

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 13, 1998

98-1380

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

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

The meeting was called to order at 9:24 a.m.

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

The invocation was given by the Rev. Michael Pryor, pastor, Third Avenue Baptist 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 3:11 p.m.

Mayor

ATTEST:

Acting 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, MAY 13, 1998

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 13, 1998

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1381

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: Marvin Crenshaw, 5135 Malcolm X Blvd.
SUBJECT: History of Dallas

SPEAKER: J.B. Walker, 1450 Acapulco Dr.
REPRESENTING: National Council of Negro Women
SUBJECT: Purchasing and leasing of city property

SPEAKER: Roy Williams, 5881 Preston View Blvd.
REPRESENTING: Forty Acres and a Mule
SUBJECT: Leadership for 21st Century

SPEAKER: Jewel Floyd, 3815 Myrtle St.
SUBJECT: Bricks at 4910 Gurley St./Code Enforcement

SPEAKER: Fahim Minkah, 7106 Nandina Dr.
REPRESENTING: United Front of Dallas, Inc.
SUBJECT: Unwarranted delays on the Southern Skates Project

OPEN MICROPHONE - END OF MEETING:

SPEAKER: Anna George, 5807 Shadycrest Trl.
REPRESENTING: Cadillac Heights
SUBJECT: Code Enforcement

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1382

Item 1: Approval of Minutes

The acting city secretary stated that the minutes of the voting agenda meeting of April 22, 1998, were presented for approval.

Councilmember Mayes moved to approve the minutes.

Motion seconded by Mayor Pro Tem Poss.

Councilmember Greyson asked Councilmember Mayes if she would accept a friendly amendment to her motion to reconsider the April 22, 1998 voting agenda minutes at the May 20, 1998 briefing agenda meeting.

Councilmember Mayes accepted the amendment as a part of her motion.

Mayor Pro Tem Poss, who seconded the original motion, also accepted the amendment and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1383

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-54, was presented for consideration.

The acting city secretary announced that her office had received written notice from Councilmember Blumer that consent agenda item 49 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 Forsythe Lill requested that consent agenda item 20 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 20 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

Councilmember Blumer requested that consent agenda item 30 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 30 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Blumer's request.

Mayor Pro Tem Poss requested that consent agenda item 31 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 31 would be considered as an individual item later in the meeting, there being no objection voiced to Mayor Pro Tem Poss' request.

Councilmember Greyson requested that consent agenda items 37 and 49 be removed from the consent agenda item to be considered as an individual item. Mayor Kirk stated that consent agenda items 37 and 49 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Councilmember Finkelman requested that consent agenda item 43 be removed from the consent agenda item to be considered as an individual item. Mayor Kirk stated that consent agenda item 43 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Finkelman's request.

Councilmember Walne requested that consent agenda item 47 be removed from the consent agenda item to be considered as an individual item. Mayor Kirk stated that consent agenda item 47 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Walne's request.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL
98-1383

May 13, 1998
Page 2

The following individuals appeared to comment on consent agenda items:

- Linda Jordan, 7515 Woodshadow Dr., concerning consent agenda item 35
- Marqueax Price, 6731 Kingsbury Dr., concerning consent agenda item 35
- Pauline Perez, 3415 Maybeth St., concerning consent agenda item 35
- Travis Taylor, 3829 Gannon Ln., concerning consent agenda item 35
- Challie Bey, 113 Tucker St., Irving, concerning consent agenda item 35
- John Martinez, 4622 Maple Ave., concerning consent agenda item 35

Councilmember Mayes moved to approve all items on the consent agendas with the exception of item 49 which had been deferred until the next voting agenda meeting of the city council at the request of members of the council and consent agenda items 20, 30, 31, 37, 43 and 47 and which would be considered later in the meeting.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1384

Item 2: Authorize a professional services contract with Camp Dresser & McKee, Inc. to provide engineering services for collection, reporting, and evaluation of water samples at Dallas' three water treatment plants - \$1,327,923 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1385

Item 3: Authorize a contract for renovations of the existing football field and improvements to the existing parking area at Fireside Park - Fire Line Excavation, lowest responsible bidder of three - \$135,203 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1386

Item 4: Authorize a contract for exterior lighting, door replacement and new door hardware at Exall, Fruitdale, Juanita J. Craft, Martin Luther King, Jr., Pike and Reverchon Recreation Centers - Custom Services, lowest responsible bidder of four - \$108,856 - Financing: Enterprise Community Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1387

Item 5: Authorize a contract for chiller inspections and preventative maintenance at City Hall, Municipal Complex, Central Library and Dallas Museum of Art buildings - Carrier Corporation, lowest responsible bidder of two - \$122,569 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1388

Item 6: Authorize a contract for the repair and cleaning of the exterior walls at City Hall -
American Restoration, Inc., lowest responsible bidder of five - \$272,625 - Financing:
Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1389

Item 7: Authorize a contract for the construction of street paving, storm drainage, water and wastewater main improvements on Joe Field Road from dead-end east of Stemmons Freeway to Denton Drive - BCI Utility Construction Inc., lowest responsible bidder of five - \$1,289,505 - Financing: 1995 Bond Funds (\$1,050,205), Water Utilities Capital Improvement Funds (\$217,400), Water Utilities Capital Construction Funds (\$21,900)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1390

Item 8: Authorize a contract for the reconstruction of street paving, storm drainage, water and wastewater main improvements on Hunters View Lane from Red Bird Lane to Rock Garden Trail - Ed Bell Construction Company, lowest responsible bidder of two - \$494,093 - Financing: 1995 Bond Funds (\$287,443), Water Utilities Capital Construction Funds (\$11,150), Water Utilities Capital Improvement Funds (\$195,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1391

Item 9: Authorize the rejection of bids received for rest room renovation at Pleasant Oaks Recreation Center and authorize readvertisement for new bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1392

Item 10: D-FW International Airport

- * Authorize the acceptance of individual aviation easements over 2 single-family residential properties located in the City of Irving, in accordance with provisions of the Sales Guarantee Program associated with the D-FW International Airport noise mitigation program involving property owner sales to third-parties, or in the alternative, authorize acquisition of fee title to the property at 93% of the appraised value in the event no sale occurs and upon retaining the necessary aviation easement, authorize the property acquired to be advertised for sale by sealed bids - \$186,930 - Financing: D-FW International Airport Joint Revenue Bond Funds (no cost or revenue consideration to the City)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1393

Item 11: D-FW International Airport

- * Authorize acquisition of individual avigation easements containing approximately 1 acre of land, over 8 residential properties located in the City of Irving, for the D-FW International Airport Expansion project - \$206,250 (\$99,000 in easement acquisition payments and \$107,250 in noise mitigation payments) - Financing: D-FW International Airport Joint Revenue Bonds (no cost or revenue consideration to the City)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1394

Item 12: Authorize the conveyance of an easement containing approximately 590 square feet of land to Southwestern Bell Telephone Company for the installation of an equipment station to house fiber optic facilities in order to upgrade the primary communication system in the Love Field neighborhood - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1395

Item 13: Authorize a three year renewal of the lease agreement with C&F Investments for approximately 3,141 square feet of office space at 1019 West Sixth Street in Irving to be used as a Women, Infants, and Children office for the period July 1, 1998 through June 30, 2001 - \$1,754 per month, for a total of \$21,048 annually - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1396

Item 14: Authorize the private sale by quitclaim deed of 3 properties acquired by the taxing authorities from a Sheriff's Sale to Inncity Community Development Corporation - Revenue: \$9,743

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1397

Item 15: Declare approximately 2,992 square feet of City-owned land, located near the intersection of Park Lane and Greenville Avenue, unwanted and unneeded, and authorizing its sale to 8209 Park Lane, Ltd., the abutting owner - Revenue: \$22,500

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1398

Item 16: An ordinance granting a revocable license to City Hotel, Ltd. for the use of approximately 8 square feet of land to maintain an existing aerial sign over a portion of Elm Street right-of-way near Good Latimer Expressway - Revenue: \$350 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23507.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1399

Item 17: An ordinance granting a revocable license to Seven Seventeen HB Dallas Corporation for the use of approximately 2,953 square feet of air space over Olive Street between Bryan Street and Live Oak Street to construct and maintain two pedestrian skybridges - Revenue: \$9,729 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23508.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1400

Item 18: An ordinance granting a revocable license to LPC Park Limited Partnership for the use of approximately 52,378 square feet of land to install and maintain a screening wall and landscaping in Caruth Haven Lane right-of-way near Northwest Highway - Revenue: \$350 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23509.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1401

Item 19: An ordinance abandoning sanitary sewer, wastewater and water main easements to Forest/Hillcrest Partners, the abutting owner, containing approximately 15,070 square feet of land, located near the intersection of Forest Lane and Hillcrest Road, and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23510.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1402

Item 20: An ordinance abandoning a portion of Fairmount Street to Fairmount Mews, LLC, the abutting owner, containing approximately 3,750 square feet of land located near the intersection of Thomas Avenue and the Maple-Routh Connection, and authorizing the quitclaim - Revenue: \$52,594 plus the \$20 ordinance publication fee

At the time the consent agenda was presented for discussion, Councilmember Forsythe Lill requested that consent agenda item 20 be considered as an individual item. Mayor Kirk stated that consent agenda item 20 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

Later in the meeting agenda item 20 was brought up for consideration.

Councilmember Forsythe Lill moved to defer the ordinance until the May 27, 1998 voting agenda meeting of the city council.

Motion seconded by Councilmember Mayes and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1403

Item 21: An ordinance abandoning a portion of a water and wastewater easement to CP-Central Park, Ltd., the abutting owner, containing approximately 11,140 square feet of land located near the intersection of North Central Expressway and Park Lane, and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23511.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1404

Item 22: Authorize 1) a purchase contract for two mainframe laser printers to be used to support the data processing requirements for all City departments which will include a twelve (12) month on-site warranty for maintenance and supplies in the amount of \$692,888; and 2) exercise a sixty (60) month maintenance contract (twelve (12) months at a time) for maintenance services and supplies in the amount of \$551,688, subject to annual appropriations, and 3) a sixty (60) month supplement to the purchase contract (twelve (12) months at a time) for technical software support and hardware upgrades in the amount of \$390,000, to be exercised at the City's option and subject to annual appropriations - Not to exceed \$1,634,576 - Océ Printing Systems USA, Inc. - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1405

Item 23: Authorize a thirty-six month multiple award price agreement for heavy equipment parts and labor with the lowest responsible bidders of eighteen - Darr Equipment Co., Four Brothers Ford Tractor, AIS Continental Equipment Co., Professional Turf Products of Texas, Conley Lott Nichols Machinery, Dallas Ford New Holland, Inc., Jacobsen Textron, American Material Handling, Inc., Crafcot Texas, Inc., H D Industries, Inc., Zimmerer Kubota & Equipment, Witch Equipment Co., Altec Industries, Inc. - Not to exceed \$7,583,150 - Financing: Current Funds (\$5,538,819), Water Utilities Current Funds (\$2,021,635), and Aviation Current Funds (\$22,696)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1406

Item 24: Authorize the purchase of folding tables to be used at the Convention Center with the lowest responsible bidder of four - Monroe Table Co. - Not to exceed \$57,750 -
Financing: Convention Center Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1407

Item 25: Authorize the purchase of folding chairs to be used at the Convention Center with the lowest responsible bidder of two - Clarin Corp. - Not to exceed \$284,200 - Financing: Convention Center Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1408

Item 26: Authorize payment of a judgment in a lawsuit, styled Beverly Monroe v. City of Dallas, Cause No. 94-05991-D - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1409

Item 27: Authorize settlement of a lawsuit, styled Judy A. Milstead v. City of Dallas, Individually and Doing Business as Dallas Love Field; and Dallas Love Field, Cause No. 97-05226-F - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1410

Item 28: Authorize settlement of a lawsuit, styled Daniel Rodriguez, Jr. and Diana Ruiz v. City of Dallas and William Martin, Cause No. 97-08559-A - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1411

Item 29: Authorize settlement of a lawsuit, styled Joseph Beckon v. Cornelius Robertson and City of Dallas, Cause No. 97-04551-A – Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1412

Item 30: Authorize Supplemental Agreement No. 1 to the professional services contract with the law firm of Carrington, Coleman, Sloman & Blumenthal, L.L.P. in the lawsuit, styled City of Fort Worth, Texas and American Airlines, Inc. v. City of Dallas, Texas, et al and Legend Airlines, Inc. v. Southwest Airlines Co. , Cause No. 48-171109-97, and any other proceeding relating to the subject matter of this litigation, in an amount not to exceed \$500,000, increasing the original contract amount from \$275,000 to \$775,000 - Financing: Current Funds

At the time the consent agenda was presented for discussion, Councilmember Blumer requested that consent agenda item 30 be considered as an individual item. Mayor Kirk stated that consent agenda item 30 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Blumer's request.

Later in the meeting agenda item 30 was brought up for consideration.

Councilmember Forsythe Lill announced that she had a conflict of interest and would abstain from voting or participating in any discussion. Councilmember Forsythe Lill left the city council chamber.

Councilmember Finkelman moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Forsythe Lill abstaining)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1413

Item 31: Authorize adoption of amendments to the City Council Calendar for 1998 -
Financing: No cost consideration to the City

At the time the consent agenda was presented for discussion, Mayor Pro Tem Poss requested that consent agenda item 31 be considered as an individual item. Mayor Kirk stated that consent agenda item 31 would be considered as an individual item later in the meeting, there being no objection voiced to Mayor Pro Tem Poss' request.

Later in the meeting Mayor Pro Tem Poss moved to reconsider agenda 31 and to defer the item until the May 27, 1998 voting agenda meeting of the city council.

Motion seconded by Councilmember Mayes and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1414

Item 32: An ordinance awarding a franchise for 10 years to Ameritech Communications International, Inc. to provide local exchange telephone services - Revenue: \$1,300,000 over 10 years

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23512.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1415

Item 33: Authorize the second twelve month renewal option under the contract with Southwest General Services, Inc. dba S. W. General Services, Inc. for the billing and collection of emergency ambulance fees - Revenue: \$6,200,000

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1416

Item 34: Authorize an economic development commercial loan to Craig Watkins, a for-profit business, which provides legal and real estate closing services to banks, real estate consumers, and corporations - Not to exceed \$20,000 - Financing: South Dallas/Fair Park Trust Fund

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1417

Item 35: Authorize contracts with five Business Assistance Centers for a twelve-month period to manage programs designed to provide assistance and linkage of counseling, training, financial and management assistance to business clients within the defined target areas of Southern Dallas and the Enterprise Zones/Enterprise Community: (1) Greater Dallas Hispanic Chamber of Commerce (\$50,000), (2) Innerscity Community Development Corporation (\$50,000), (3) West Dallas Neighborhood Community Development Corporation (\$50,000), (4) The Paz Group (\$50,000), and (5) MBA Consultants, Inc. (\$50,000) - \$250,000 - Financing: 1997-98 Community Development Grant Funds

The following individuals addressed the city council regarding authorization of contracts:

- Linda Jordan, 7515 Woodshadow Dr., representing BAC #2 Inter-City Community Development Corporation
- Marqueax Price, 6731 Kingsbury Dr.
- Pauline Perez, 3415 Maybeth St., representing West Dallas Neighborhood Corporation
- Travis Taylor, 3829 Gannon Ln.
- Challie Bey, 113 Tucker St., Irving, representing West Dallas Neighborhood Corporation
- John Martinez, 4622 Maple Ave., representing Greater Dallas Hispanic Chamber

Councilmember Mayes moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1418

Item 36: Authorize the assumption of an Enterprise Zone Project Designation from Harvey Hotel Management Corporation to HBE Corporation at their site located at 400 North Olive Street, Dallas, Texas - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1419

Item 37: Adoption of the City of Dallas' *Public/Private Partnership Program Guidelines and Criteria for Non-Residential Projects* governing tax abatement agreements and other city incentives intended to promote private investment, tax base growth and job creation pursuant to the Property Redevelopment and Tax Abatement Act (V.T.C.A., Tax code, Chapter 312) - Financing: No cost consideration to the City

At the time the consent agenda was presented for discussion, Councilmember Greyson requested that consent agenda item 37 be considered as an individual item. Mayor Kirk stated that consent agenda item 37 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Later in the meeting, agenda item 37 was brought up for consideration.

Councilmember Lipscomb moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1420

Item 38: Authorize the assignment of the Real Property Tax Abatement Agreement, approved by City Council Resolution Number 95-4193 on December 13, 1995, from Red Bird Mall, a Texas joint venture, to FSWI, L.L.C. dba Southwest Center which has agreed to assume all of the terms and conditions outlined in the Agreement - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1421

Item 39: Authorize a contract with The Bethlehem Foundation for a family stabilization program in Southern Dallas for the provision of emergency aid and case management services to the indigent for the period April 13, 1998 through April 12, 1999 - \$65,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1422

Item 40: Authorize execution of a Rental Housing Preservation Program loan to NationsBank Community Development Corporation for the rehabilitation of the 224-unit Steppington Apartments located at 10640 Steppington Drive in census tract 131.03, of which nineteen (19) units will be deed restricted for the Walker Consent Decree - \$597,517 - Financing: 1997-98 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1423

Item 41: Authorize the exercise of a twelve month renewal option to the contract with SSP Consulting, L.C., formerly SSP Joint Venture, L.C., to provide Surety Support Program services for the period June 1, 1998 through May 31, 1999 - Not to exceed \$262,839 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1424

Item 42: Authorize the acceptance of an Urban Library Leadership Grant from the Gates Library Foundation to provide funds to purchase computer equipment from Gateway 2000 Major Accounts, Inc. to expand public access to computers and the Internet to low income communities, as well as enhance computer training in the Dallas Public Libraries - Not to exceed \$160,143 - Financing: Gates Library Foundation

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1425

Item 43: Authorize a public hearing to be held on June 10, 1998, to receive citizen comments, and authorize Council action on June 10, 1998, on the proposed use of Five Mile Creek Greenbelt from west of Walton Walker Boulevard to the mouth of the Trinity River for street right-of-way, utilities, floodway management, and other public facilities to serve adjacent development - Financing: No cost consideration to the City

At the time the consent agenda was presented for discussion, Councilmember Finkelman requested that consent agenda item 43 be considered as an individual item. Mayor Kirk stated that consent agenda item 43 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Finkelman's request.

Later in the meeting, agenda item 43 was brought up for consideration.

Councilmember Finkelman moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1426

Item 44: Authorize application for a continuation law enforcement related grant entitled Commercial Auto Theft Interdiction Squad/6 for a program which aids in solving crimes from the Auto Theft Prevention Authority for the period September 1, 1998 through August 31, 1999 - Financing: This action has no cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1427

Item 45: Authorize Supplemental Agreement No. 2 to the contract with the Community Revitalization Organization of East Dallas to address prevention, intervention, treatment and neighborhood revitalization for the City's Weed and Seed Program for the period October 1, 1997 through September 30, 1998 in an amount not to exceed \$150,000, from \$60,810 to \$210,810 - Financing: 1997-98 Weed and Seed Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1428

Item 46: Authorize an Interlocal Agreement with the City of Coppell to allow the City of Coppell to provide operation, maintenance, and payment of electricity costs and 50 percent of future upgrade costs for the traffic signal at Moore Road and Belt Line Road - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1429

Item 47: Authorize a resolution requesting Dallas Area Rapid Transit to modify the Grade Separation Policy approved by the DART Board on September 9, 1997 - Financing: No cost consideration to the City

At the time the consent agenda was presented for discussion, Councilmember Walne requested that consent agenda item 47 be considered as an individual item. Mayor Kirk stated that consent agenda item 47 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Walne's request.

Later in the meeting, agenda item 47 was brought up for consideration.

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1430

Item 48: Authorize a public hearing to be held on June 10, 1998, to receive citizen comments on the proposed revised Paving Design Manual - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1431

Item 49: An ordinance amending Chapters 3, "Advertising," and 7A, "Anti-Litter Regulations," of the Dallas City Code to define terms; to clarify methods of advertisement prohibited in the city; to create a presumption that the person identified in an advertisement or notice is criminally responsible for certain illegal placements or displays of the advertisement or notice in the City; to provide defenses; and to make certain nonsubstantive changes - Financing: No cost consideration to the City

The acting city secretary announced that Councilmember Blumer had deferred consideration of consent agenda 49 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Blumer moved to withdraw the deferral of agenda item 49.

Motion seconded by Councilmember Mayes and unanimously adopted.

Councilmember Hicks requested that consent agenda item 49 be considered as an individual item. Mayor Kirk stated that consent agenda item 49 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Hicks' request.

Later in the meeting agenda item 49 was brought up for consideration.

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Loza.

Councilmember Mallory Caraway made a substitute motion to defer the item until the full council can be briefed.

Motion seconded by Councilmember Lipscomb.

Councilmember Duncan asked Councilmember Mallory Caraway if she would accept a friendly amendment to her motion to include bringing the item back to the council within 30 days.

Councilmember Mallory Caraway accept the amendment as a part of her motion.
Councilmember Lipscomb who seconded the substitute motion, also accepted the amendment.

After discussion, Mayor Kirk called the vote on Councilmember Mallory Caraway's motion as modified by the friendly amendment:

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

Mayor Kirk declared the motion as modified by the friendly amendment, unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1432

Item 50: Authorize a replacement housing payment for homeowner, Mary E. Lockett, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$22,500 - Financing: 1995-96 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1433

Item 51: Authorize a replacement housing payment for homeowner, Wee Doll Briscoe, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$22,500 - Financing: 1995-96 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1434

Item 52: Authorize a replacement housing payment and a disbursement of funds from the Substandard Housing Assistance Repair Demonstration Program for homeowner, Lena Ruth Hayes, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1995-96 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1435

Item 53: Authorize a replacement housing payment and a disbursement of funds from the Substandard Housing Assistance Repair Demonstration Program for homeowner, Silvester Green, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1995-96 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1436

Item 54: Authorize a replacement housing payment and a disbursement of funds from the Substandard Housing Assistance Repair Demonstration Program for homeowner, Nellie Edwards Simms, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1995-96 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1437

Item 55: Miscellaneous Hearing

A public hearing was called to citizen comments in preparation of the FY 1998-99 Operating, Capital, Grant and Trust budgets - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the FY 1998-99 Operating, Capital, Grant and Trust budgets:

- Elsie Risby, 2900 Dilido Rd.
- Joe Martin, 3105 Gladiolus Ln.

Councilmember Mayes moved to close the public hearing.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1438

Item 56: Miscellaneous Hearing

A public hearing was called to receive citizen comments regarding both the establishment of approved basic service tier and equipment rates for cable television services provided by TCI Cablevision of Dallas, Inc. and the franchise renewal process for the TCI cable television franchise - Financing: No cost consideration to the City.

The following individuals addressed the city council regarding TCI Cablevision of Dallas, Inc.:

- Marvin Bigelow, 922 W. 9th St.
- Elsie Risby, 2900 Dilido Dr.
- Sandra Crenshaw, 1431 Quartet Dr., representing Insignia Management Co.

Councilmember Mallory Caraway moved to close the public hearing.

Motion seconded by Councilmember Mayes and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1439

Item 57: Miscellaneous Hearing - Vickery Meadow Public Improvement District

- * A public hearing was called to receive citizen comments on the re-establishment of a public improvement district, in accordance with Chapter 372 of the Texas Local Government Code, known as the Vickery Meadow Public Improvement District ("District") for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements located in the District - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the Vickery Meadow Public Improvement District:

- John Neill, 6162 E. Mockingbird Ln.
- Tim Rushing, 7222 Fair Oaks Ave., representing Lincoln Property Co.

Councilmember Blumer moved to close the public hearing.

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1440

Item 58: Miscellaneous Hearing - Vickery Meadow Public Improvement District

- * Authorize and re-establish Vickery Meadow Public Improvement District (“District”) as a public improvement district, in accordance with Chapter 372 of the Texas Local Government Code including: (1) approval of findings as to the advisability of the proposed services and improvements, to be funded by assessments on real property and real property improvements; (2) designating Vickery Meadow Management Corporation as manager of the District; (3) authorizing a contract with Vickery Meadow Management Corporation for management services; and (4) approval of the District Service Plan - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the Vickery Meadow Public Improvement District:

- John Neill, 6162 E. Mockingbird Ln
- Tim Rushing, 7222 Fair Oaks Ave., representing Lincoln Property Co.

Councilmember Blumer moved to close the public hearing and authorize the contract.

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1441

Item 59: Miscellaneous Hearing

A public hearing was called to receive citizen comments concerning the creation of Tax Increment Financing Reinvestment Zone Number Six, City of Dallas, Texas, to be known as the Farmers Market TIF District, under the authority of the Tax Increment Financing Act, as amended, (V.T.C.A., Tax Code, Chapter 311) - Financing: No cost consideration to the City

No one addressed the city council regarding the Tax Increment Financing Reinvestment Zone Number Six.

Councilmember Loza moved to close the public hearing.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1442

PUBLIC HEARING - ZONING CASES - CONSENT

The consent zoning docket, consisting of agenda items 60-63 was presented.

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

Agenda item 60: Zoning Case Z967-182/10261-SE(DW)

Agenda item 61: Zoning Case Z978-179/305-C(RB)

Agenda item 62: Zoning Case Z978-180/10400-NE(ML)

Agenda item 63: Zoning Case Z978-182/10528-SE(RB)

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

No one appeared to comment on cases on the consent zoning docket.

Councilmember Lipscomb 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.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1443

Item 60: Zoning Case Z967-182/10261-SE(DW)

Zoning Case Z967-182/10261-SE(DW), an application for and an ordinance granting an MF-1(SAH) Multifamily (Standard Affordable Housing) District on property presently zoned an A(A) Agricultural District and an MH(A) Manufactured Home District on the northeast side of Fish Road, northwest of Lawson Road, and a resolution authorizing acceptance of a deed restriction instrument submitted in conjunction with the change of zoning.

(The city plan commission recommended approval, subject to deed restrictions volunteered by the applicant.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23513.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1444

Item 61: Zoning Case Z978-179/305-C(RB)

Zoning Case Z978-179/305-C(RB), an application for and an ordinance granting an amendment to the development plan and conditions and deleting the conceptual plan for Planned Development District No. 424 for Multifamily, Retirement Housing, and GO(A) General Office District Uses at the northwest corner of Carroll Avenue and Cole Manor Place.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23514.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1445

Item 62: Zoning Case Z978-180/10400-NE(ML)

Zoning Case Z978-180/10400-NE(ML), an application for and an ordinance granting an amendment to Planned Development District No. 490 for a Private School (Bishop Lynch High School) to allow four additional classrooms and a fieldhouse on the southeast corner of Ferguson Road and Peavy Road.

(The city plan commission recommended approval, subject to the amended development plan, landscape plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23515.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1446

Item 63: Zoning Case Z978-182/10528-SE(RB)

Zoning Case Z978-182/10528-SE(RB), an application for and an ordinance granting a Specific Use Permit for a Private school (Metropolitan Christian School) on property presently zoned an R-7.5(A) Single Family District at the northwest corner of Bruton Road and McCutcheon Lane.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23516.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1447

Item 64: Public Hearing - Zoning Case Z978-158/10499-SE(KC)

A public hearing was called on zoning case Z978-158/10499-SE(KC), an application for a Planned Development District for MH (A) Manufactured Home District Uses and a Warehouse Use on property presently zoned an A(A) Agricultural District on the southwest side of Lasater Road, northwest of Stark Road.

(The city plan commission recommended denial.)

Mayor Kirk announced that he had a conflict of interest and would abstain from voting or participating in any discussion. Mayor Kirk left the city council chamber.

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

Councilmember Lipscomb moved to postpone consideration of the application until the June 10, 1998 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 abstaining)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1448

Item 65: Public Hearing - Zoning Case Z978-166/5127-NE(LS)

A public hearing was called on zoning case Z978-166/5127-NE(LS), an application for and an ordinance granting an amendment to the conceptual plan, development plan and conditions for the Tract 3 portion of Planned Development District No. 343 for Single Family Residential Uses to allow an assisted living facility and a retirement housing development on the west side of White Rock Trail, north of Goforth Road.

(The city plan commission recommended approval, subject to a landscape plan.)

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

Appearing in favor of the city plan commission recommendation:

-- Kirk Williams, 4100 Renaissance Tower, representing the applicant

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

That Condition 1(b) be amended so that the same reads as follows:

(b) An assisted living facility means a permanent residential facility which furnishes (in single or multiple facilities) food, shelter, laundry and other assistance in activities of daily living to five or more persons who are not related by blood, marriage, or adoption to the owner or proprietor of the establishment. Food is prepared in a central kitchen. Individual dwelling units do not have kitchen facilities (i.e. do not have cook tops, ranges or full size appliances, but may contain bar sinks, small refrigerators or microwave ovens). Assisted living facilities must be licensed as Personal Care Facilities under Chapter 247 of the Texas Health and Safety Code. Assisted Living Facilities do not include other licensed health facilities under Subtitle B, "Licensing of Health Facilities," of Title 4, "Health Facilities," of the Texas Health and Safety Code, specifically nursing homes, and the additional screen be a portion of the conditions as submitted.

and pass the ordinance with that change.

Motion seconded by Councilmember Mayes and unanimously adopted.

Assigned ORDINANCE NO. 23517.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1449

Item 66: Public Hearing - Zoning Case Z978-176/10527-NW(KC)

A public hearing was called on zoning case Z978-176/10527-NW(KC), an application for a Specific Use Permit for an Alcoholic Beverage Establishment to be used as a Private-Club Bar on property presently zoned an IR Industrial Research District on the east side of Emerald Street, south of Crown Road.

(The city plan commission recommended denial.)

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

Appearing in opposition to the city plan commission recommendation:

-- Pat Davis, 2560 Royal Ln., representing the applicant

Councilmember Mallory Caraway moved to postpone the application until the June 10, 1998 voting agenda meeting of the city council, and to continue the public hearing at that time.

Motion seconded by Councilmember Blumer and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1450

Item 67: Public Hearing - Zoning Case Z978-177/9670-SW(KC)

A public hearing was called on zoning case Z978-177/9670-SW(KC), an application for an amendment to Planned Development District No. 407 for Multifamily and TH-2(A) Townhouse District Uses and termination of Specific Use Permit No. 1221 for Multifamily Uses on the south side of Kiest Boulevard, east of Boulder Drive.

(The city plan commission recommended denial.)

Appearing in favor of the city plan commission recommendation:

- David Marquis, 3110 W. Kiest Blvd.
- John Murdock, 3205 Springwood Ln.
- Neoma Shafer, 2538 W. Kiest Blvd.

Appearing in opposition to the city plan commission recommendation:

- Mike Coker, 6350 LBJ Frwy., representing the applicant

Councilmember Mallory Caraway moved to postpone consideration of the application until the May 27, 1998 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Hicks and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1451

Item 68: Public Hearing - STREET NAME CHANGE UNDER ADVISEMENT - INDIVIDUAL

A public hearing was called on an application for and an ordinance waiving certain street name change standards and changing the name of Floyd Road from Forest Lane to Sherman Street to "TI Boulevard".

(The city plan commission recommended approval. This application was considered by the City Council at a public hearing on February 11, 1998, and again on March 25, 1998, and was taken under advisement until May 13, 1998, with the public hearing open.)

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

Councilmember Walne moved to postpone consideration of the application until the October 14, 1998 voting agenda meeting of the city council, and to continue the public hearing at that time.

Motion seconded by Councilmember Mayes and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1452

Item 69: Consideration of appointments to boards and commissions (Executive Session, if necessary, Personnel, Sec. 551.074, T.O.M.A.)

The acting city secretary distributed a report showing board and commission nominations for the 1995-97 board term, updated through May 13, 1998.

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

Councilmember Mayes moved to appoint 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 Blumer and unanimously adopted.

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

98-1460 CPR DALLAS CITIZENS POLICE REVIEW BOARD
98-1461 DCT DALLAS COMMUNITY TELEVISION INC.
98-1462 SDD SOUTHERN DALLAS DEVELOPMENT CORPORATION BOARD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1453

Item 70: Authorize approval of the bi-weekly tax action

Councilmember Hicks moved to approve the item.

Motion seconded by Councilmember Mayes and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1454

Item 71: Multifamily Mortgage Revenue Bonds

- * Authorize the City of Dallas Housing Finance Corporation to issue Multifamily Mortgage Revenue Bonds Series 1998 for the Claremont Apartments, located at 2472 Highland Road, to be issued in one or more series in an aggregate face amount of not more than \$3,000,000 for the benefit of Claremont Kiwi I LLC, which is wholly owned by Alternative Building Concepts Group, a nonprofit corporation - Financing: 1998 Multifamily Mortgage Revenue Bonds

Councilmember Duncan moved to defer the item back to the Housing and Neighborhood Development Committee for consideration on May 18, 1998 and place the item on the May 20, 1998 briefing agenda as an action item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1455

Item 72: Multifamily Mortgage Revenue Bonds

- * Authorize the City of Dallas Housing Finance Corporation to issue Multifamily Mortgage Revenue Bonds Series 1998 for the Towne Center Apartments, located at 8620 Park Lane, to be issued in one or more series in an aggregate face amount of not more than \$7,300,000 for the benefit of Towne Center Kiwi I LLC, which is wholly owned by Alternative Building Concepts Group, a nonprofit corporation - Financing: 1998 Multifamily Mortgage Revenue Bonds

Councilmember Duncan moved to defer the item back to the Housing and Neighborhood Development Committee for consideration on May 18, 1998 and place the item on the May 20, 1998 briefing agenda as an action item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1456

Item 73: A resolution recommending that the Dallas Community Television amend sections of its Bylaws concerning removal of Dallas City Council appointees from its Board of Trustees (Mayor Pro Tem Poss, Deputy Mayor Pro Tem Salazar, Councilmembers Finkelman, Mayes, Walne, Loza, Duncan, Forsythe-Lill, Blumer, Hicks, Greyson, Mallory Caraway and Lipscomb via Mayor Kirk)

The following individuals addressed the city council regarding the resolution:

- William C. Fry, 4005 Cole Ave., representing Dallas Community Television Board
- Mary McElvany, 7620 Kevin Dr., representing Dallas Community Television Board
- Mary Warner, 504 Town Creek Dr.
- Joe Martin, 3105 Gladiolus Ln.
- Linda Hunt, 9507 Silver Falls Blvd., representing Dallas Community Television Board
- Gordon Finch, 11207 Park Central Pl.
- Billy Jack Ludwig, 4953 Thunder Rd.

Councilmember Blumer moved to approve the resolution.

Motion seconded by Councilmember Finkelman.

Councilmember Loza made a friendly amendment to add that no trustee appointed by the Dallas City Council shall ever be removed without prior city council approval except in cases of non-attendance or non-fulfillment of valid requirements.

Motion seconded by Councilmember Finkelman.

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

Voting Yes: [14] Kirk, Poss, Salazar, Loza, Miller, Duncan, Hicks, Mallory Caraway,
Mayes, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
Voting No: [1] Lipscomb

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1457

CLOSED SESSION

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

- Debra Walker, et al v. HUD, et al.
- City of Fort Worth v. City of Dallas, et al., Cause No. 48-171109-97 (lawsuit regarding the Shelby Amendment to Wright Amendment)
- City of Dallas v. Department of Transportation, et al., Civil Action No. 4-97CV-939-A

Personnel (Sec. 551.074 T.O.M.A.)

- Discussion and evaluation of candidates for appointment to the position of City Secretary

The posted closed session was not held.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1458

Addendum addition 1: Authorize a professional services contract with Centex Construction Company/3D/International, Inc., a joint venture, for construction management services to provide analysis of developmental proposals for a new Police Headquarters facility - \$90,000 - Financing: 1995 Bond Funds

Councilmember Mayes moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1459

Addendum addition 2: Authorize settlement of Plaintiffs' April 17, 1998, claim for attorneys' fees in Debra Walker, et al. v. U.S. Department of HUD, et al., Civil Action No. 3:85-CV-1210-R - Not to exceed \$24,000 - Financing: Current Funds

Councilmember Mayes moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1460

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, MAY 13, 1998

EXHIBIT C

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 13, 1998

98-1380

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

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

ABSENT: [0] Forsythe Lill

CORRECTION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

May 13, 1998

98-1456

Item 73: A resolution recommending that the Dallas Community Television amend sections of its Bylaws concerning removal of Dallas City Council appointees from its Board of Trustees (Mayor Pro Tem Poss, Deputy Mayor Pro Tem Salazar, Councilmembers Finkelman, Mayes, Walne, Loza, Duncan, Forsythe-Lill, Blumer, Hicks, Greyson, Mallory Caraway and Lipscomb via Mayor Kirk)

The following individuals addressed the city council regarding the resolution:

- William C. Fry, 4005 Cole Ave., representing Dallas Community Television Board
- Mary McElvany, 7620 Kevin Dr., representing Dallas Community Television Board
- Mary Warner, 504 Town Creek Dr.
- Joe Martin, 3105 Gladiolus Ln.
- Linda Hunt, 9507 Silver Falls Blvd., representing Dallas Community Television Board
- Gordon Finch, 11207 Park Central Pl.
- Billy Jack Ludwig, 4953 Thunder Rd.

Councilmember Blumer moved to approve the resolution.

Motion seconded by Councilmember Finkelman.

Councilmember Loza made a friendly amendment to add that no trustee appointed by the Dallas City Council shall ever be removed without prior city council approval ~~accept~~ except in cases of non-attendance ~~and~~ or non-fulfillment of valid requirements.

Motion seconded by Councilmember Finkelman.

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

Voting Yes: [14] Kirk, Poss, Salazar, Loza, Miller, Duncan, Hicks, Mallory Caraway,
Mayes, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
Voting No: [1] Lipscomb

Mayor Kirk declared the motion adopted.