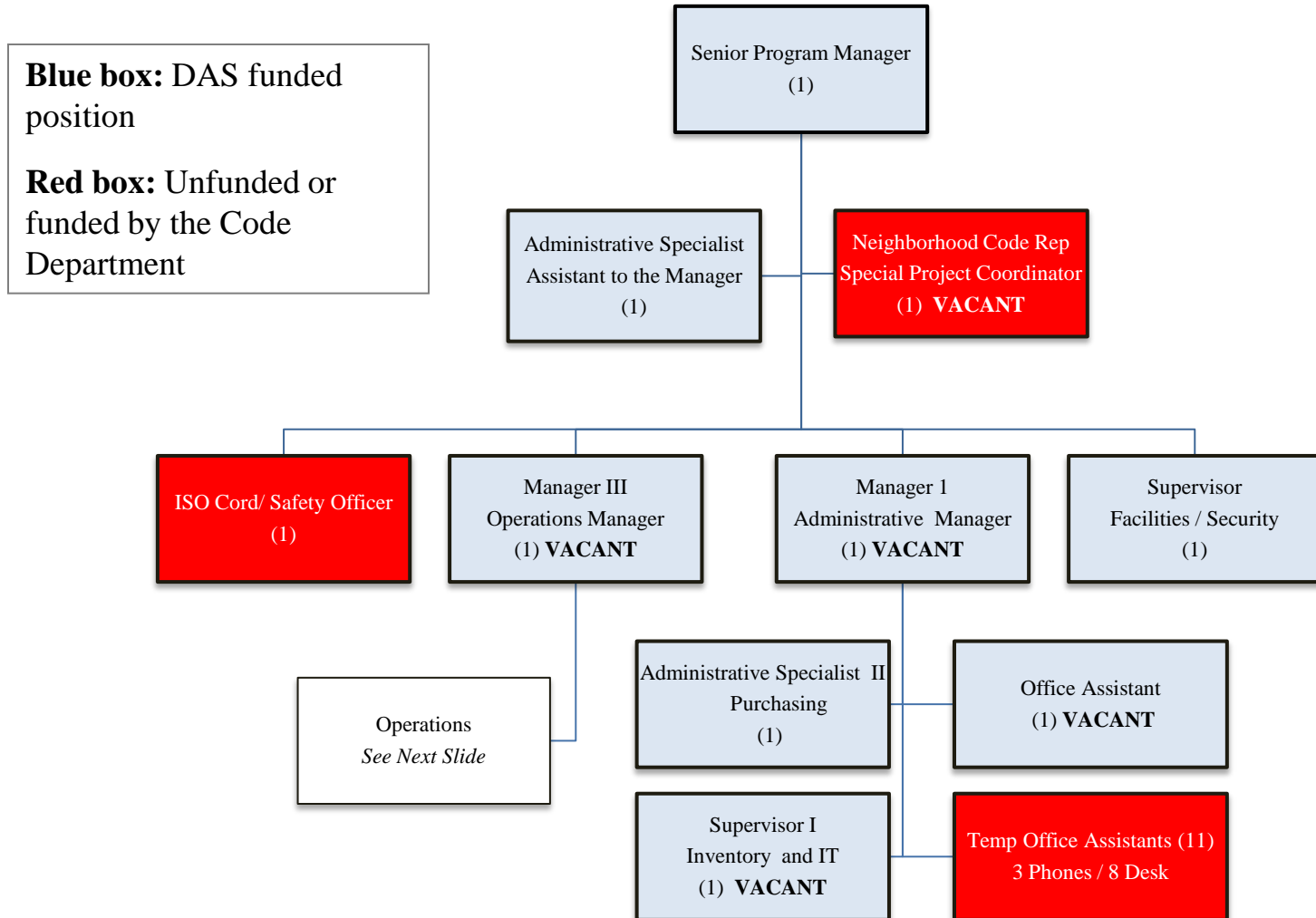
Priority 1: Fill all DAS Vacancies



- As soon as possible and with *qualified* and *compassionate* individuals
- The FY 2010-2011 RIF resulted in a large number of vacancies in *urgent* need of being filled, not the least of which are mid-management and important supervisory positions
- The current employment policy is worrisome because contract laborers require *more supervision and training*
- DAS cannot operate effectively or fully serve our citizens until these critical positions are filled with qualified individuals

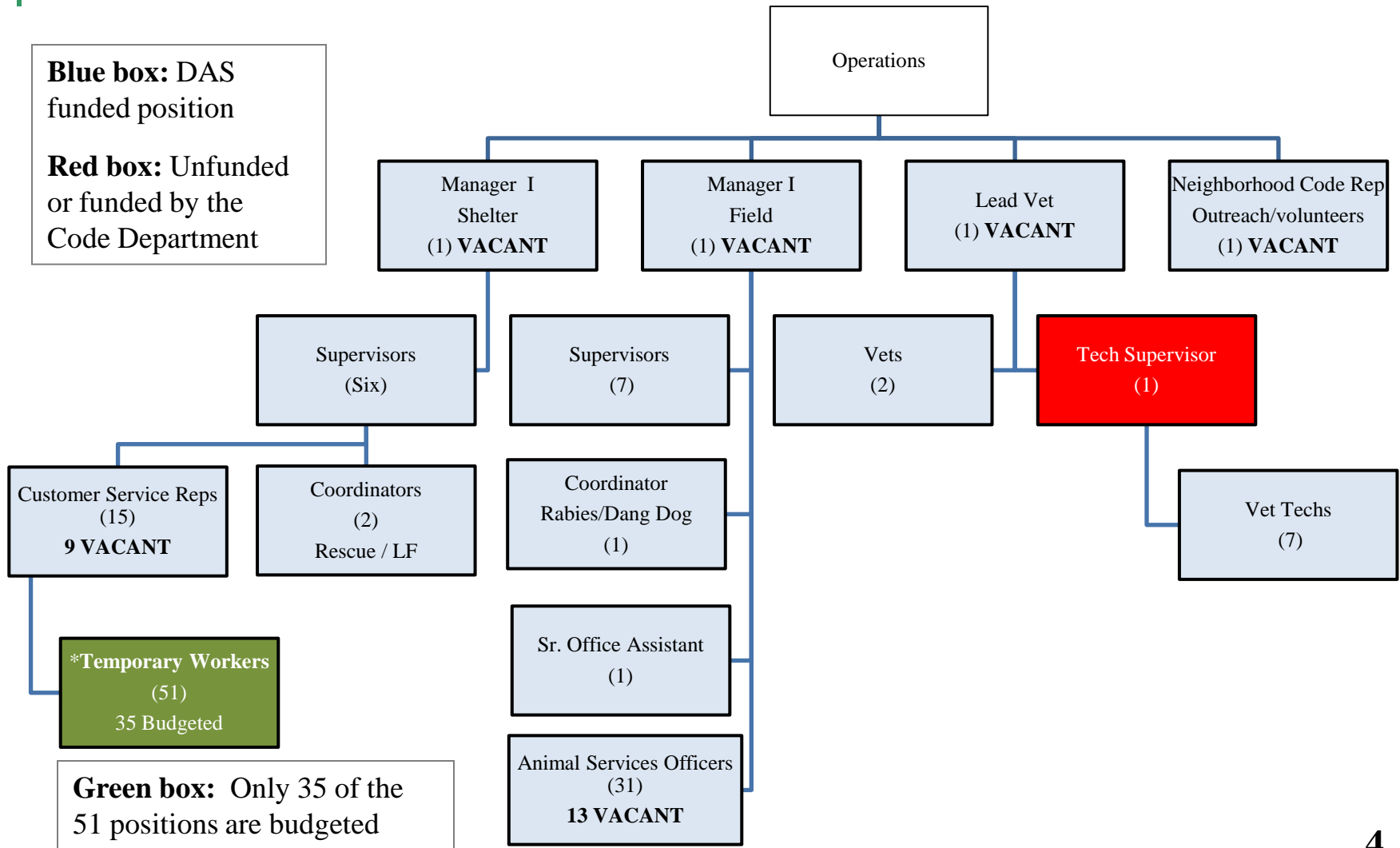
Commission Priorities for FY 2011-2012

Priority 1 continued: DAS Organizational Chart



Commission Priorities for FY 2011-2012

Priority 1 continued: DAS Organizational Chart



Commission Priorities FY 2011-2012

Priority 2: Dallas Companion Animal Project



A separate report on this project by Jonnie England, a member of the Commission and the Dallas CAP Task Force, will follow at the end of this slide presentation

Commission Priorities FY 2011-2012

Priority 3: Fix the Shelter Facility



- The HVAC system at DAS has been an ongoing problem since it was installed
- The existing HVAC system needs to be replaced to provide a SAFE and HEALTHY environment for the staff, the public, and the animals
- There are other ongoing problems that need to be addressed

Commission Priorities FY 2011-2012

Priority 4: Improve Services and Efficiency

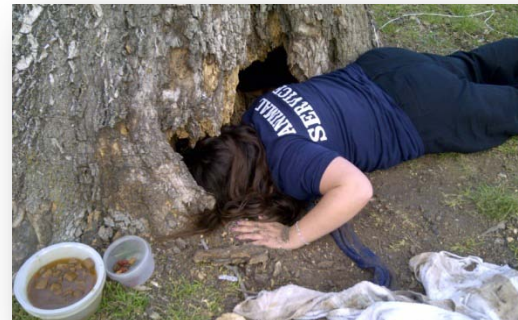
- **Overhaul and improve the 3-1-1 system**
 - Revise call structure; realistic service level and public/animal safety priorities
 - High turn over necessitates better and more extensive training and orientation, specific to animal services calls, ability to distinguish urgent from non-urgent



Commission Priorities FY 2011-2012

Priority 4 continued:

- **Better use of Code Enforcement officers**
 - Develop plans for more effective use of 200+ Code officers; define and facilitate other support services Code officers could provide to DAS
 - Free up DAS Animal Service Officers to focus on animal-specific tasks, improve response times



Commission Priorities FY 2011-2012

Priority 4 continued:

- **Outsource Wildlife Management**

- Huge amounts of money and time are wasted by DAS in delivery and pickup up of wildlife traps. Studies prove it is ineffective in managing wildlife. Many cities have eliminated wildlife traps and refer calls to approved outside wildlife management groups

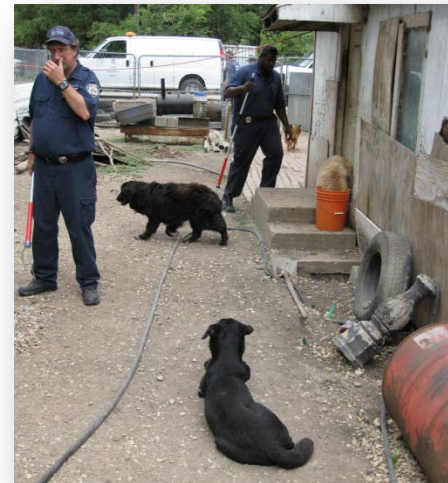


Commission Priorities FY 2011-2012

Priority 4 continued:

■ **Outsource Animal Cruelty Investigations**

- At this time, the SPCA of Texas is much better equipped to do cruelty investigations and pursue prosecution. Outsourcing this task to SPCA for the time being will free up DAS officers for other tasks



Commission Priorities FY 2011-2012

Priority 4 continued:

- **Implement the HSUS Report Recommendations**

- Some of the 250 recommendations contained in the 2010 HSUS report on DAS have been completed, but many have not and must be implemented quickly. Those requiring continued assessment should be organized to ensure periodic reviews

Commission Priorities FY 2011-2012

Priority 4 continued:

- **Reassign Dangerous Dog Determinations and associated hearings to DAS**
 - DAS should determine whether a dog is dangerous, not Code Compliance
 - A review of the ordinance and related policies needs to be done immediately to protect the rights of citizens and to protect the City from potential lawsuits

Priority 5: Reduce Stray and Unwanted Pet Population

- **Increase Education and Community Outreach**
 - Review the Responsible Pet Ownership Class
 - Continue the collar/tag program at DAS
 - Promote tours of DAS Shelter, plan outreach events with DISD, private schools and community groups



Commission Priorities FY 2011-2012

Priority 5 continued:

■ **Increase Education and Community Outreach continued:**

- Enhance DAS website resources
- Provide a dedicated Hotline/Online Help via telephone and/or online links on DAS website to answer questions that can help owners keep their pets
- Continue and increase off-site adoption events



Commission Priorities FY 2011-2012

Priority 5 continued:

- **Better Lost and Found Assistance**
 - Create an interactive website for the public
 - Continue to dedicate a DAS staff member to recordkeeping and assisting the public
 - Pursue funding for an ongoing pet ID program, *i.e.* microchip, collar and tag, etc.



Commission Priorities FY 2011-2012

Priority 5 continued:

- **Increase Spay/Neuter Resources**
 - Continue the City's Spay/Neuter (S/N) Subsidy Program
 - Identify additional resources for DAS officers to offer free or low cost S/N services, bring people into compliance when violations are identified in the field
 - Offer incentives for free or low cost S/N to citizens who would not otherwise sterilize their pets

Commission Priorities FY 2011-2012

Priority 5 continued:

- **Increase Spay/Neuter Resources continued:**
 - Community collaborations
 - Continue support of the Big Fix for Big D program (subsidized by the Meadows Foundation, The Dallas Foundation, Summerlee Foundation, PetSmart Charities® and Rees-Jones Foundation in partnership with the SPCA of Texas, the Metroplex Animal Coalition and KCAAP) to expand spay/neuter resources in areas currently underserved



KAUFMAN COUNTY
Animal Awareness Project



Priority 6: Texas State Legislation

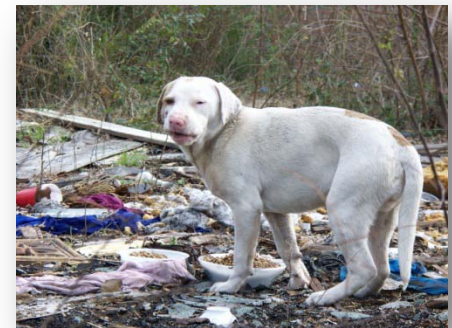
- **Texas Law** - Allows a city to elect to use civil proceedings to enforce certain code compliance violations
- **Enforcement of Chapter 7 (Animals)** – Enforcement of the Dallas Animal Code can be better and more efficiently accomplished through civil proceedings in addition to criminal citations
- **2013 Texas Legislature** - The Commission will be recommending state legislation to make this choice available for animal ordinance violations.

Dallas Companion Animal Project

Making Dallas a No-Kill Community



- More and more cities around the country are working to end the killing (euthanasia) of adoptable dogs and cats.
- DAS now has an experienced manager in Jody Jones, who led the effort to make Richmond, VA, a no-kill city.
- With recent positive changes at Dallas Animal Services and a forward-thinking City Council, the stage is set for Dallas to join the movement.
- Steady rise in public awareness of the plight of homeless dogs and cats.
- The time is right: The citizens of Dallas are ready to make this happen.



Dallas Companion Animal Project

Creating a Blueprint



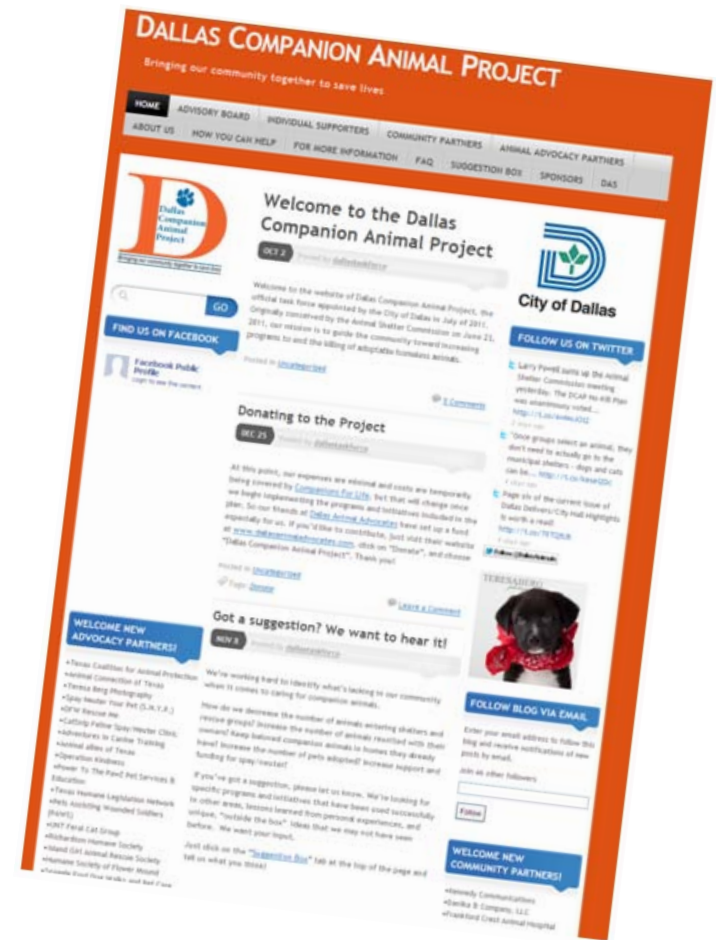
- In July 2011, ACM Joey Zapata appointed a 12-person task force that includes the most experienced animal care and sheltering experts in our community and represents every facet of animal welfare.
- Task: To create a blueprint for Dallas to become a no-kill community.
- Researched other communities to learn how they increased their “live release rates,” i.e., stopped the killing of adoptable shelter dogs and cats
- Identified existing and potential resources: rescue and foster groups, advocacy groups, spay/neuter programs and feral cat organizations

Dallas Companion Animal Project

Creating a Blueprint



- Created website and Facebook page
- Engaged the public for their input
- Identified hundreds of components, suggestions and programs
- Developed plan that encompasses programs and initiatives already in place in our community, is *customized* to serve the needs of Dallas and our citizens, and focuses predominantly on the private sector
- Identified six (6) major initiatives



Dallas Companion Animal Project

Major Initiatives in Dallas' Customized Plan



- Awareness and Education
- Feral and Community Cats
- High-volume Free and Low-Cost Spay/Neuter Programs
- Pet Owner Outreach
- Pet Placement Support (Adoption and Rescue)
- Fundraising



Dallas Companion Animal Project

Major Initiatives



- **Awareness and Education**
 - Aggressive public awareness campaign via support in part from Dallas' world-class business, sports and entertainment industries
 - Educational program support from local, regional and national education resources
- **Feral & Community Cats**
 - Continued partnership development with local advocacy groups



Dallas Companion Animal Project

Major Initiatives (continued)



- **High-volume Free & Low-Cost Spay/Neuter Programs**
 - Significant effort to gain community support
 - Support free and low-cost Spay/Neuter efforts of existing animal welfare organizations (Metroplex Animal Coalition, SPCA of Texas, etc.) and veterinarians
 - Support Big Fix for Big D undertaken by the Metroplex Animal Coalition, SPCA of Texas and Kaufman County Animal Awareness Project.



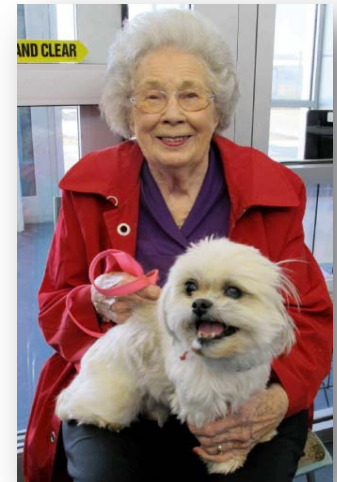
Dallas Companion Animal Project

Major Initiatives (continued)



■ Pet Owner Outreach

- Remains the largest opportunity to bring significant change by *helping people keep their pets* and reducing the number of animals coming into the shelter.
- Has the fewest support resources available
- Needs preemptive, volunteer-driven programs and services, i.e., pet behavior hotline and counseling, free or low-cost emergency veterinary care, pet-friendly housing options, pet food banks, etc.



Dallas Companion Animal Project

Major Initiatives (continued)



- **Pet Placement Support (Adoption and Rescue)**
 - Full utilization of existing animal advocacy partners
 - Explore satellite adoption opportunities similar to the nationally successful PetSmart Charities[®] Adoption Centers (City of Fort Worth) & independent ventures (Utah's Furburbia in a local shopping mall)
 - Undertake a new community-based, large-scale volunteer foster program for dogs and cats awaiting adoption



Dallas Companion Animal Project

Major Initiatives (continued)



■ Fundraising

- Work with the SPCA of Texas and other local animal-welfare groups to obtain Maddie's Fund[®] Community Collaborative grant:
 - Erie County, NY - \$5 million over 5 years
 - Mobile, AL - \$5 million over 7 years
 - New York City - \$26 million over 7 years
- Continue exploration of local donors and foundations:
 - The Big Fix for Big D, a 3-year, \$3 million Spay/Neuter project spearheaded by The Dallas Foundation



Dallas Companion Animal Project Implementation



- **Now...**
 - Request Quality of Life and Government Services Committee support of the Dallas Companion Animal Project.
- **First year**
 - Focus on the detailed one-year business plan and multi-year strategic plan
 - Finish prioritizing and begin implementing programs and initiatives
 - Determine related costs and funding
- **Years Two - Four**
 - Continue to implement, expand and build momentum
- **Year Five**
 - Celebrate Success! If all major initiatives have been successfully implemented, our community will be one of the largest no-kill communities in the country.



Thank You

City of Dallas Animal Shelter Commission



Memorandum



CITY OF DALLAS

DATE January 20, 2012

Honorable Members of the Quality of Life & Government Services Committee:
TO Angela Hunt (Chair), Sandy Greyson (Vice Chair), Mónica Alonzo, Dwaine Caraway,
Carolyn R. Davis

SUBJECT Home Solicitation Ordinance Briefing

Attached you will find material for the Home Solicitation Ordinance briefing that will be presented to the committee by the City Attorney's Office on Monday, January 23, 2012.

If you have any questions or require additional information, please let me know.

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

Joey Zapata
Assistant City Manager

Attachment

cc: Honorable Mayor and Members of the City Council
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Amendments to “Anti-Litter” and
“Home Solicitation” Regulations

ANTI-LITTER REGULATIONS

CHAPTER 7A, DALLAS CITY CODE

I. Current Requirements:

- Handbilling is prohibited on uninhabited or vacant private premises.
- Handbilling is prohibited when requested not to by a person on the premises or where a sign states no handbills or no solicitors.
- Where handbilling is not prohibited, handbills must be handed directly to an occupant of the premises or deposited in a manner that prevents them from blowing away. Mailboxes may not be used for handbills.
- Requirements apply to commercial and noncommercial handbills.

ANTI-LITTER REGULATIONS CHAPTER 7A, DALLAS CITY CODE

II. Possible Amendments:

- Provide that the person “causing” an unlawful handbill distribution commits an offense in addition to the person actually distributing the handbills.

- Add a presumption that the person named in a handbill is responsible for a handbill violation.

- Provide defenses to prosecution if the handbill was delivered by the U.S. Post Office or a private courier service, was an official legal notice, or was delivered at the occupant’s request.

HOME SOLICITATIONS
CHAPTER 42, DALLAS CITY CODE
(Possible Amendments)

I. General Provisions:

- Registration is required for persons conducting home solicitations, whether personally or through an employee or agent.
- Purpose is to prevent criminal activity (including burglary and fraud) and to minimize the unwelcome disturbance of citizens or disruption of privacy.
- “Home Solicitation” means the business of soliciting, selling, or taking orders for goods or services or distributing commercial printed matter on residential premises.
- Defenses are provided, including for educational, charitable, religious, or political solicitations; solicitations conducted at the invitation of the property owner or occupant; and newspaper sales requested by the property owner or occupant.
- Before taking any enforcement action, a police officer or code inspector must inquire as to the reason for the person being on the premises and consider whether a defense applies.
- Violators may be fined up to \$500.

HOME SOLICITATIONS
CHAPTER 42, DALLAS CITY CODE
(Possible Amendments)

II. Certificate of Registration:

- If applicant is a company, application must include:
 - Name, address, and telephone number of the company and its officers.
 - Date and place of establishment of the business.
 - Name, address, and telephone number of each solicitor working for the applicant.

- If the applicant is an individual, application must include:
 - Applicant's name, address, telephone number, date of birth, and driver's license (or ID card) number.
 - Names, addresses, and telephone numbers of applicant's employers, employees, and agents.
 - Current photograph of applicant.
 - Names of other communities where applicant has worked as a home solicitor.
 - Description of the goods or services solicited.
 - Dates, times, locations, and methods of solicitations.
 - Applicant's criminal history and authorization for city to obtain a criminal history report.
 - Proof of any required licenses or permits to operate the business.

HOME SOLICITATIONS
CHAPTER 42, DALLAS CITY CODE
(Possible Amendments)

II. Certificate of Registration (cont'd):

- Nonrefundable registration fee will be charged (amount to be determined).
- Certificate of registration expires one year after issuance and is non-transferable.
- Director must be notified of any material changes in initial registration information, including changes in registrant's employer, employees, or agents; changes in the goods and services solicited; or changes in dates and locations of solicitations.
- Certificate of registration must be issued within 30 days after application unless applicant:
 - Provided false information.
 - Was convicted of homicide, kidnapping, specified sexual offenses, specified assaults, robbery, burglary, or theft or fraud committed while soliciting and less than two years for a misdemeanor (or five years for a felony) have elapsed since the conviction or release from confinement.
 - Failed to meet other specified qualifications.

HOME SOLICITATIONS
CHAPTER 42, DALLAS CITY CODE
(Possible Amendments)

II. Certificate of Registration (cont'd):

- Upon issuance of a certificate of registration, each registrant will be issued an identification badge which must be displayed while conducting home solicitations.
- A certificate of registration may be suspended or revoked for violations. After revocation, a person must wait 90 days to one year before being issued another registration.

III. Home Solicitation Requirements:

- Home solicitations are prohibited before 9 a.m. or after sunset any day, Monday through Saturday, and any time on Sunday and specified holidays, unless at the occupant's request.
- Home solicitors must not enter premises posted with signs stating no soliciting, trespassing, or handbills, unless at the occupant's request.
- Only front entrances to premises may be used for home solicitations.
- Registrants must maintain records relating to solicitors working for them.