

**RECEIVED**

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**CITY SECRETARY**  
**DALLAS, TEXAS**

**City of Dallas**

*1500 Marilla Street,  
Council Chambers, 6th Floor  
Dallas, Texas 75201*

**Public Notice**

210965

**POSTED** CITY SECRETARY  
DALLAS, TX



**Quality of Life, Arts, and Culture Committee**

**November 15, 2021**

**9:00 AM**

The Quality of Life, Arts, and Culture Committee will be held by videoconference and in the City Hall Council Chambers (6th Floor).

Members of the public are encouraged to attend the meeting virtually. However, City Hall is available for those wishing to attend the meeting in person following all current pandemic-related public health protocols.

The meeting will be broadcast live on Spectrum Cable Channel 16 and online at <https://bit.ly/cityofdallastv>.

The public may also listen to the meeting as an attendee at the following videoconference [link](#).

## 2021 CITY COUNCIL APPOINTMENTS

COUNCIL COMMITTEE	
<b>ECONOMIC DEVELOPMENT</b> Atkins (C), Arnold (VC), McGough, Narvaez, Resendez, West, Willis	<b>ENVIRONMENT AND SUSTAINABILITY</b> Blackmon(C), Ridley (VC), Arnold, Bazaldua, Resendez, Schultz, West
<b>GOVERNMENT PERFORMANCE AND FINANCIAL MANAGEMENT</b> Mendelsohn (C), Willis (VC), Atkins, Bazaldua, McGough, Ridley, West	<b>HOUSING AND HOMELESSNESS SOLUTIONS</b> Thomas (C), Moreno (VC), Arnold, Blackmon, Mendelsohn, Ridley, Schultz
<b>PUBLIC SAFETY</b> McGough (C), Mendelsohn (VC), Atkins, Moreno, Resendez, Thomas, Willis	<b>QUALITY OF LIFE, ARTS, AND CULTURE</b> Bazaldua (C), West (VC), Arnold, Blackmon, Narvaez, Ridley, Thomas
<b>TRANSPORTATION AND INFRASTRUCTURE</b> Narvaez (C), Atkins (VC), Bazaldua, Mendelsohn, Moreno, Schultz, Willis	<b>WORKFORCE, EDUCATION, AND EQUITY</b> Schultz (C), Thomas (VC), Blackmon, McGough, Moreno, Narvaez, Resendez
<b>AD HOC JUDICIAL NOMINATING COMMITTEE</b> Resendez (C), Arnold, Bazaldua, Ridley, Thomas, West, Willis	<b>AD HOC LEGISLATIVE AFFAIRS</b> Atkins (C), McGough, Mendelsohn, Narvaez, Willis
<b>AD HOC COMMITTEE ON COVID-19 RECOVERY AND ASSISTANCE</b> Thomas (C), Atkins, Mendelsohn, Moreno, Ridley	<b>AD HOC COMMITTEE ON GENERAL INVESTIGATING &amp; ETHICS</b> Mendelsohn (C), Atkins, Blackmon, McGough, Schultz

(C) – Chair, (VC) – Vice Chair

### Handgun Prohibition Notice for Meetings of Governmental Entities

"Pursuant to Section [30.06](#), Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun."

"De acuerdo con la sección [30.06](#) del código penal (ingreso sin autorización de un titular de una licencia con una pistola oculta), una persona con licencia según el subcapítulo h, capítulo 411, código del gobierno (ley sobre licencias para portar pistolas), no puede ingresar a esta propiedad con una pistola oculta."

"Pursuant to Section [30.07](#), Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly."

"De acuerdo con la sección [30.07](#) del código penal (ingreso sin autorización de un titular de una licencia con una pistola a la vista), una persona con licencia según el subcapítulo h, capítulo 411, código del gobierno (ley sobre licencias para portar pistolas), no puede ingresar a esta propiedad con una pistola a la vista."

Note: A quorum of the Dallas City Council may attend this Council Committee meeting.

**Call to Order****MINUTES**

- A.     [21-2273](#)     Approval of the October 18, 2021 Committee Minutes

**Attachments:**     [Minutes](#)

**BRIEFING ITEMS**

- B.     [21-2274](#)     Small Discount Retail Store Regulations  
                            [Julia Ryan, Interim Director, Planning and Urban Design Department]

**Attachments:**     [Presentation](#)

**INFORMATIONAL MEMORANDUMS**

- C.     [21-2275](#)     Dallas Animal Services FYE21 Performance Dashboard  
                            [MeLissa Webber, Interim Director, Dallas Animal Services Department]

**Attachments:**     [Memorandum](#)

- D.     [21-2276](#)     Amendments to Chapter 41A, "Sexually Oriented Businesses," of the Dallas  
                            City Code to increase the minimum age for employees and contractors; and  
                            to impose hours of operation  
                            [Joey Zapata, Assistant City Manager]

**Attachments:**     [Memorandum](#)

**ADJOURNMENT**

**EXECUTIVE SESSION NOTICE**

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

1. seeking the advice of its attorney about pending or contemplated litigation, settlement offers, or any matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act. [Tex. Govt. Code §551.071]
2. deliberating the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person. [Tex. Govt. Code §551.072]
3. deliberating a negotiated contract for a prospective gift or donation to the city if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person. [Tex. Govt. Code §551.073]
4. deliberating the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee unless the officer or employee who is the subject of the deliberation or hearing requests a public hearing. [Tex. Govt. Code §551.074]
5. deliberating the deployment, or specific occasions for implementation, of security personnel or devices. [Tex. Govt. Code §551.076]
6. discussing or deliberating commercial or financial information that the city has received from a business prospect that the city seeks to have locate, stay or expand in or near the city and with which the city is conducting economic development negotiations; or deliberating the offer of a financial or other incentive to a business prospect. [Tex Govt. Code §551.087]
7. deliberating security assessments or deployments relating to information resources technology, network security information, or the deployment or specific occasions for implementations of security personnel, critical infrastructure, or security devices. [Tex Govt. Code §551.089]

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4. deliberating the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee unless the officer or employee who is the subject of the deliberation or hearing requests a public hearing. [Tex. Govt. Code §551.074]
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# City of Dallas

1500 Marilla Street  
Council Chambers, 6th Floor  
Dallas, Texas 75201

## Agenda Information Sheet

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**File #:** 21-2273

**Item #:** A.

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Approval of the October 18, 2021 Committee Minutes

# Quality of Life, Arts & Culture Committee Meeting Record

The Quality of Life, Arts & Culture Committee meetings are recorded. Agenda materials are available online at [www.dallascityhall.com](http://www.dallascityhall.com).

**Meeting Date:** October 18, 2021

**Convened:** 9:00 a.m.

**Adjourned:** 10:25 a.m.

**Committee Members Present:**

Adam Bazaldua, Chair  
Chad West, Vice Chair  
Carolyn Arnold  
Paula Blackmon  
Omar Narvaez  
Paul E. Ridley  
Casey Thomas, II

**Committee Members Absent:**

**Other Council Members Present:**

**Presenters:**

Jennifer Scripps, Director, Office of Arts and Culture  
Crystal Ross, Deputy Director, Park & Recreation Department  
Lisa McClendon, Special Events Coordinator, Park & Recreation Department  
Craig Davis, President & CEO, VisitDallas

## AGENDA

Call to Order (9:00 a.m.)

**A. Approval of the September 20, 2021 Meeting Minutes**

**Presenter(s):** Adam Bazaldua, Chair

**Action Taken/Committee Recommendation(s):** A motion was made to approve the minutes for the September 20, 2021 Quality of Life, Arts & Culture Committee meeting.

Motion made by: Omar Narvaez  
Item passed unanimously: X  
Item failed unanimously:

Motion seconded by: Paula Blackmon  
Item passed on a divided vote:  
Item failed on a divided vote:

**B. FY 2021-22 Cultural Organizations Program Recommendations**

**Presenter(s):** Jennifer Scripps, Director, Office of Arts & Culture

**Action Taken/Committee Recommendation(s):** The Committee discussed: FY21-22 Funding Recommendations. Increased funding for specific areas of the City. Big Thought and the Dallas Theater Center funding. Limitations placed on this funding. A motion was made to move item forward to full City Council with committee recommendation.



Motion made by: Omar Narvaez  
Item passed unanimously: X  
Item failed unanimously:

Motion seconded by: Paula Blackmon  
Item passed on a divided vote:  
Item failed on a divided vote:

**C. VisitDallas Arts & Culture Marketing**

**Presenter(s):** Craig Davis, President and CEO, VisitDallas

**Action Taken/Committee Recommendation(s):** The Committee discussed: Communication and relationship between VisitDallas and the Office of Arts and Culture. Usage of billboards and geographic limits for TPID. The mechanism in place to assess the success of the VisitDallas marketing program.

Motion made by:  
Item passed unanimously:  
Item failed unanimously:

Motion seconded by:  
Item passed on a divided vote:  
Item failed on a divided vote:

**D. Outdoor Adventures at Samuell Farm**

**Presenter(s):** Crystal Ross, Deputy Director, Park & Recreation Department; Lisa McClendon, Special Events Coordinator, Park & Recreation Department

**Action Taken/Committee Recommendation(s):** The Committee discussed: Samuell Farm's capacity. Counselor in training program and transportation services. Accessibility to the public and organized events. Corporate team building events and marketing strategies.

Motion made by:  
Item passed unanimously:  
Item failed unanimously:

Motion seconded by:  
Item passed on a divided vote:  
Item failed on a divided vote:

Adjourn (10:25 a.m.)

**APPROVED BY:**

**ATTESTED BY:**

**Adam Bazaldua, Chair**  
**Quality of Life, Arts & Culture Committee**

**Juan Garcia, Coordinator**  
**Quality of Life, Arts & Culture Committee**



# City of Dallas

1500 Marilla Street  
Council Chambers, 6th Floor  
Dallas, Texas 75201

## Agenda Information Sheet

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**File #:** 21-2274

**Item #:** B.

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Small Discount Retail Store Regulations  
[Julia Ryan, Interim Director, Planning and Urban Design Department]



**City of Dallas**

# **Small Discount Retail Store Regulations**

**Quality of Life Committee  
November 15, 2021**

Julia Ryan, Interim Director  
Planning and Urban Design  
City of Dallas

# Presentation Overview



- Background/History
- Purpose
- Current Requirements & Conditions
- Peer City Research
- Next Steps



# Background/History



- Requested Committee agenda review of possible code amendments related to small discount retail stores



# Purpose



- Brief the Committee on current conditions and regulations related to small discount retail uses
- Seek direction from the Committee on review of zoning code amendments



# Current Requirements



- Dallas Development Code classifies “dollar stores” as general merchandise or food stores.
  - Includes clothing and other apparel, equipment for hobbies and sports, gifts, flowers and household plants, dry goods, toys, furniture, antiques, books and stationery, pets, drugs, auto parts and accessories, and similar consumer goods. The term “food store” includes a grocery store, delicatessen, convenience store without drive-through, and specialty foods store.
- Currently allowed in Retail/Commercial zoning districts by right

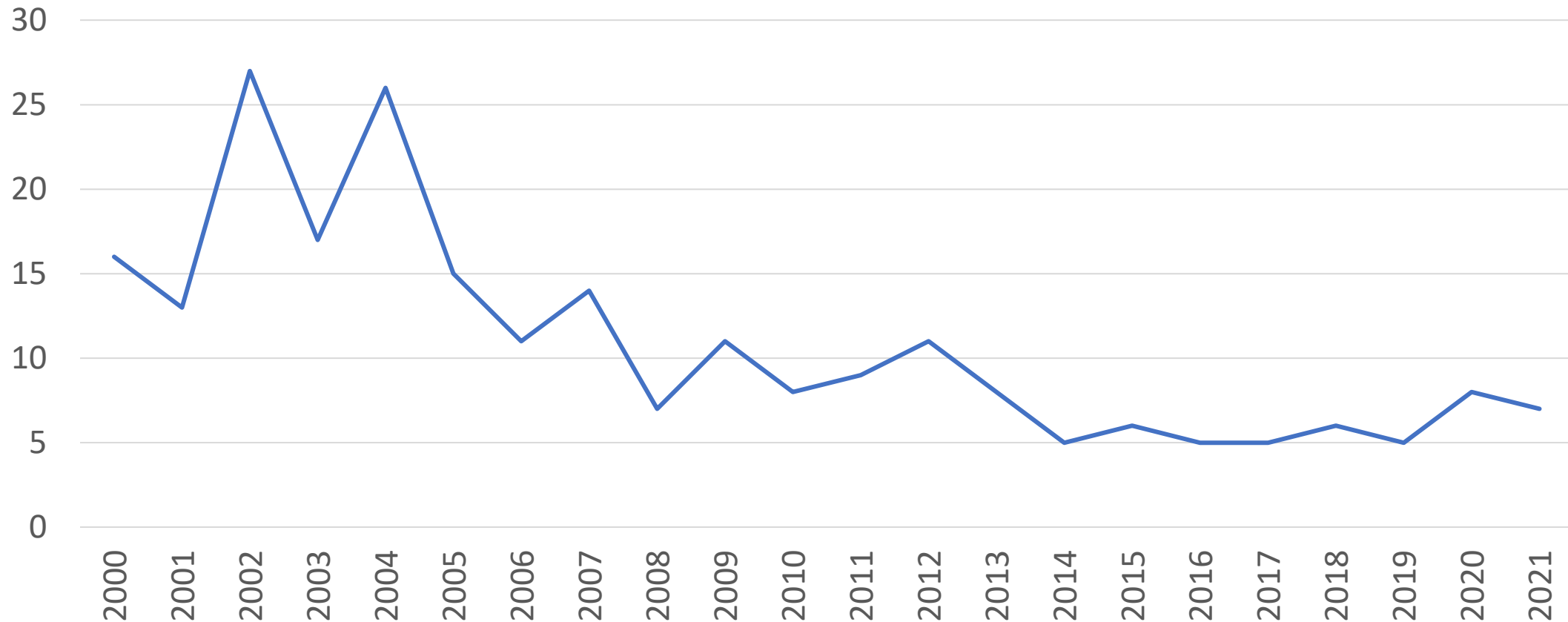




# “Dollar Store” in New Location by Year



Count CO Issued by Year\*



*\*Date first CO Issued*





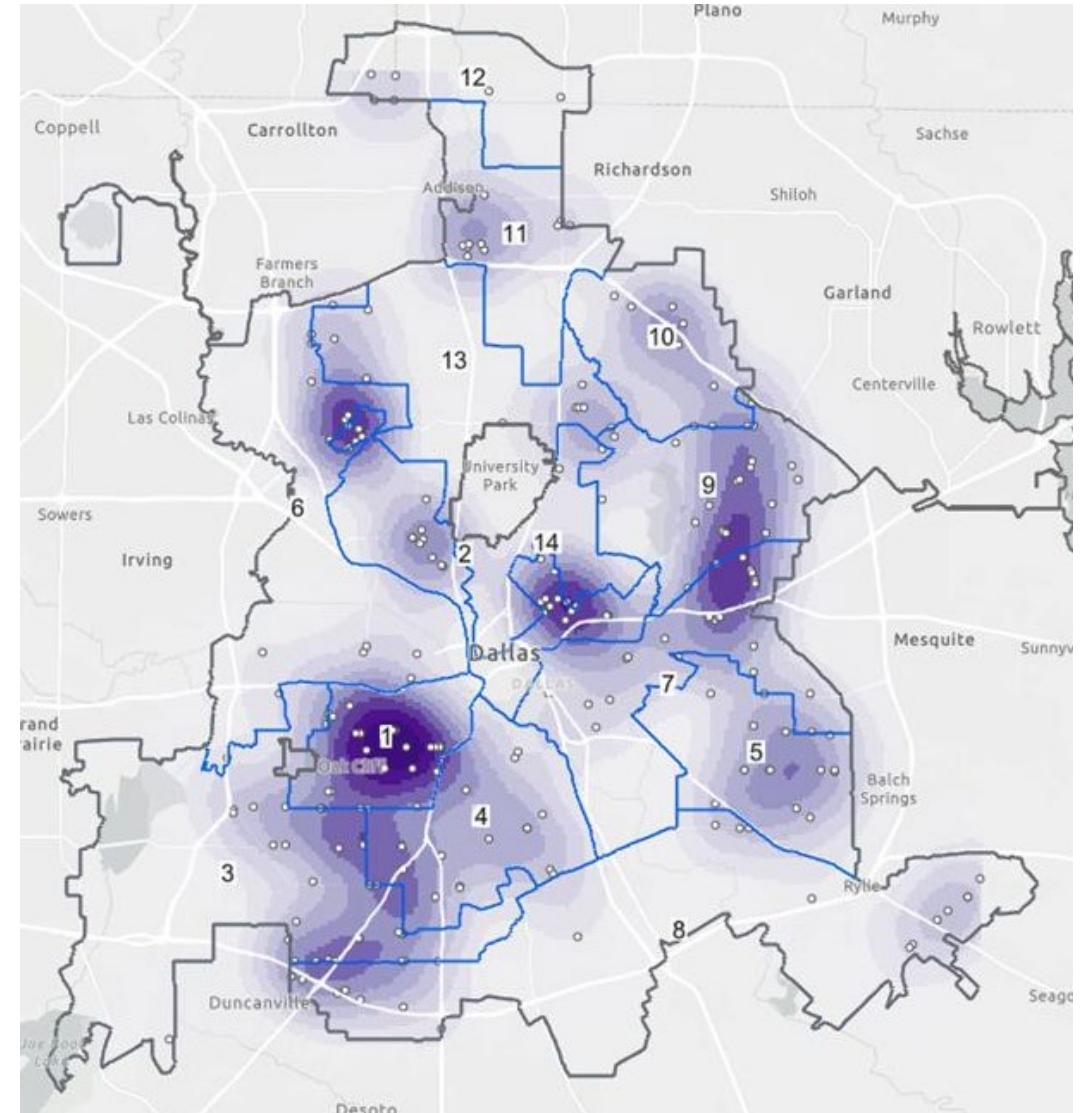
# “Dollar Store” New CO Locations



- Map shows ¼ mile general densities of “dollar store” CO locations (2000-2021)
- **Does not** represent existing on-ground conditions due to business closures not included in data

Map Link:

<https://www.arcgis.com/apps/mapviewer/index.html?webmap=e876a2d5e89143949362a21e5771484e>



# Purpose for City Regulations



- Ordinances reviewed in: Fort Worth & Mesquite Texas; Tulsa; Kansas City, KS; Birmingham, AL; New Orleans
  - Desire to provide fresh food choices
  - Concentration of stores



# Typical Ordinance Requirements



- Clear purpose for regulation
- Defined specific use
- Distance requirements between stores
- Exemptions from requirements for providing pharmacy, gas, or certain metric for fresh food
- Some required specific/conditional use permit
- Required percentage of fresh (produce, dairy, meat) and frozen foods



# Matrix of Regulations



City	Purpose	Distance	Fresh Food Regulations	Notes
Mesquite, TX	promote the availability of fresh and quality foods, especially in underserved neighborhoods	5,000 ft from existing store	10%	Requires Conditional Use Permit (CUP);
Fort Worth, TX	Provide access to fresh and healthy food	2 miles	10% of shelf space	Exempt if dedicated 15% of food; pharmacy, gas; CUP
Tulsa, OK	Diversity in retail/ access to fresh meat, fruit, vegetables	1 mile		Created healthy neighborhood overlay; Parking reduction 50% for grocery within overlay; Exempt if dedicated 500 sq ft of food; pharmacy; gas; SUP
Kansas City, KS	Regulate proximity	10,000 ft from existing store; 200 ft. from residential zoning		Exempt if dedicated 15% of food; pharmacy; gas
Birmingham, AL	Improve access to healthy foods	1 mile		Healthy Food Overlay District; loosed restrictions on mobile food grocers/farmers markets
New Orleans, LA	Regulate proximity	1-2 miles		Requires garbage cans/daily cleanup of site & adjacent ROW; Exempt if dedicated 15% of food; pharmacy; gas



# Next Steps



- Request of Committee
  - Direction to staff on pursuing an amendment
  - Clear purpose for considering the code amendment





# Next Steps



- If directed by the Committee, the next steps are:
  - ZOAC consideration and recommendation
  - CPC consideration and recommendation
  - QofL consideration and recommendation
  - City Council consideration





# Small Discount Retail Stores Regulations

Quality of Life Committee  
November 15, 2021

Julia Ryan, Interim Director  
Planning and Urban Design  
City of Dallas





# City of Dallas

1500 Marilla Street  
Council Chambers, 6th Floor  
Dallas, Texas 75201

## Agenda Information Sheet

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**File #:** 21-2275

**Item #:** C.

---

Dallas Animal Services FYE21 Performance Dashboard  
[MeLissa Webber, Interim Director, Dallas Animal Services Department]



# Memorandum



DATE November 15, 2021

CITY OF DALLAS

TO Honorable Members of the Quality of Life, Arts and Culture Committee

SUBJECT **Dallas Animal Services FYE21 Performance Dashboard**

Dallas Animal Services (DAS) has updated its FYE21 Dashboard for Q4 to reflect the status of key programs and resident services compared to previous years and has attached it here for your consideration. The FYE21 Dashboard covers public safety and life-saving statistics and includes heat maps that highlight the areas with the greatest service needs within the city.

DAS has also attached its Q4 Report, which highlights successes and trends from the last quarter, such as its first international animal transport and the growth of its volunteer program. The report details the 161% increase in individual volunteers and 240% increase in volunteer hours compared to FY20 Q4 and also highlights the 78% decrease in dog and cat euthanasia DAS has achieved since FYE17.

Though DAS did not achieve its goal of a 90% live release rate, ending the year at 87.5% for combined dogs and cats - 90.6% for dogs and 78.1% for cats - the primary cause was not a decrease in lifesaving, but rather a decrease in animal intake overall. DAS reported a 9% decrease in dog and cat euthanasia (including owner requested euthanasia), dropping from 1,932 in FY20 to 1,761 in FY21, demonstrating its ongoing commitment to saving all placeable pets. Currently, DAS' most vulnerable population is neonatal kittens, despite the continued operation of its Kitten Nursery. Moving forward, DAS aims to increase kitten survival rates by growing its kitten foster program which will match fosters with older, more stable kittens and free up the nursery to focus its resources on the most unstable kittens.

As we move into FY22, the development of an international partnership with Canadian shelters is likely to continue helping DAS' Rescue Transport Program save more dogs; yet, DAS continues to struggle with capacity issues for dogs over 40lbs. October is historically a difficult time for animal shelters, including DAS, with drops in adoption and fostering rates as people settle into Fall. To address this issue, DAS has partnered with Best Friends Animal Society for their Bigger is Better large dog adoption promotion through the end of October and recently held an Empty the Shelters event with BISSELL Pet Foundation. Additionally, DAS has worked with both organizations to reach out to the English and Spanish-speaking media and spread the call to action on social media. As a result, DAS has been able to avoid euthanizing animals for space this month but continues to operate near its maximum capacity.

Staffing challenges continue to exacerbate capacity issues as DAS struggles to onboard new temporary staff through the City of Dallas' vendor All Temps to assist in animal care duties. As a result, DAS has begun increasing its reliance on volunteers to support staff in kennel cleaning, animal enrichment, and adoption customer service efforts. Over the past weekend, DAS hosted an onsite job fair and attended an external neighborhood job fair in hopes of filling both temp and permanent positions.

DAS continues to be committed to its guiding principles: Public Safety, Compassion, No Shortcuts. For any additional information, please contact me or MeLissa Webber, Interim Director of Dallas Animal Services, at [MeLissa.Webber@dallascityhall.com](mailto:MeLissa.Webber@dallascityhall.com) or 214-671-1589.

DATE November 15, 2021  
SUBJECT **Dallas Animal Services FYE21 Performance Dashboard**



Joey Zapata  
Assistant City Manager

c: T.C. Broadnax, City Manager  
Chris Caso, City Attorney  
Mark Swann, City Auditor  
Biliera Johnson, City Secretary  
Preston Robinson, Administrative Judge  
Kimberly Bizzor Tolbert, Chief of Staff to the City Manager

Majed A. Al-Ghafry, Assistant City Manager  
Jon Fortune, Assistant City Manager  
Dr. Eric A. Johnson, Chief of Economic Development and Neighborhood Services  
M. Elizabeth Reich, Chief Financial Officer  
M. Elizabeth (Liz) Cedillo-Pereira, Chief of Equity and Inclusion  
Directors and Assistant Directors

# FY21 - Dallas Animal Services Performance Dashboard

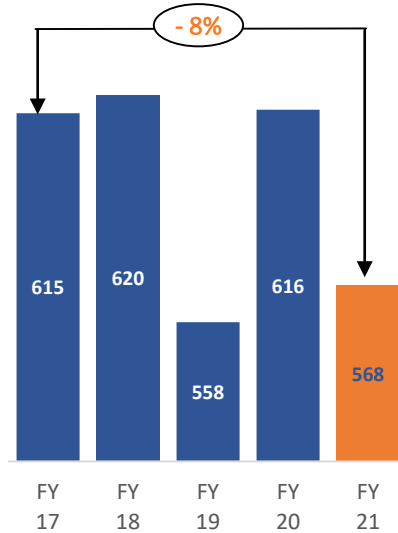


DAS' FY21 Dashboard – As of 9/30/2021

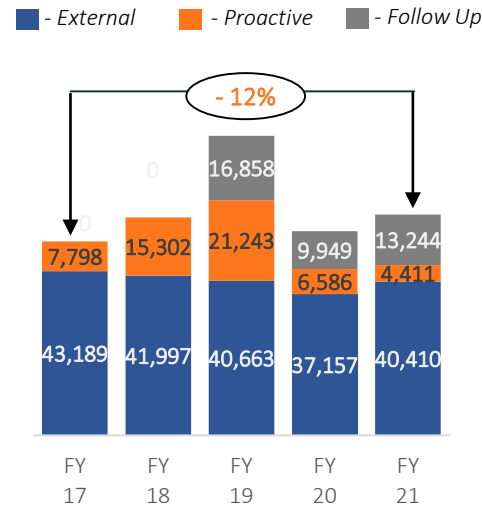
\*DAS started to track and report Follow Up calls in FY19. They are not included in the % change calculation. DAS transitioned to Salesforce in FY19. DAS started to report Proactive SRs in FY17.

\*\* These bites occurred either at an unspecified location or a general area that couldn't be assigned to a specific district with certainty.

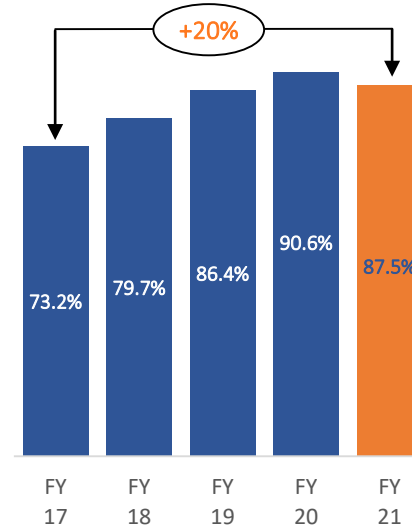
## Loose and Loose Owned Dog Bites



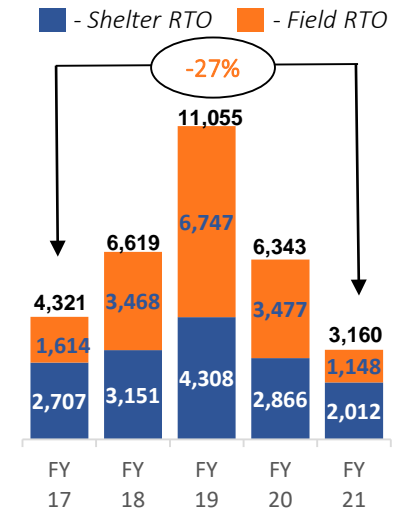
## Service Requests



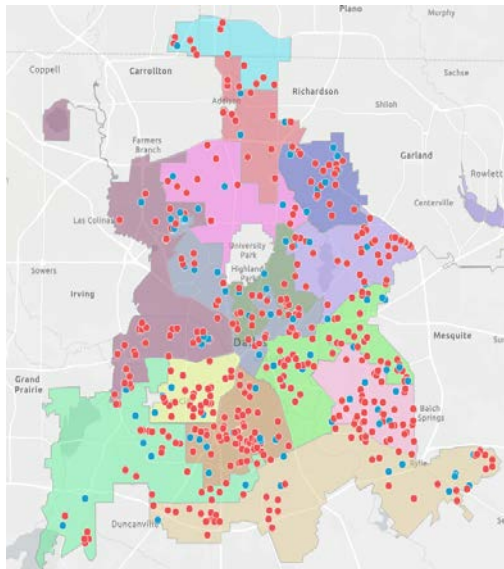
## Live Release Rate (Dogs & Cats)



## Dog Return to Owner Success Rate

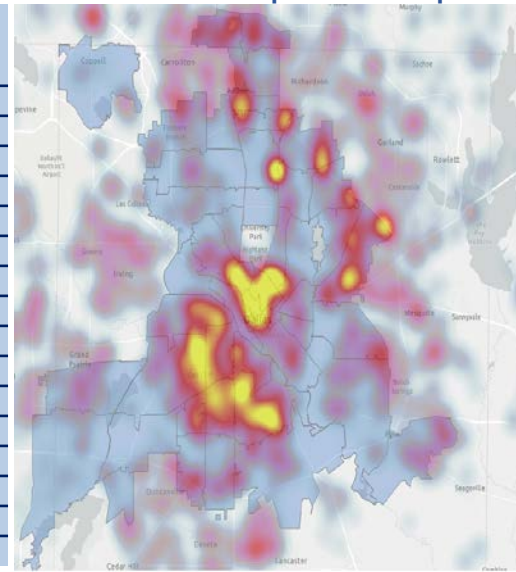


## Loose & Loose Owned Dog Bites by District

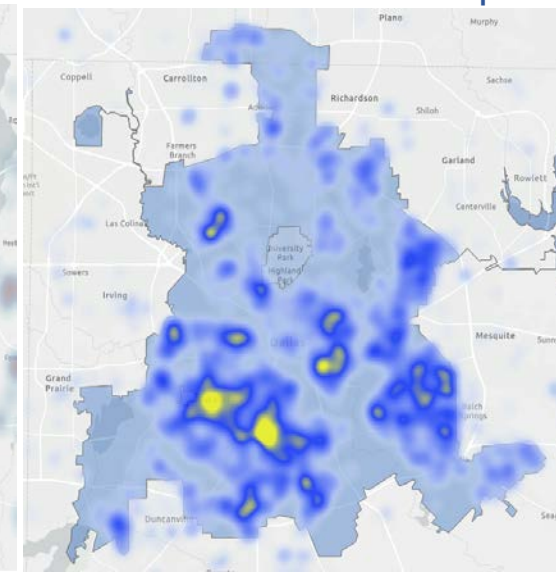


Council District	Loose Dog Bite Count FYTD20	Loose Dog Bite Count FYTD21	% of Change	% of FYTD21 Total
1	28	34	21%	6%
2	48	46	-4%	8%
3	45	44	-2%	8%
4	71	76	-7%	13%
5	63	60	-5%	11%
6	58	44	-24%	8%
7	61	64	5%	11%
8	57	60	5%	11%
9	53	41	-23%	7%
10	33	28	-15%	5%
11	19	20	5%	4%
12	18	13	-28%	2%
13	20	16	-20%	3%
14	30	22	-27%	4%
UNKNOWN	12**	0	-100%	0%
<b>TOTAL</b>	<b>616</b>	<b>568</b>	<b>-8%</b>	<b>100%</b>

## Pet Adoption Map



## Return-to-Owner Map



### Key:

- = OWNED Dogs
- = UNOWNED Dogs

97 bites occurred at intersections that could not be mapped.

# FY 21 Q4

# QUARTERLY REPORT



July – September 2021

FY 21: October 2020 – September 2021

## DAS Dogs Traveled to Canada!



On September 30, DAS sent twenty dogs on our first-ever international transport to Canada! While DAS works regularly with rescue partners locally and throughout the country, we are thrilled to be partnering with groups outside of the United States to increase our lifesaving bandwidth.

To prep for their long journey, each dog spent 2-4 weeks in a foster home through our Ticket to Ride program prior to their road trip. The Ticket to Ride program allows fosters to take home a dog that is eligible for an upcoming transport with a rescue partner, giving the dogs a chance to decompress before their trip. The program also frees up kennel space for incoming dogs, limits the dog's exposure to illness, and allows us to give our rescue partners additional information about the pet in a home. Thanks to this insight, many of the dogs who traveled to Canada already had adopters lined up through our rescue partner! We have another Canada transport coming up October 28th and need fosters to support it. If you'd like to be a short-term foster through our Ticket to Ride program, learn more at [BeDallas90.org/foster](https://BeDallas90.org/foster).



# 14,058

LIVES  
SAVED  
THIS  
FISCAL  
YEAR.\*

including

# 7,754

DOG & CAT  
ADOPTIONS



July 2021

Aug. 2021

Sept. 2021

**85.8%**  
Live Release Rate

**87.6%**  
Live Release Rate

**87.2%**  
Live Release Rate

## Emergency Preparedness: DAS is Thinking Ahead

After Winter Storm Uri devastated Texas in February 2021, DAS recognized the increased need for back-up operational plans. Though DAS did not lose water or power during the storm and the City of Dallas has pre-established back-up measures in place to ensure power for the shelter, the widespread impact of Uri made it clear that the potential exists for a future emergency in which DAS' operations are compromised. To ensure we are prepared for all possibilities, DAS procured two gasoline generators: one to power the auxiliary trailers behind the shelter to create an operational headquarters should our primary infrastructure go off line, and one to secure the integrity of temperature-controlled pharmaceuticals and vaccines in our medical storage areas. DAS also procured a 2,100 gallon potable water storage tank that will store enough water for each animal in our care to have two bowls daily for 48 hours and recently installed two emergency push-lever exits in our back parking lot to ease emergency evacuations. While we hope we never have to resort to using these emergency measures, we feel it is our responsibility to over prepare so that we do not compromise the quality of care received by pets in our facility, no matter the circumstances.

## THE FOURTH QUARTER OF FY 21 (JULY – SEPT) ALSO SAW:

# 10,486

ASO External  
Service Requests  
Completed



# 74

Heartworm  
Treatments  
Completed



# 38

Other Domestic  
Animals Adopted\*\*



# 139

Specialty  
Surgeries  
Completed

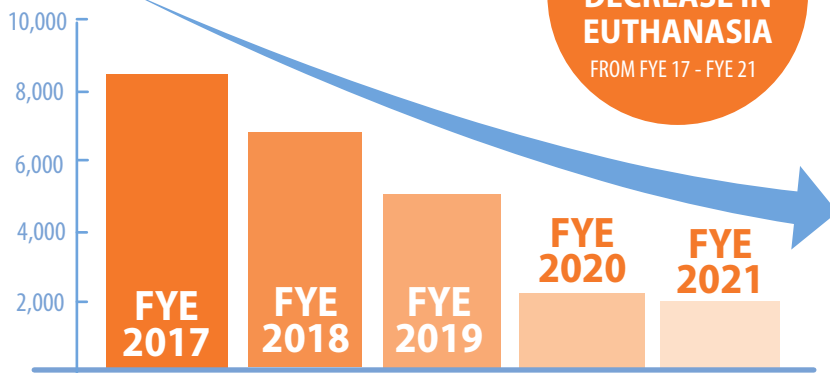
\*Includes positive outcomes for cats and dogs. \*\*Other Domestic Animals are not included in other reported numbers or LRR. \*\*\*Pets adopted through Home To Home™ are not included in adoption, intake, outcome, or LRR numbers.



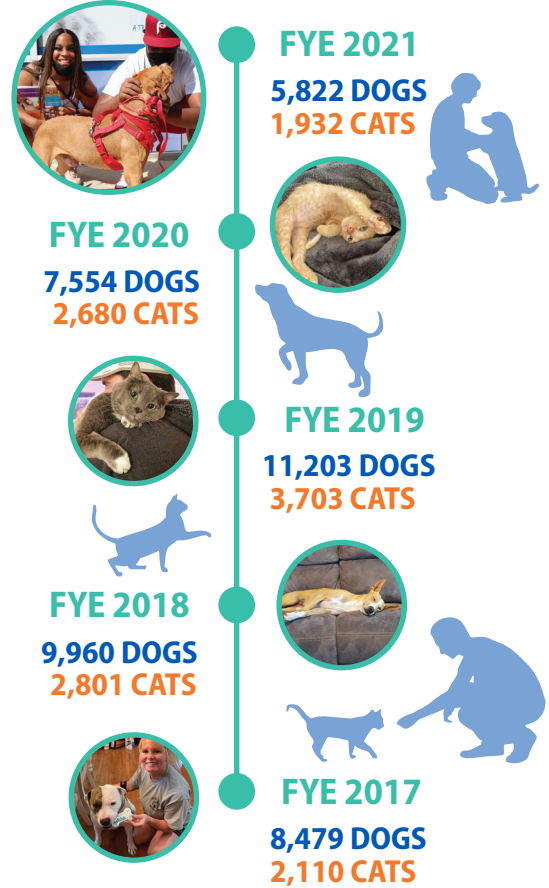
# YEAR OVER YEAR COMPARISONS\*

(Fiscal Year End for the Past 5 Years)

## EUTHANASIA\*\*\*

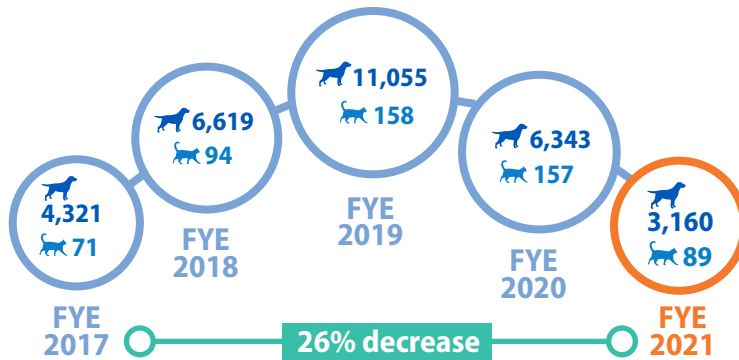


## ADOPTIONS



## RETURN TO OWNER

(Shelter & Field Combined)



In March of 2020, DAS adjusted field and shelter operations in an effort to slow the spread of the COVID-19 pandemic in our community.

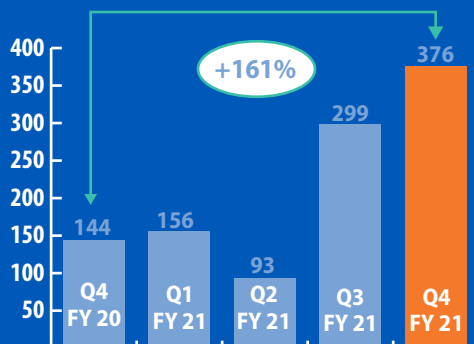
**73.2%**  
Live Release Rate  
FOR FYE 17

**87.5%**  
Live Release Rate  
FOR FYE 21

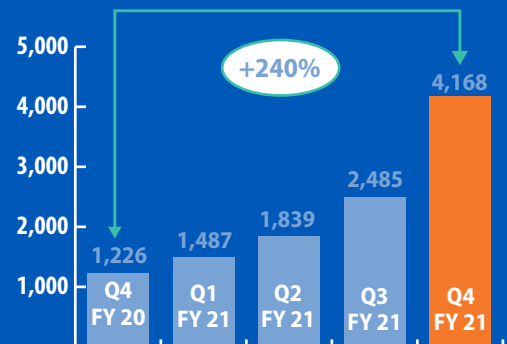
## GROWTH IN THE DAS VOLUNTEER PROGRAM

After being heavily impacted by the COVID-19 pandemic, the DAS Volunteer Program has seen tremendous growth, even within the last two quarters of this Fiscal Year. Our volunteers are a huge part of the #Dallas90 family and we couldn't do our lifesaving work without them. To join the team, visit [BeDallas90.org/volunteer](https://BeDallas90.org/volunteer).

### INDIVIDUAL VOLUNTEERS



### VOLUNTEER HOURS



\*All numbers are based on DAS' Shelter and Field Fact Sheets and only include dogs and cats \*\*LRR for months prior to March 2019 have been updated to reflect the new DAS LRR calculation which includes Died in Care and Owner Requested Euthanasia.  
\*\*\*Numbers in this graph include owner requested euthanasia (ORE) for dogs and cats.

# We couldn't do this lifesaving work without YOU.

You chose to #BeDallas90 in FY 21 Q4!

BE  
an Adopter.

## DAS HAPPY TAIL Houdini

Houdini is a very special dog that required a special home. This handsome Catahoul mix earned his name because of his penchant for climbing fences, breaking out of crates, and escaping from our kennels. To prepare him for success in an adoptive home, we worked Friends of DAS to purchase an indestructible crate and openly marketed him as a "known escape artist." Luckily, we found a daredevil adopter who fell in love with Houdini's smile and was up for the challenge! Houdini was adopted in August and has been performing tricks for his new dad ever since.



2,721  
PETS ADOPTED  
IN Q4



BE  
A Foster.

587  
PETS IN FOSTER  
IN Q4



In Fiscal Year 2021, our Dallas90 volunteers have helped with...

9,979

VOLUNTEER  
HOURS

1,638

DOGS GETTING OUT  
FOR A D90 RUN\*\*

1,084

CATS BEING  
CUDDLED\*\*

BE  
A Volunteer.

A special **THANK YOU** to Friends of Dallas Animal Services for their continued financial support this quarter! Learn more and donate at [www.FriendsOfDAS.org](http://www.FriendsOfDAS.org).



BE DALLAS90.



[www.BeDallas90.org](http://www.BeDallas90.org)

\*Numbers reflected only include dogs and cats.  
\*\*Numbers of dogs getting out for a D90 run and cats being cuddled includes duplicates of the same animal getting out or being cuddled more than once on separate volunteer shifts.

# Fiscal Year 2021

at a glance



**3,249**

PETS RETURNED  
TO THEIR OWNERS

**2,855**

PETS TRANSFERRED  
RESCUE AFFILIATES



**7,754**

PETS ADOPTED

Live Release Rate  
**87.5%**

**200**

SHELTER-NEUTER-  
RETURN CATS

**16,433**

DOG & CAT INTAKE

**9,979**

VOLUNTEER  
HOURS



**1,888**

PETS FOSTERED



**40,410\***

EXTERNAL SERVICE REQUESTS



**8,038**

IN-HOUSE SPAY/NEUTER  
SURGERIES



**322**

HEARTWORM  
TREATMENTS COMPLETED



\*External Service Request data includes all animals. All other numbers are only for dogs and cats.



# City of Dallas

1500 Marilla Street  
Council Chambers, 6th Floor  
Dallas, Texas 75201

## Agenda Information Sheet

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**File #:** 21-2276

**Item #:** D.

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Amendments to Chapter 41A, "Sexually Oriented Businesses," of the Dallas City Code to increase the minimum age for employees and contractors; and to impose hours of operation  
[Joey Zapata, Assistant City Manager]



# Memorandum



CITY OF DALLAS

DATE November 10, 2021

TO Honorable Members of the Quality of Life, Arts and Culture Committee

SUBJECT **Amendments to Chapter 41A, “Sexually Oriented Businesses,” of the Dallas City Code to increase the minimum age for employees and contractors; and to impose hours of operation**

The following item has been prepared in response to comply with recent state law changes and to address ongoing criminal activity at sexually oriented businesses:

Proposed amendments to:

1. Chapter 41A, “Sexually Oriented Businesses,” of the Dallas City Code to increase the minimum age for employees and contractors; and
2. Chapter 41A, “Sexually Oriented Businesses,” of the Dallas City Code to impose hours of operation.

The purpose of Chapter 41A is to regulate sexually oriented businesses to promote the health, safety, morals, and general welfare of the citizens of the city; to establish reasonable and uniform regulations to prevent the continued concentration of sexually oriented businesses within the city; and to minimize the deleterious secondary effects of sexually oriented businesses both inside such businesses and outside in the surrounding communities.

The provisions of the chapter have neither the purpose nor effect of imposing a limitation or restriction on the content of any communicative materials or performances, including sexually oriented materials and performances. Similarly, it is neither the intent nor effect of the chapter to restrict or deny access by adults to sexually oriented materials and performances protected by the First Amendment, or to deny access by the distributors and exhibitors of sexually oriented entertainment to their intended market.

The proposed amendments aim to further reduce the occurrence of crime at the properties.

## **1. Age requirements.**

During the last legislative session, the state legislature approved S.B. 315 which prohibits a sexually oriented business from employing or contracting with a person under the age of 21. Chapter 41A currently prohibits a sexually oriented business from employing anyone under the age of 18. The proposed amendment will bring Chapter 41A in line with recently passed state law.

## **2. Hours of operation.**

Several Texas cities impose hours of operation on sexually oriented businesses. Chairman Bazaldua requested that the committee consider whether Dallas should impose similar hours of operation. Example from other cities include:

DATE November 10, 2021

SUBJECT **Amendments to Chapter 41A, "Sexually Oriented Businesses," of the Dallas City Code to increase the minimum age for employees and contractors; and to impose hours of operation**

- El Paso—requires sexually oriented businesses to be closed between 2:00 a.m. and 6:00 a.m.
- Fort Worth—requires sexually oriented businesses to be closed between 2:00 a.m. and 10:00 a.m., Sunday through Thursday, and between 3:00 a.m. and 10:00 a.m., Fridays and Saturdays. A sexually oriented business may remain open until 4:00 a.m. on Fridays and Saturdays if the business has a valid food establishment permit issued by the city.
- San Antonio—requires sexually oriented businesses to be closed between 2:15 a.m. and 7:00 a.m.
- Plano—requires sexually oriented businesses to be closed between 2:00 a.m. and 10:00 a.m.
- Grand Prairie—requires sexually oriented businesses to be closed between 2:00 a.m. and 7:00 a.m., Monday through Saturday, and between 2:00 a.m. and 12:00 p.m. on Sunday.

Regulation of sexually oriented businesses implicates freedom of speech protections under the U.S. and Texas Constitutions, and a public hearing assists the City Council to gather evidence upon which it can rely in determining that the regulation furthers a substantial governmental interest that is unrelated to the suppression of free expression and that the restriction is no greater than is essential to the furtherance of that interest. It is the recommendation of the City Attorney's Office that the above amendments be briefed in a public hearing.

Please contact Chris Caso, City Attorney, if you have questions.



Joey Zapata,  
Assistant City Manager

c:	T.C. Broadnax, City Manager	Majed A. Al-Ghafry, Assistant City Manager
	Chris Caso, City Attorney	Jon Fortune, Assistant City Manager
	Mark Swann, City Auditor	Dr. Eric A. Johnson, Chief of Economic Development & Neighborhood Services
	Biliera Johnson, City Secretary	M. Elizabeth Reich, Chief Financial Officer
	Preston Robinson, Administrative Judge	M. Elizabeth (Liz) Cedillo-Pereira, Chief of Equity and Inclusion
	Kimberly Bizzor Tolbert, Chief of Staff to the City Manager	Directors and Assistant Directors