

-
MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, NOVEMBER 4, 1998

98-3190

CITY COUNCIL BRIEFING
CITY COUNCIL CHAMBER, CITY HALL
MAYOR RON KIRK, PRESIDING

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

The meeting was called to order at 9:28 a.m.

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

The invocation was given by the Rev. Aarvel Wilson, West Dallas Community 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 6:25 p.m.

Mayor

ATTEST:

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.

11/5/98 1:15 pm
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, NOVEMBER 4, 1998

EXHIBIT A

11/5/98 1:15 pm
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MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, NOVEMBER 4, 1998

EXHIBIT B

11/5/98 1:15 pm
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 4, 1998

98-3191

Agenda item (3): Special Presentations

At the beginning of each briefing meeting of the city council a time is set aside for the mayor to recognize special individuals or groups, to read mayoral proclamations, to confer honorary citizenships, and to make special presentations.

11/5/98 1:15 pm
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BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 4, 1998

98-3192

OPEN MICROPHONE

In accordance with Subsection 6.3 of the City Council Rules of Procedure, the city council provided an opportunity for the following individuals to present concerns or address issues during an "open microphone" period.

OPEN MICROPHONE - BEGINNING OF MEETING:

SPEAKER: Charles Goodlow, 3880 S. Walton Walker Blvd.
SUBJECT: Complaint against agency/Need for African American TV Station

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: This Black Jesus the World's Best Kept Secret

OPEN MICROPHONE - END OF MEETING:

No speakers.

11/5/98 1:15 pm
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BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 4, 1998

98-3193

Agenda item (5): Action Item

1. Consideration of appointments to boards and commissions (Closed Session, if necessary, Personnel, Sec. 551.017, T.O.M.A.)

The city secretary distributed a report showing boards and commissions nominations for the 1997-99 board term, updated through November 4, 1998.

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 Lipscomb 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 Loza and unanimously adopted.

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

98-3201 JNC JUDICIAL NOMINATING COMMISSION
98-3202 MLB MUNICIPAL LIBRARY BOARD

11/5/98 1:15 pm
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BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 4, 1998

98-3194

Agenda item (5): Action Item

2. Appointment of members to the DART Board (Closed Session, if necessary, Personnel, Sec. 551.017, T.O.M.A.)

There were no appointment of members to the DART Board.

11/5/98 1:15 pm
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BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 4, 1998

98-3195

Agenda item (5): Action Item

3. An ordinance authorizing the issuance and sale of approximately \$330,370,000 City of Dallas, Texas, Waterworks and Sewer System Revenue Refunding Bonds, Series 1998; accepting the bid and awarding the sale of the bonds; approving the Official Statement; authorizing execution of the escrow agreement and the contract payment deposit agreement; and enacting other provisions in connection therewith

Mayor Pro Tem Poss moved to adopt the ordinance authorizing the issuance and sale of \$326,710,000 City of Dallas, Texas Waterworks and Sewer System Revenue Refunding Bonds, Series 1998; accepting the bid and awarding the sale of the bonds; approving the Official Statement; authorizing execution of the escrow agreement and the contract payment deposit agreement; and enacting other provisions in connection therewith.

Motion seconded by Councilmember Mayes.

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

Voting Yes: [14] Kirk, Poss, Salazar, Loza, Miller, Hicks, Mallory Caraway, Mayes, Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
Voting No: [0]
Absent: [1] Duncan absent when vote taken

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 23695.

11/5/98 1:15 pm
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BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 4, 1998

98-3196

Agenda item (6): Briefings

- A. Houston Street Alignment and Thoroughfare Plan Amendment; and Evaluation of Alternative DART Light Rail Alignments Adjacent to the Arena Site (Closed Session, if necessary, Sec. 551.071, T.O.M.A, where legal advice is requested of the City Attorney)

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

The city manager and DART officials briefed the city council on the item.

11/5/98 1:15 pm
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BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 4, 1998

98-3197

Agenda item (6): Briefings

B. Weapons of Mass Destruction Update

The briefing of this item was postponed.

11/5/98 1:15 pm
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BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 4, 1998

98-3198

Closed Session

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

- Debra Walker, et al. v. HUD, et al
- City of Fort Worth, Texas and American Airlines, Inc. v. City of Dallas, Texas et al., Cause No. 48-171109-97
- Continental Airlines, Inc. and Continental Express, Inc. v. City of Dallas, Texas and City of Fort Worth, Texas, et al., Cause No. 3:98-CV-1187-R (consolidated with City of Dallas, Texas v. Department of Transportation, et al., Cause No. 3:97-CV-2734-R)
- U.S. Department of Transportation Love Field Service Interpretation Proceeding, Docket No. OST-98-4363
- AT&T Communications of the Southwest, Inc. v. City of Dallas, Cause No. 3-98-CV-0003-R; GTE Southwest Incorporated v. City of Dallas, Cause No.3-98-CV-0662-R; Southwestern Bell Telephone Company v. City of Dallas, Cause No.3-98-CV-0843-R; Teligent, Inc. v. City of Dallas, Cause No. 3-97-CV-3052-R Caprock Communications Corp., Golden Harbor of Texas, Inc. and Westel, Inc. v. City of Dallas, Cause No. 3-98-CV-1227-R; and Sprint Communications Company, L.P. v. City of Dallas, Cause No. 3-98-CV- 1576-R
- Antoine Crittendon v. Daniel Bryeans and Jana Shackelford, Civil Action Number 3:97-CV-0305-H
- Ezequiel Nuno v. City of Dallas and David Lee Rhone, Cause No. cc-97-08476-d
- Gerald Ridgely d/b/a “Gerry’s Concrete” v. City of Dallas, Cause No. 97-08429-C
- Juan Juarez Garcia, as Next Friend of Irma Garcia, and Cynthia Torres, Individually and as Next Friend of Heaven Torres, a Minor v. City of Dallas and Patti Ann Bjornson, Cause No. cc-96-1779-C
- Lindy Jones, Kathy Jones, Susan Findley and Dwight Findley, v. City of Dallas, Cause No. 96-01843-F
- Golden Harvest Company, Inc., N.H.T. Partnership, and Kaufman County Levee Improvement District #15 v. City of Dallas, Cause No. 42-765
- Jeff Rawlings, Claim No. 97 101 002993-001

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

11/5/98 1:15 pm
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A closed session was held as authorized by Chapter 551, "OPEN MEETINGS," of the Texas Government Code (Texas Open Meetings Act) to discuss the following matters:

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

- Antoine Crittendon v. Daniel Bryeans and Jana Shackelford, Civil Action Number 3:97-CV-0305-H
- Ezequiel Nuno v. City of Dallas and David Lee Rhone, Cause No. cc-97-08476-d
- Gerald Ridgely d/b/a "Gerry's Concrete" v. City of Dallas, Cause No. 97-08429-C
- Juan Juarez Garcia, as Next Friend of Irma Garcia, and Cynthia Torres, Individually and as Next Friend of Heaven Torres, a Minor v. City of Dallas and Patti Ann Bjornson, Cause No. cc-96-1779-C
- Lindy Jones, Kathy Jones, Susan Findley and Dwight Findley, v. City of Dallas, Cause No. 96-01843-F
- Golden Harvest Company, Inc., N.H.T. Partnership, and Kaufman County Levee Improvement District #15 v. City of Dallas, Cause No. 42-765
- Jeff Rawlings, Claim No. 97 101 002993-001

No other matters were discussed during the closed session.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 4, 1998

98-3199

Agenda item (7): Briefings

C. Burglar Alarm Permits Update

The briefing of this item was postponed.

11/5/98 1:15 pm
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BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 4, 1998

98-3200

Motion To Appeal The Decision of the Chair

Councilmember Miller moved to appeal the decision of the chair to allow her personal privileges under Robert Rules of Order.

Motion seconded by Councilmember Blumer.

Mayor Kirk called the vote on Councilmember Miller's motion to appeal the decision of the chair:

Voting Yes: [3] Loza, Miller, Blumer

Voting No: [11] Kirk, Poss, Salazar, Duncan, Hicks, Mallory Caraway, Mayes, Walne,
Finkelman, Greyson, Forsythe Lill

Absent: [1] Lipscomb absent when vote taken

Mayor Kirk declared the ruling of the chair is upheld.

11/5/98 1:15 pm
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MINUTES OF THE DALLAS CITY COUNCIL
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EXHIBIT C

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