

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 8, 1997

97-3200

VOTING AGENDA MEETING  
CITY COUNCIL CHAMBER, CITY HALL  
MAYOR RON KIRK, PRESIDING

PRESENT: [15] Kirk, Poss, Salazar, Loza, Stimson, Duncan, Hicks, Mallory Caraway,  
Mayes, Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill  
ABSENT: [0]

The meeting was called to order at 9:29 a.m.

The assistant city secretary announced that a quorum of the city council was present.

The invocation was given by the Rev. Gregg Headley, pastor, Gospel Lighthouse Church.

The meeting agenda, which was posted in accordance with Chapter 551, "OPEN MEETINGS," of the Texas Government Code, was presented.

After all business properly brought before the city council had been considered the city council adjourned at 1:43 p.m.

Mayor

ATTEST:

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Assistant City Secretary

The meeting agenda is attached to the minutes of this meeting as EXHIBIT A.

The actions taken on each matter considered by the city council are attached to the minutes of this meeting as EXHIBIT B.

Ordinances, resolutions, reports and other records pertaining to matters considered by the city council, are filed with the city secretary as official public records and comprise EXHIBIT C to the minutes of this meeting.

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 8, 1997

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 8, 1997

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3201

CITIZEN SPEAKERS

In accordance with the City Council Rules of Procedure, the city council provided "open microphone" opportunities for the following individuals to comment on matters that were scheduled on the city council voting agenda or to present concerns or address issues that were not matters for consideration listed on the posted meeting agenda:

OPEN MICROPHONE - BEGINNING OF MEETING:

SPEAKER: Scott Melton, 2220 Canton St.  
SUBJECT: Sign ordinance

SPEAKER: Michael Simmons, 2515 Lawrence St.  
SUBJECT: Demolition of properties

OPEN MICROPHONE - END OF MEETING:

No speakers.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3202

Item 1: Approval of Minutes

The minutes of the voting agenda meeting of September 24, 1997, were presented for approval.

Councilmember Hicks moved to approve the minutes.

Motion seconded by Councilmember Mayes and unanimously adopted.

# OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3203

## CONSENT AGENDA

The consent agenda, consisting of agenda items 2-38, was presented for consideration.

The assistant city secretary announced that his office had received written notice from Councilmember Stimson that consent agenda item 12 had been deferred until the next voting agenda meeting of the city council and notice that the item had been deferred had been posted in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Stimson moved to approve all items on the consent agenda with the exception of item 12 which had been deferred until the next voting agenda meeting of the city council at the request of Councilmember Stimson.

Motion seconded by Councilmember Mayes and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3204

Item 2: Authorize a professional services contract with Wendy Lopez & Associates, Inc., for the design of Leaning Oaks Street from Simpson Stuart Road to 150 feet north of Pacesetter Drive - \$43,700 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3205

Item 3: Authorize a professional services contract with Randall Scott Architects, Inc., for architectural design services to provide a master plan for the Martin Luther King, Jr. Community Center - \$96,996 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3206

Item 4: Authorize a contract for the construction of new playgrounds and multi-use courts at Fishtrap Lake and Kingbridge Parks within the West Dallas public housing development - Pittman Construction, Inc., lowest responsible bidder of four - \$118,778 - Financing: 1990-91 Community Development Grant Funds (\$112,060) and 1991-92 Community Development Grant Funds (\$6,718)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3207

Item 5: Authorize a contract for infrastructure improvements to the Lancaster-Kiest Branch Library - Village Interiors, Inc., lowest responsible bidder of two - \$76,520 - Financing: 1993-94 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3208

Item 6: Authorize a contract for the construction of the Middlefield Road Levee Flood Protection Improvements, Project A-3 - T.J. Lambrecht Construction, Inc., only bidder - \$3,528,900  
- Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3209

Item 7: Authorize Supplemental Agreement No. 2 to the contract with Spiars & DeOtte, Inc. to obtain a Section 404 permit from the Corps of Engineers for Arcadia Park erosion control improvements - \$1,500, from \$38,000 to \$39,500 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3210

Item 8: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Dorothy E. Smith, of approximately 1.08 acres of land, improved with two vacant buildings, located at the northwest corner of Wilhurt Avenue and Bonnie View Road for the replacement of an existing fire station - \$145,000 - Financing: 1985 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3211

Item 9: Authorize settlement, in lieu of proceeding further in condemnation, with Todd W. Cowle, of approximately 279 square feet of land for a drainage easement and 2,958 square feet of land for a temporary working space easement, improved with a sandstone wall, wrought iron fence and landscaping, located near the intersection of Preston Road and Aberdeen Avenue for the Aberdeen/Tulane Drainage Project - \$20,000 - Financing: 1985 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3212

Item 10: D-FW International Airport Expansion Project

- \* Authorize acquisition of individual avigation easements over 7 residential properties above approximately 1.30 acres of land located in the City of Irving, Texas for D-FW International Airport Expansion project - \$235,000 (\$112,800 in easement acquisition payments and \$122,200 in noise mitigation payments) - Financing: D-FW International Airport Joint Revenue Bonds (no cost consideration to the City)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3213

Item 11: D-FW International Airport Expansion Project

- \* Authorize eminent domain proceedings for acquisition of an improved single-family residential property owned by Jimmy Lokey, a City of Dallas employee, and Kristina Lokey located at 4114 North Greenview Drive in the City of Irving, Texas needed for the D-FW International Airport Expansion project - \$78,000 - Financing: D-FW International Airport Joint Revenue Bonds (no cost consideration to the City)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3214

Item 12: Authorize the City Manager to execute a five-year Lease Agreement for approximately 1,688 square feet of terminal space between the City of Dallas and Paul Torres, Sr. at Redbird Airport - Revenue: \$7,300 estimated annual rental income

The city secretary announced that Councilmember Stimson had deferred consideration of consent agenda item 12 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3215

Item 13: Authorize the conveyance of an ingress and egress easement to J. Merwin Seay containing approximately 6,667 square feet of land across City-owned land at Lake Ray Hubbard near Dalrock Road - Revenue: \$1,583

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3216

Item 14: An ordinance abandoning a portion of Peabody Avenue right-of-way to Minyard Properties, Inc., the abutting owner, containing approximately 971 square feet of land, located near the intersection of Peabody Avenue and Fourth Street, and authorizing the quitclaim - Revenue: \$6,190 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23291.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3217

Item 15: An ordinance abandoning a portion of a water easement to Anatole Partners, the abutting owner, containing approximately 7,057 square feet of land, located near the intersection of Wycliff Avenue and Stemmons Freeway and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23292.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3218

Item 16: An ordinance granting a revocable license to NEI Webworld, Inc., containing approximately 800 square feet of land, for the purpose of installing and maintaining subsurface computer and telephone communication cables under a portion of Bronze Way near Joseph Hardin Drive - Revenue: \$350 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23293.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3219

Item 17: Authorize a maintenance agreement for the City's mainframe computer, disk drive, and communication controller at a fixed price for sixty (60) months maintenance with the City's option to cancel with thirty (30) days written notice - Amdahl Corporation, most advantageous proposer of three - \$420,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3220

Item 18: Authorize a thirty-six month price agreement for Ford automotive parts and labor with the lowest responsible bidder of two - Red Bird Ford, Inc. - Not to exceed \$1,205,020 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3221

Item 19: Authorize a thirty-six month price agreement with two twelve month renewal options (Cost for the first two twelve months of the thirty-six month term will remain constant; the third twelve months of the thirty-six month term will incur a 2% increase which will remain constant for each of the two twelve month renewal options.) for janitorial services at Reunion Arena with the lowest responsible bidder of four - Pedus Service, Inc. - Not to exceed \$2,881,927 - Financing: Event Services Current Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3222

Item 20: Authorize a seventy-two (72) month price agreement for pre-maintenance repairs and thereafter maintenance of elevators and escalators at Dallas Love Field, the Dallas Convention Center and Reunion Arena with the lowest responsible bidder of five - Montgomery Kone, Inc. - Not to exceed \$2,364,375 - Financing: Event Services Current Funds (\$1,517,937), Convention Center Capital Construction Funds (\$317,000), Aviation Capital Construction Funds (\$348,178), Aviation Current Funds (\$181,260)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3223

Item 21: Authorize a twenty-four month price agreement for polymer with the lowest responsible bidder of five - Polydyne, Inc. - Not to exceed \$1,835,000 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3224

Item 22: Authorize the purchase of five (5) replacement pump impellers with the lowest responsible bidder of seven - C. I. E. - Not to exceed \$81,665.25 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3225

Item 23: Authorize an increase in the price agreement with Norit Americas, Inc. for the purchase of powdered activated carbon for the East Side and Bachman Water Treatment Plants - Not to exceed \$300,000 from \$1,275,000 to \$1,575,000 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3226

Item 24: Authorize settlement of a lawsuit styled, Mimi Wallace v. Jimmy Bell Myles and the City of Dallas, Cause No. 95-11472-F - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3227

Item 25: Authorize a professional services contract with First Southwest Asset Management, Inc. to provide investment advisory services for a two-year period beginning November 1, 1997 and ending October 31, 1999 with an option to extend the term for one additional two-year period - Not to exceed \$75,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3228

Item 26: Authorize a maintenance agreement with American Management Systems (AMS) Inc., for the support and maintenance of the City's automated financial system - Not to exceed \$83,632 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3229

Item 27: A resolution authorizing the City's continued participation in the Texas Coalition of Cities for Franchised Utility Issues and payment of the City's portion of funding for the Coalition - \$30,905 - Financing: Current Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3230

Item 28: Authorize acceptance of grant funds and execution of the grant agreement with the Texas Commission on Alcohol and Drug Abuse for the provision of substance abuse prevention activities for the period September 1, 1997 through August 31, 1998 - \$283,309 - Financing: Texas Commission on Alcohol and Drug Abuse Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3231

Item 29: Authorize the execution of a secured no-interest forgivable loan contract with Boys & Girls Clubs of Greater Dallas, Inc. (East Dallas Branch) for renovations to facilities located at 4804 and 4816 Worth Street, Dallas, Dallas County, Texas for the period of October 1, 1997 through September 30, 1998. Agencies that renovate properties with Community Development Grant funds are required to provide public services to eligible persons for a minimum of five years - \$90,000 - Financing: 1997-98 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3232

Item 30: Authorize the execution of a secured no-interest forgivable loan contract with Boys & Girls Clubs of Greater Dallas, Inc. (West Dallas Branch) for renovations to a facility located at 3004 North Westmoreland Road, Dallas, Dallas County, Texas for the period October 1, 1997 through September 30, 1998. Agencies that renovate properties with Community Development Grant funds are required to provide public services to eligible persons for a minimum of five years - \$127,780 - Financing: 1997-98 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3233

Item 31: Authorize the execution of a secured no-interest forgivable loan contract with E's Haven Academy, Inc. for renovations to facilities located at 813 and 817 Ryan Road, Dallas, Dallas County, Texas for the period of October 1, 1997 through September 30, 1998. Agencies that renovate properties with Community Development Grant funds are required to provide public services to eligible persons for a minimum of five years - \$100,000 - Financing: 1997-98 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3234

Item 32: Authorize the execution of a secured no-interest forgivable loan contract with East Dallas Christian Church for the renovation of the interior of a facility at 629 N. Peak Street, Dallas, Dallas County, Texas, to provide space to house community service agencies in the East Dallas neighborhood, primarily serving low to moderate income families and children. Agencies that perform renovation activities with Community Development Grant Funds are required to provide a public service to eligible persons for a minimum of five years - \$199,500 - Financing: 1997-98 Community Development Grant Funds (\$120,000) and 1996-97 Community Development Grant Funds (\$79,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3235

Item 33: Authorize the execution of a secured no-interest forgivable loan contract with Victory Transition Center, Inc. for renovations to facilities located at 944 and 952 South Corinth Street Road, Dallas, Dallas County, Texas for the period of October 1, 1997 through September 30, 1998. Agencies that renovate properties with Community Development Grant Funds are required to provide public services to eligible persons for a minimum of five years - \$50,000 - Financing: 1997-98 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3236

- Item 34: Authorize an Interlocal Agreement (ILA) between the City of Dallas and Dallas County Department of Health and Human Services for the administration and implementation of the Walker Distress Fund Program in accordance with the approved Program Statement for an eight (8) year period, subject to annual appropriations, beginning with passage of this resolution through September 30, 2005; and amend the Program Statement to designate the administration of the Program to the Dallas County Department of Health and Human Services - \$140,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3237

Item 35: Authorize an extension of the demolition moratorium for 1105 Betterton Circle, 1029 Church Street, 1410 E. Plum Street, and 4600 Gaston Avenue from 90 days to 240 days, as requested by the Landmark Commission - Financing: No cost consideration to the City

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3238

Item 36: Authorize acceptance of the 1997 Omnibus Appropriations Local Law Enforcement Block Grant in the amount of \$4,043,515 to provide law enforcement activities and equipment from the U. S. Department of Justice, Bureau of Justice Assistance for a twenty-four month period, which includes a local match in the amount of \$449,279, and execution of the grant agreement - \$4,492,794 - Financing: 1997 Omnibus Appropriations Local Law Enforcement Block Grant Funds (\$4,043,515) and Current Funds (\$449,279)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3239

Item 37: An ordinance amending Chapter 28 of the Dallas City Code to designate school traffic zones on certain streets - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23294.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3240

Item 38: Authorize continuation of a contract with United States Geological Survey (USGS) for operation of streamflow and water quality gauging stations in the Trinity River basin for FY 1997-98 - \$51,493 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3241

PUBLIC HEARING - ZONING CASES - CONSENT

The consent zoning docket, consisting of agenda items 39-46 was presented.

A public hearing was called on zoning cases on the consent zoning docket, including:

<del>Agenda item 39: Zoning Case Z967-240/10336-C(LS)</del>	[Considered individually]
Agenda item 40: Zoning Case Z967-282/9992-SW(RB)	
<del>Agenda item 41: Zoning Case Z967-285/2983-SE(RB)</del>	[Considered individually]
Agenda item 42: Zoning Case Z967-288/5240-NC(CR)	
Agenda item 43: Zoning Case Z967-290/6465-NE(CR)	
<del>Agenda item 44: Zoning Case Z967-292/10043-SE(LS)</del>	[Considered individually]
Agenda item 45: Zoning Case Z967-293/10371-SE(LS)	
Agenda item 46: Zoning Case Z967-294/10373-SW(LS)	

In all zoning cases on the consent zoning docket, the city plan commission recommended approval of the proposed changes in zoning.

Councilmember Stimson moved to close the public hearing, accept the recommendation of the city plan commission in each consent zoning docket case and pass all ordinances and approve all resolutions presented as part of the consent zoning docket.

Motion seconded by Councilmember Mayes and unanimously adopted. (Kirk, Hicks absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3242

Item 39: Zoning Case Z967-240/10336-C(LS)

The consent zoning docket, consisting of agenda items 39-46 was presented.

Cherryl J. Peterman, director of planning, requested that consent zoning docket item 39 be removed from the consent zoning docket, to be called as an individual hearing, because, in accordance with subparagraph (c)(2)(B) of Section 51A-4.701 of the development code, council approval of the application would require the favorable vote of three-fourths of all members of the council in that a written protest against the change in zoning had been signed by the owners of 20 percent or more of either the land in the area of the request or land within 200 feet of the area of the request, and the protest had been filed with the director of planning.

Mayor Pro Tem Poss stated that consent zoning docket item 39 would be removed from the consent zoning docket, to be called as an individual hearing, there being no objection voiced to the request.

A public hearing was called on zoning case Z967-240/10336-C(LS), an application for the termination of the existing deed restrictions on property presently zoned as Planned Development District No. 193, the Oak Lawn Special Purpose District, with a GR General Retail Subdistrict at the east corner of Fitzhugh Avenue and Travis Street, and a resolution authorizing acceptance of an amending deed restriction instrument.

(The city plan commission recommended approval of the removal of certain restrictions and retention of the remaining restrictions.)

Councilmember Forsythe Lill moved to close the public hearing, accept the recommendation of the city plan commission, and approve the resolution.

Motion seconded by Councilmember Stimson and unanimously adopted. (Kirk, Hicks absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3243

Item 40: Zoning Case Z967-282/9992-SW(RB)

Zoning Case Z967-282/9992-SW(RB), an application for and an ordinance granting an amendment to the development plan and conditions for Planned Development District No. 435 for a Public School (Moises E. Molina High School) and certain R-7.5(A) Single Family District Uses at the northwest corner of Illinois Avenue and Duncanville Road .

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23295.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3244

Item 41: Zoning Case Z967-285/2983-SE(RB)

The consent zoning docket, consisting of agenda items 39-46 was presented.

Cherryl J. Peterman, director of planning, requested that consent zoning docket item 39 be removed from the consent zoning docket, to be called as an individual hearing because, in accordance with subparagraph (c)(2)(B) of Section 51A-4.701 of the development code, council approval of the application would require the favorable vote of three-fourths of all members of the council in that a written protest against the change in zoning had been signed by the owners of 20 percent of more of either the land in the area of the request or land within 200 feet of the area of the request, and the protest had been filed with the director of planning.

Mayor Pro Tem Poss stated that consent zoning docket item 39 would be removed from the consent zoning docket, to be called as an individual hearing, there being no objection voiced to the request.

A public hearing was called on zoning case Z967-285/2983-SE(RB), an application for and an ordinance granting an amendment to Specific Use Permit No. 615 for a Y.W.C.A. changing the name of the use to a Community service center and including the additional use of a Child-care facility as well as to permit a 3,120 square foot addition on property presently zoned an R-7.5(A) Single Family District at the east corner of Bonnie View Road and Southerland Avenue.

(The city plan commission recommended approval, subject to a revised site plan and conditions.)

Councilmember Mayes moved to close the public hearing, accept the recommendation of the city plan commission, clarify that the alternate ordinance was to be substituted deleting reference to tennis courts and pass the ordinance.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted. (Kirk, Hicks absent when vote taken)

Assigned ORDINANCE NO. 23296.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3245

Item 42: Zoning Case Z967-288/5240-NC(CR)

Zoning Case Z967-288/5240-NC(CR), an application for and an ordinance granting an amendment to the site plan and conditions for Planned Development District No. 123 for a Private School (Mission Laique Francaise) on the north side of Churchill Way, east of Preston Road.

(The city plan commission recommended approval, subject to a development/conceptual plan and revised conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23297.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3246

Item 43: Zoning Case Z967-290/6465-NE(CR)

Zoning Case Z967-290/6465-NE(CR), an application for and an ordinance granting a Specific Use Permit for a Child-care facility on property presently zoned an R-7.5(A) Single Family District at the south corner of Gus Thomasson Road and Aledo Drive.

(The city plan commission recommended approval for ten-year time period with eligibility for automatic renewal for additional ten-year time periods, subject to a site plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23298.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3247

Item 44: Zoning Case Z967-292/10043-SE(LS)

The consent zoning docket, consisting of agenda items 39-46 was presented.

Councilmember Lipscomb requested that consent zoning docket item 44 be removed from the consent zoning docket to be called as an individual hearing. Mayor Pro Tem Poss stated that consent zoning docket 44 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection to Councilmember Lipscomb's request.

Later in the meeting zoning docket item 44 was brought up for consideration.

A public hearing was called on zoning case Z967-292/10043-SE(LS), an application for and an ordinance granting a Specific Use Permit for a Public or Private School (Rylie School) on property presently zoned an R-7.5(A) Single Family District at the northwest corner of Rylie Road and Tufts Road.

(The city plan commission recommended approval for a ten-year time period with eligibility for automatic renewal for additional ten-year time periods, subject to a site plan and conditions .)

Councilmember Lipscomb moved to close the public hearing, accept the recommendation of the city plan commission, with the following change:

- 1) That Condition No. 4, which limits the number of classrooms to 18, apply only to the private school use.

and to pass the ordinance with that change.

Motion seconded by Councilmember Stimson and unanimously adopted. (Kirk, Hicks absent when vote taken)

Assigned ORDINANCE NO. 23299.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3248

Item 45: Zoning Case Z967-293/10371-SW(LS)

Zoning Case Z967-293/10371-SW(LS), an application for and an ordinance granting a CR Community Retail District on property presently zoned an R-7.5(A) Single Family District with Specific Use Permit No. 147 for an Electrical Distribution Service Center on the west side of Cockrell Hill Road, north of Illinois Avenue.

(The city plan commission recommended approval.)

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23300.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3249

Item 46: Zoning Case Z967-294/10373-SW(LS)

Zoning Case Z967-294/10373-SW(LS), an application for and an ordinance granting a CR Community Retail District on property presently zoned an R-7.5(A) Single Family District on the south side of Kiest Boulevard, southwest of Lancaster Road.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23301.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3250

Item 47: Public Hearing - DEVELOPMENT CODE AMENDMENTS - CONSENT

A public hearing was called to receive citizen comments on consideration of an amendment to Section 51A-4.517 (10) in the Dallas Development Code in order to add a new use titled "Private Stable", and an ordinance implementing the proposal.

(The city plan commission recommended approval.)

No one appeared in opposition to or in favor of the city plan commission recommendation.

Councilmember Duncan moved to close the public hearing, accept the recommendation of the city plan commission, and pass the ordinance.

Motion seconded by Councilmember Blumer and unanimously adopted. (Kirk, Hicks absent when vote taken)

Assigned ORDINANCE NO. 23302.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3251

Item 48: Public Hearing - Zoning Case Z967-132/10222-NW(DW)

A public hearing was called on zoning case Z967-132/10222-NW(DW), an application for and an ordinance granting a Specific Use Permit for a Commercial Amusement (inside) use for a dance hall on property presently zoned a CR Community Retail District at the northeast corner of Bachman Drive and Ovella Avenue.

(The city plan commission recommended approval for a one-year time period, subject to a site plan and conditions.)

No one appeared in opposition to or in favor of the city plan commission recommendation.

Councilmember Loza moved to postpone consideration of the application until the October 22, 1997 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted. (Kirk, Hicks absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3252

Item 49: Public Hearing - Zoning Case Z967-242/10331-NE(LS)

A public hearing was called on zoning case Z967-242/10331-NE(LS), an application for a P(A) Parking District on property presently zoned an R-7.5(A) Single Family District on the west side of Skillman Street, north of Mockingbird Lane.

(The city plan commission recommended denial.)

No one appeared in opposition to or in favor of the city plan commission recommendation.

Councilmember Forsythe Lill moved to close public hearing and deny the application without prejudice.

Motion seconded by Councilmember Mayes and unanimously adopted. (Kirk, Hicks absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3253

Item 50: Public Hearing - Zoning Case Z967-148/1027-SW(JA)

A public hearing was called on zoning case Z967-148/1027-SW(JA), a Landmark Commission authorized hearing to consider the granting of an Historic Overlay District for Lake Cliff Park and a portion of the Lake Cliff Neighborhood on an area generally bounded by Zang Boulevard, Colorado Boulevard, Marsalis Avenue, Sixth Street, and Beckley Avenue.

(The city plan commission recommended approval of an Historic Overlay District on a portion of the area under consideration, subject to certain preservation criteria.)

Appearing in opposition to the city plan commission recommendation:

-- Gene Crockett, 1200 Mosswood, Irving

Appearing in favor of the city plan commission recommendation:

-- John Radeke, 705 N. Marsalis Ave.

Deputy Mayor Pro Tem Salazar moved to close the public hearing and accept the recommendation of the city plan commission.

Motion seconded by Councilmember Stimson and unanimously adopted. (Kirk, Mallory Caraway absent when vote taken)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3254

Item 51: Public Hearing - Zoning Case Z967-266/9331-NE(LS)

A public hearing was called on zoning case Z967-266/9331-NE(LS), an application for an amendment to and the expansion of Planned Development District No. 379 for a Home Improvement Center, Lumber, Brick, or Building Materials Sales Yard, and MU-3 Mixed Use District Uses to include property presently zoned an MU-3 Mixed Use District at the southeast corner of Forest Lane and Forest Central Drive.

(The city plan commission recommended approval, subject to a revised conceptual plan. This application was considered by the City Council on September 24, 1997 and was taken under advisement until October 8, 1997 with the public hearing open.)

No one appeared in opposition to or in favor of the city plan commission recommendation.

Councilmember Walne moved to close the public hearing and deny the application without prejudice.

Motion seconded by Councilmember Loza and unanimously adopted. (Kirk, Mallory Caraway absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3255

Item 52: Public Hearing - Zoning Case Z967-123/10209-C(RB)

A public hearing was called on zoning case Z967-123/10209-C(RB), an application for and an ordinance granting a Planned Development Subdistrict for Multiple Family Uses, SC Shopping Center Subdistrict Uses, and Commercial Parking Uses on property presently zoned an MF-2 Multiple Family Subdistrict and an LC Light Commercial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, and the termination of Specific Use Permit No. 113 for a Cemetery on a portion of the area of request on property on the northeast side of Clyde Lane, southeast of McKinney Avenue.

(The city plan commission recommended approval of a Planned Development Subdistrict, subject to a development plan and conditions, and approval of the termination of Specific Use Permit No. 113. This application was considered by the City Council on September 24, 1997 and was taken under advisement until October 8, 1997 with the public hearing open.)

No one appeared in opposition to or in favor of the city plan commission recommendation.

Councilmember Forsythe Lill moved to postpone consideration of the application until the December 10, 1997 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Lipscomb and unanimously adopted. (Kirk, Mallory Caraway absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3256

Item 53: Consideration of appointments to boards and commissions (Executive Session, if necessary, Personnel, Sec. 551.074, T.O.M.A.)

The city secretary distributed a report showing board and commission nominations for the 1995-97 board term, updated October 8, 1997

The city secretary noted that the report indicated with the notation "OK" that a person nominated or renominated met all qualifications for service. The city secretary also noted that the term for each nominee would end August 31, 1999.

Councilmember . moved to appoint all of the nominees to "individual appointment" positions in the report who meet all qualifications for service to the boards and commissions of the city for the term ending August 31, 1999.

Motion seconded by Councilmember . and unanimously adopted.

[Information on each newly-appointed board member is located in the file shown next to the name of the board.]

97-3267

97-3268

97-3269

97-3270

97-3271

97-3272

97-3273

97-3274

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

97-3256

October 8, 1997

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3257

Item 54: Authorize approval of the bi-weekly tax action

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3258

Item 55: Authorize preparation of plans for issuance of \$16,805,000 Equipment Acquisition Contractual Obligations, Series 1997

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3259

Item 56: Authorize preparation of plans for issuance of \$54,700,000 General Obligation Bonds, Series 1997

Councilmember Duncan moved to approve the item.

Motion seconded by Councilmember Mayes and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3260

Item 57: Authorize preparation of plans for issuance of \$5,800,000 Combination Tax and Revenue Certificates of Obligation, Series 1997

Councilmember Finkelman moved to approve the item.

Motion seconded by Councilmember Hicks and unanimously adopted.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3261

Item 58: Authorize the adoption of a pre-tax employee contribution program in accordance with Section 414(h)(2) of the Internal Revenue Code. This will defer federal income taxation of City employee contributions to the Dallas Police and Fire Pension System and the Supplemental Pension Plan for Police and Fire Departments of the City of Dallas - Financing: No cost consideration to the City

Councilmember Mayes moved to approve the item.

Motion seconded by Councilmember Duncan and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3262

Addendum addition 1: Authorize execution of a license agreement with Dallas County for the use of County property needed for the installation of the White Rock Lake Dredging Project pipeline - \$1,825 - Financing: 1995 Bond Funds

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Blumer and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3263

Addendum addition 2: A Resolution of the City Council of the City of Dallas designating and providing for the Dallas Sports Arena Project as a sports and community venue project and designating the methods of financing the Dallas Sports Arena Project pursuant to Chapter 334, Texas Local Government Code

The following individuals addressed the city council regarding the Dallas Sports Arena Project:

- Roy Williams, 5881 Prestonview Blvd., representing Forty Acres and a Mule
- Sharon Boyd, 2725 Hood St.

Mayor Pro Tem Poss announced that she had a conflict of interest in this issue and would abstain from voting or participating in any discussion. Mayor Pro Tem Poss left the city council chamber.

Councilmember Walne moved to approve the resolution.

Motion seconded by Councilmember Lipscomb.

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes: [12] Kirk, Salazar, Loza, Duncan, Hicks, Mallory Caraway, Mayes,  
Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill  
Voting No: [2] Stimson, Blumer  
Absent: [1] Poss abstaining

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3264

Addendum addition 3: Authorize approval of the Letter of Intent, dated October 2, 1997, between the City of Dallas, Dallas Stars, L.P. (the "Stars"), and Dallas Basketball Limited (the "Mavericks") regarding the proposed development, construction, operation, and financing of a new sports arena in downtown Dallas, and related mixed-use development

Mayor Pro Tem Poss announced that she had a conflict of interest in this issue and would abstain from voting or participating in any discussion. Mayor Pro Tem Poss left the city council chamber.

Councilmember Lipscomb moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Salazar.

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes:	[12]	Kirk, Salazar, Loza, Duncan, Hicks, Mallory Caraway, Mayes, Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill
Voting No:	[2]	Stimson, Blumer
Absent:	[1]	Poss abstaining

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3265

EXECUTIVE SESSION

Attorney Briefings (Sec. 551.071 T.O.M.A)

- Debra Walker, et al v. HUD, et al.
- Downtown Sports Development Project- Alternative Site Acquisition Negotiations and Negotiations between the City and Dallas Basketball, Limited and/or Dallas Stars, L.P.
- Legal Issues Regarding the Dallas Stars and Dallas Mavericks Long Term Reunion Arena Lease Agreements
- Legal Issues Regarding Expansion of the Dallas Convention Center

Deliberations Regarding Real Property (Sec. 551.072 T.O.M.A.)

- Downtown Sports Development Project-Alternative Site Acquisition Negotiations, and Negotiations between the City and Dallas Basketball, Limited and/or Dallas Stars, L.P.
- Site Acquisition for Dallas Convention Center Expansion

The posted executive session was not held.

# OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3266

## NOTICE OF DEFERRED OR DELETED ITEMS

In accordance with Paragraph (d) of Section 7.11 of the City Council Rules of Procedure, the attached notices of deferred or deleted items were posted adjacent to each entrance to the city council chamber in Room 6 E North, City Hall.

*7.11(d) No later than 5:30 p.m. of the Friday before each city council meeting, the city secretary shall post a list of all items appearing on the regular agenda that were deferred by a city council member or deleted by the city manager. No later than 5:30 p.m. of the day before each city council meeting, the city secretary shall post a list of all items appearing on the addendum to the agenda that were deferred by a city council member or deleted by the city manager. The lists must be posted adjacent to each entrance to the city council chamber in Room 6 E North. The city secretary shall not include on these lists any item described in Paragraph (a)(1), (2), (3), or (4).*

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 8, 1997

EXHIBIT C

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3256

Item 53: Consideration of appointments to boards and commissions (Executive Session, if necessary, Personnel, Sec. 551.074, T.O.M.A.)

The assistant city secretary distributed a report showing all nominations and renominations received for city board and commission appointments for the 1997-1999 board term, updated through October 8, 1997.

The assistant city secretary noted that the report indicated with the notation "OK" that a person nominated or renominated met all qualifications for service. The city secretary also noted that the term for each nominee would end August 31, 1999.

Councilmember Stimson moved to appoint all of the nominees to "individual appointment" positions in the report who meet all qualifications for service to the boards and commissions of the city for the term ending August 31, 1999.

Motion seconded by Councilmember Greyson and unanimously adopted.

Councilmember Forsythe Lill moved to nominate Elizabeth Frank to a full-council position on the Reinvestment Zone Two Board (Cityplace Area), for the term ending, August 31, 1999.

Motion seconded by Councilmember Mayes.

There being no other nominations Mayor Kirk called the vote on the motion.

Voting Yes: [15] Kirk, Poss, Salazar, Loza, Stimson, Duncan, Mayes, Hicks, Mallory  
Caraway, Lipscomb, Walne, Finkelman, Blumer, Greyson, Forsythe Lill

Voting No: [0]

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS



Mayor Pro Tem Poss moved to nominate Robert H. Richmond, Jr. to a full-council position on the Reinvestment Zone Five Board (City Center), for the term ending, August 31, 1999.

Motion seconded by Councilmember Lipscomb.

There being no other nominations Mayor Kirk called the vote on the motion.

Voting Yes: [15] Kirk, Poss, Salazar, Loza, Stimson, Duncan, Mayes, Hicks, Mallory  
Caraway, Lipscomb, Walne, Finkelman, Blumer, Greyson, Forsythe Lill  
Voting No: [0]

Deputy Mayor Pro Tem Salazar moved to nominate Sylvana Alonzo as vice-chair of the Cultural Affairs Commission, subject to confirmation by a majority of the city council as authorized by the City Code.

Motion seconded by Councilmember Hicks.

There being no other nominations Mayor Kirk called the vote on the motion.

Voting Yes: [15] Kirk, Poss, Salazar, Loza, Stimson, Duncan, Mayes, Hicks, Mallory  
Caraway, Lipscomb, Walne, Finkelman, Blumer, Greyson, Forsythe Lill  
Voting No: [0]

[Information on each newly-appointed board member is located in the file shown next to the name of the board.]

**97-3267 CAC CULTURAL AFFAIRS COMMISSION**  
**97-3268 CDC COMMUNITY DEVELOPMENT COMMISSION**  
**97-3269 CED CONSOLIDATED ECONOMIC DEVELOPMENT BOARDS**  
**97-3270 CSX CIVIL SERVICE BOARD ADJUNCT MEMBERS**  
**97-3271 DCT DALLAS COMMUNITY TELEVISION, INC**  
**97-3272 HFC HOUSING FINANCE CORPORATION BOARD**  
**97-3273 HSC HUMAN SERVICES COMMISSION**  
**97-3274 JNC JUDICIAL NOMINATING COMMISSION**  
**97-3275 LMC LANDMARK COMMISSION**  
**97-3276 MLB MUNICIPAL LIBRARY BOARD**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL  
97-3256

October 8, 1997  
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**97-3277 MLK MARTIN LUTHER KING JR COMMUNITY CENTER BOARD**  
**97-3278 RZ2 REINVESTMENT ZONE TWO BOARD (CITYPLACE AREA)**  
**97-3279 RZ5 REINVESTMENT ZONE FIVE (CITY CENTER)**  
**97-3280 SAC SENIOR AFFAIRS COMMISSION**  
**97-3281 SDD SOUTHERN DALLAS DEVELOPMENT CORP BOARD**  
**97-3282 URS URBAN REHABILITATION**  
**97-3283 YAC YOUTH COMMISSION**  
**97-3284 Board Officers**

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 8, 1997

97-3200

VOTING AGENDA MEETING  
CITY COUNCIL CHAMBER, CITY HALL  
MAYOR RON KIRK, PRESIDING

PRESENT: [15] Kirk, Poss, Salazar, Loza, Stimson, Duncan, Hicks, Mallory Caraway,  
Mayes, Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill

ABSENT: [0]

CORRECTIONS TO THE MINUTES

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3242

Item 39: Zoning Case Z967-240/10336-C(LS)

The consent zoning docket, consisting of agenda items 39-46 was presented.

Cheryl J. Peterman, director of planning, requested that consent zoning docket item 39 be removed from the consent zoning docket, to be called as an individual hearing, because, ~~in accordance with subparagraph (c)(2)(B) of Section 51A-4.701 of the development code, council approval of the application would require the favorable vote of three-fourths of all members of the council in that a written protest against the change in zoning request had been signed by the owners of 20 percent of or more of either the land in the area of the request or land within 200 feet of the area of the request, and the protest had been filed with the director of planning.~~

A public hearing was called on zoning case Z967-240/10336-C(LS), an application for the termination of the existing deed restrictions on property presently zoned as Planned Development District No. 193, the Oak Lawn Special Purpose District, with a GR General Retail Subdistrict at the east corner of Fitzhugh Avenue and Travis Street, and a resolution authorizing acceptance of an amending deed restriction instrument.

(The city plan commission recommended approval of the removal of certain restrictions and retention of the remaining restrictions.)

Councilmember Forsythe Lill moved to close the public hearing, accept the recommendation of the city plan commission, and pass the ~~ordinance~~ resolution.

Motion seconded by Councilmember Stimson and unanimously adopted. (Kirk, Hicks absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3244

Item 41: Zoning Case Z967-285/2983-SE(RB)

The consent zoning docket, consisting of agenda items 39-46 was presented.

Cherryl J. Peterman, director of planning, requested that consent zoning docket item ~~39~~ 41 be removed from the consent zoning docket, to be called as an individual hearing because, in accordance with subparagraph (c)(2)(B) of Section 51A-4.701 of the development code, council approval of the application would require the favorable vote of three-fourths of all members of the council in that a written protest against the change in zoning had been signed by the owners of 20 percent of more of either the land in the area of the request or land within 200 feet of the area of the request, and the protest had been filed with the director of planning.

Mayor Pro Tem Poss stated that consent zoning docket item ~~39~~ 41 would be removed from the consent zoning docket, to be called as an individual hearing, there being no objection voiced to the request.

A public hearing was called on zoning case Z967-285/2983-SE(RB), an application for and an ordinance granting an amendment to Specific Use Permit No. 615 for a Y.W.C.A. changing the name of the use to a Community service center and including the additional use of a Child-care facility as well as to permit a 3,120 square foot addition on property presently zoned an R-7.5(A) Single Family District at the east corner of Bonnie View Road and Southerland Avenue.

(The city plan commission recommended approval, subject to a revised site plan and conditions.)

Councilmember Mayes moved to close the public hearing, accept the recommendation of the city plan commission, clarify that the alternate ordinance was to be substituted deleting reference to tennis courts and pass the ordinance.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted. (Kirk, Hicks absent when vote taken)

Assigned ORDINANCE NO. 23296.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3263

Addendum addition 2: A Resolution of the City Council of the City of Dallas designating and providing for the Dallas Sports Arena Project as a sports and community venue project and designating the methods of financing the Dallas Sports Arena Project pursuant to Chapter 334, Texas Local Government Code

The following individuals addressed the city council regarding the Dallas Sports Arena Project:

- Roy Williams, 5881 Prestonview Blvd., representing Forty Acres and a Mule
- Sharon Boyd, 2725 Hood St.

Mayor Pro Tem Poss announced that she had a conflict of interest in this issue and would abstain from voting or participating in any discussion. Mayor Pro Tem Poss left the city council chamber.

Councilmember Walne moved to approve the resolution.

Motion seconded by Councilmember Lipscomb. ~~and unanimously adopted. (Poss abstaining)~~

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes: [12] Kirk, Salazar, Loza, Duncan, Hicks, Mallory Caraway, Mayes,  
Lipscomb, Walne, Finkleman, Greyson, Forsythe Lill  
Voting No: [2] Stimson, Blumer  
Absent: [1] Poss abstaining

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 8, 1997

97-3264

Addendum addition 3: Authorize approval of the Letter of Intent, dated October 2, 1997, between the City of Dallas, Dallas Stars, L.P. (the "Stars"), and Dallas Basketball Limited (the "Mavericks") regarding the proposed development, construction, operation, and financing of a new sports arena in downtown Dallas, and related mixed-use development

Mayor Pro Tem Poss announced that she had a conflict of interest in this issue and would abstain from voting or participating in any discussion. Mayor Pro Tem Poss left the city council chamber.

Councilmember Lipscomb moved to approve the item.

~~Motion seconded by Deputy Mayor Pro Tem Salazar.~~

Motion seconded by Deputy Mayor Pro Tem Salazar. ~~and unanimously adopted. (Poss abstaining)~~

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes:	[12]	Kirk, Salazar, Loza, Duncan, Hicks, Mallory Caraway, Mayes, Lipscomb, Walne, Finkleman, Greyson, Forsythe Lill
Voting No:	[2]	Stimson, Blumer
Absent:	[1]	Poss abstaining

Mayor Kirk declared the motion adopted.