

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 28, 1999

99-1390

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]

The meeting was called to order at 9:33 a.m.

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

The invocation was given by Rev. Glen Schmucker, pastor, Cliff Temple 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 3:36 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.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 28, 1999

EXHIBIT A

April 29, 1999 9:30 a.m.
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 28, 1999

EXHIBIT B

April 29, 1999 9:30 a.m.
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1391

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: Campbell Read, 5839 Monticello Ave.
REPRESENTING: Citizens For A Better Dallas
SUBJECT: Dallas Plan

SPEAKER: Sarah Kovich, 10621 Royal Springs Dr.
SUBJECT: National Anxiety Disorder Screening Day

CANCELED

SPEAKER: Dwayne Dallas, 6266 St. Albans Dr.
SUBJECT: Bill Clinton, acquittal. What's next?

SPEAKER: Billy Jack Ludwig, 7407 Fair Oaks Ave.
SUBJECT: The Belo Corporation

SPEAKER: Graciela Aleman, 2219 Alabama Ave.
REPRESENTING: Hispanic Association of Real Estate Professionals
SUBJECT: Affordable Housing

OPEN MICROPHONE - END OF MEETING:

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Corruption: Chief of Police/D.I.S.D./K.K.K./F.B.I

SPEAKER: Harvey Neal, 7411 Arborcrest Dr.
REPRESENTING: Southern Crest Missionary Baptist Church
SUBJECT: Landscaping

SPEAKER: Joe Martin, 3105 Gladiolus Ln.
SUBJECT: Rules of Procedures

SPEAKER: Bonnie Hurd, 3105 Peavy Rd.
SUBJECT: No Justice - No Peace

SPEAKER: Irene Hofland, 5847 E. University Blvd.
SUBJECT: Condominium Laws

SPEAKER: Juanita A. Carter, 2412 E. Illinois Ave.
SUBJECT: City employee wrongfully terminated

SPEAKER: Jimmy Lee, P.O. Box 4994
REPRESENTING: Relief in the Communities, Inc.
SUBJECT: URSB defied **NO SHOW**

SPEAKER: Morine Kovich, 10618 Dunaway Dr.
SUBJECT: National Anxiety Disorder Screening Day

SPEAKER: Marvin Crenshaw, 5134 Malcolm X. Blvd.
SUBJECT: It's about time

SPEAKER: Catherine Horsey, 5205 Reiger Ave.
SUBJECT: Economic Impact of Historic Preservation in Texas Study

SPEAKER: Claud Yeldell, 1624 S. Corinth St.
SUBJECT: City of Dallas Building Code misrepresenting people **NO SHOW**

SPEAKER: Ralph Isenberg, 450 W. Greenbriar Ln.
SUBJECT: Voting **CANCELED**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1392

Item 1: Approval of Minutes

The minutes of the voting agenda meeting of April 14, 1999, were presented for approval.

Councilmember Lipscomb moved to approve the minutes, as corrected by Councilmember Greyson.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1393

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-53, was presented for consideration.

Councilmember Lipscomb requested that consent agenda item 17 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 17 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Lipscomb's request.

Councilmember Forsythe Lill requested that consent agenda item 18 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 18 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

Councilmember Greyson requested that consent agenda item 43 be removed from the consent agenda 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 Greyson's request.

Councilmembers Finkelman and Greyson requested that consent agenda item 51 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 51 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Finkelman and Greyson's request.

The following individual appeared to comment on consent agenda items:

- Geneva Ayola, 1211 McLean Ave., representing Dallas Outside Taco Vendors, concerning consent agenda item 43

Councilmember Lipscomb moved to approve all items on the consent agenda and agenda items 17, 18, 43 and 51 which would be considered later in the meeting.

Motion seconded by Councilmember Mayes and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1394

Item 2: Authorize a professional services contract with Matrix Consultants, Inc., for design services associated with renovating heating, ventilation and air conditioning systems at Juanita J. Craft Recreation Center (\$24,000), Martin Luther King, Jr., Community Center (\$22,265), Park Forest Branch Library (\$13,690) - \$59,955 - Financing: 1995 Bond Funds (\$37,690), Capital Construction Funds (\$22,265)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1395

Item 3: Authorize a contract for foundation, sidewalk, and drainage repairs at Fire Station #56 located at 7040 Belt Line Road - Mart, Inc., lowest responsible bidder of two - \$69,500 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1396

Item 4: Authorize a contract for construction of a pedestrian bridge at Glendale Park located in Neighborhood Renaissance Partnership Program Area D - L.A. Sears Construction, Inc., lowest responsible bidder of five - \$333,512 - Financing: Neighborhood Renaissance Partnership Section 108 Notes

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1397

Item 5: Authorize a contract for site development including construction of a new playground, parking, landscaping, irrigation and a picnic facility at Katie Jackson Park and replacement of a playground at Woodland Springs Park - Randall & Blake, Inc., lowest responsible bidder of three - \$302,630 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1398

Item 6: Authorize a contract for site development including playground replacement, site furnishings and irrigation at Devon-Anderson Park - Randall & Blake, Inc., lowest responsible bidder of six - \$69,553 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1399

Item 7: Authorize a contract for parking improvements at Mountain Valley (Merrifield) Park - Texas Standard Construction, Inc., lowest responsible bidder of six - \$76,700 - Financing: 1997-98 Community Development Grant Funds (\$61,709) and 1985 Bond Funds (\$14,991)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1400

Item 8: Authorize a contract for athletic field improvements including irrigation, new turf, concrete curb, sidewalks, bleachers and infield improvements at Seaton Park - Botanical Technologies Corporation, lowest responsible bidder of three - \$85,443 - Financing: 1997-98 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1401

Item 9: Authorize a contract for fire alarm improvements at the Bandshell, Embarcadero Building, Grand Place, Information Center, new Livestock Pavilion, Maintenance Barn and Old Mill Inn Restaurant in Fair Park - P.A.C. Systems, Inc., lowest responsible bidder of two - \$175,661 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1402

Item 10: Authorize a contract for the construction of a new bridge, street paving, storm sewer, water and wastewater main for flood management improvements on 11th Street from Corinth Street to 8th Street - Tiseo Paving Company, lowest responsible bidder of five - \$1,275,345 - Financing: 1995 Bond Funds (\$790,690), 1985 Bond Funds (\$257,103), Water Utilities Capital Improvement Funds (\$202,341), Water Utilities Capital Construction Funds (\$25,210)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1403

Item 11: Authorize a contract for the construction of a gatehouse, scales and related appurtenances at the McCommas Bluff Landfill - Gibson and Associates, Inc., lowest responsible bidder of three - \$230,000 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1404

Item 12: Authorize an increase in the contract with Malpro General Contractors, Inc. for miscellaneous modifications at Harry Stone, Martin Weiss and Tommie M. Allen Recreation Centers - \$61,838, from \$624,175 to \$686,013 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1405

Item 13: Authorize an increase in the contract with Southcrest Corporation for Phase II Tower Building Renovation at Fair Park - \$17,617, from \$2,159,176 to \$2,176,793 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1406

Item 14: Authorize an increase in the contract with Harrison Quality Construction, Inc. for construction of a rest room facility and maintenance barn at Samuell Farm - \$50,747, from \$240,850 to \$291,597 - Financing: Samuell Trust Funds (\$33,278) and Current Funds (\$17,469)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1407

Item 15: Authorize an increase in the contract with HCC Contracting, Inc., dba Holzem Companies for recreation center addition/renovation at Exline Park - \$33,470, from \$690,581 to \$724,051 - Financing: 1985 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1408

Item 16: Authorize an increase in the contract with Ed Bell Construction Company for the construction of temporary asphalt transition and a sub-drain at the intersection of Frankford Road and Marsh Lane - \$64,530, from \$1,686,777 to \$1,751,307 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1409

Item 17: Authorize a Supplemental Agreement to the Master Interlocal Agreement between the City of Dallas and Dallas County for the City's share of the cost associated with paving, drainage, water and wastewater improvements on Kleberg Road from Belt Line Road to U. S. 175 - \$3,692,223 - Financing: 1985 Bond Funds (\$1,687,000), 1995 Bond Funds (\$300,000), 1998 Bond Funds (\$700,000), Water Utilities Capital Construction Funds (\$101,600), and Water Utilities Capital Improvement Funds (\$903,623)

Councilmember Lipscomb requested that consent agenda item 17 be considered as an individual item. Mayor Kirk stated that consent agenda item 17 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Lipscomb's request.

Later in the meeting agenda item 17 was brought up for consideration.

Councilmember Lipscomb moved to approve the item.

Motion seconded by Councilmember Mayes and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1410

Item 18: Authorize a benefit assessment hearing to be held on June 23, 1999 for alley paving, water and wastewater main improvements on the alley between Lindsley Avenue and Santa Monica Drive from Blair Boulevard to Tenison Memorial Road - Financing: No cost consideration to the City

Councilmember Forsythe Lill requested that consent agenda item 18 be considered as an individual item. Mayor Kirk stated that consent agenda item 18 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 18 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 Greyson moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1411

Item 19: Authorize a benefit assessment hearing to be held on June 23, 1999 for street paving, water and wastewater main improvements on Chateau Avenue from Citadel Drive to Corvette Drive - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1412

Item 20: Authorize a benefit assessment hearing to be held on May 26, 1999 for construction of 600 feet of wastewater main in a portion of Sawmill Road, located west of Hillcrest Road
- Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1413

Item 21: Authorize settlement in lieu of proceeding to a jury trial for acquisition of the leasehold interest of David and Linda Kindred, tenants of the Children's Learning Center, associated with the prior acquisition of the Sunchase Apartments property, needed for the D-FW International Airport expansion project - \$37,500 - 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

April 28, 1999

99-1414

Item 22: An ordinance granting renewal of a private license to Christ for the Nations, Inc., for the use of approximately 1,400 square feet of land, to maintain an existing parking lot on a portion of Conway Street right-of-way, located near its intersection with Kiest Boulevard
- Revenue: \$350 annually plus \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23860.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1415

Item 23: Authorize the conveyance of a pipe line easement for approximately 8,126 square feet of land to Lone Star Pipe Line Company for the construction of a natural gas pipe line at Lake Ray Hubbard Reservoir which will improve natural gas service to the northeastern area of the metroplex - Revenue: \$4,063

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1416

Item 24: Authorize a thirty-six month price agreement for children's books with the lowest responsible bidder of four - Brodart Co. - Not to exceed \$450,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1417

Item 25: Authorize a thirty-six month price agreement for popular authors books with the lowest responsible bidder of three - Baker & Taylor Books - Not to exceed \$450,000 - Financing: Current Funds

Approved as part of the consent agenda..

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1418

Item 26: Authorize a thirty-six month installment purchase of traffic radar with the lowest responsible bidders of four - Kustom Signals, Inc. and Applied Concepts, Inc. - Not to exceed \$251,446 (subject to the availability of funding) - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1419

Item 27: Authorize a twenty-four month multiple award price agreement for ductile iron pipe with the lowest responsible bidders of three - United States Pipe and Foundry Company and American Cast Iron Pipe - Not to exceed \$233,075 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1420

Item 28: Authorize the purchase of a gas chromatograph/mass spectrometer with the lowest responsible bidder of ten - Varian, Inc. - Not to exceed \$96,512 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1421

Item 29: Authorize the purchase of a keyway broach with the lowest responsible bidder of two - McDowell Machinery & Supply Co., Inc. - Not to exceed \$55,817 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1422

Item 30: Authorize settlement of a lawsuit, styled Bayerd Brown v. City of Dallas, Cause No. cc-98-03115-b - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1423

Item 31: Authorize settlement of a lawsuit, styled Rebecca Holley v. City of Dallas, Cause No. cc-97-05464-b - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1424

Item 32: Authorize settlement of a lawsuit, styled LJ&J Corporation d/b/a Streetz, Foreman Office Products, Inc., Jerry Apodaca, individually and d/b/a Akard Shoe Repair, Dr. Diane B. Mosbacher and Dr. Matthew Bashoever, individually and d/b/a Accent Optical, Sub Total Sub Shoppe, Inc., and Gifts, Gifts, Gifts, a Texas General Partnership v. City of Dallas, Cause Nos. 3:94-CV-2420-H and 3:95-CV-0554-H - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1425

Item 33: Authorize settlement of a lawsuit, styled Fred Barron v. City of Dallas, Cause No. 97-05321-C - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1426

Item 34: Authorize a public hearing to be held on May 12, 1999 to receive citizen comments in preparation of the FY 1999-2000 Operating, Capital, Grant and Trust budgets - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1427

Item 35: Authorize a replacement housing payment for homeowners, John W. Biggins and Imogene C. Biggins, 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

April 28, 1999

99-1428

Item 36: Authorize a replacement housing payment and a disbursement of funds from the Substandard Housing Assistance Repair Demonstration Program (SHARE) for homeowners, Alvin E. Bisson and Helen M. Bisson, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - 1995-96 Community Development Grant Funds (\$5,000) 1996-97 Community Development Grant Funds (\$22,500) and 1998-99 Community Development Grant Funds (\$12,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1429

Item 37: Authorize a replacement housing payment and disbursement of funds from the Substandard Housing Assistance Repair Demonstration Program (SHARE) for homeowner, Valine Gaut, 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 (\$22,500) and 1998-99 Community Development Grant Funds (\$17,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1430

Item 38: Authorize approval of the bi-weekly tax action

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1431

Item 39: Authorize a partnership agreement between the City of Dallas and the Environmental Protection Agency to participate in their Energy Star Building Program - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1432

Item 40: City Center TIF District

- * Authorize a development agreement with Octavius, LLC, to provide for (1) a 100% development fee rebate not to exceed \$190,000; (2) the funding and construction of certain streetscape and lighting improvements in Tax Increment Financing Reinvestment Zone Number Five, City of Dallas, Texas (City Center TIF District) in an amount not to exceed \$250,000; (3) the establishment of appropriations - Financing: Public/Private Partnership Funds (development fees in an amount not to exceed \$190,000); \$250,000 to be advanced by a private developer and reimbursed from the City Center TIF District Fund; accrued interest on private funds advanced to be repaid solely from the City Center TIF District Fund

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1433

Item 41: City Center TIF District

- * A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Five, City of Dallas, Texas (City Center TIF District) to reimburse Octavius, LLC for funds advanced pursuant to a development agreement between the City and Octavius, LLC, in an amount not to exceed \$250,000 plus interest, for certain public infrastructure improvements located in the City Center TIF District - Financing: to be advanced by Octavius, LLC and reimbursed solely from the City Center TIF District Fund; accrued interest on private funds to be repaid solely from the City Center TIF District Fund

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1434

Item 42: City Center TIF District

- * Authorize a purchase and sale agreement with Octavius, LLC to purchase a historical facade easement on the Davis Building, upon completion of the building located in Tax Increment Financing Reinvestment Zone Number Five, City of Dallas, Texas (City Center TIF District) for an amount not to exceed \$1,100,000 - Financing: City Center TIF District Fund (subject to availability of City Center TIF District Funds and future City Council approval of funding at the time of issuance of Certificate of Occupancy)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1435

Item 43: An ordinance amending Chapter 17 of the Dallas City Code to provide permitting, operating, equipment, sanitation, and structural requirements and restriction for temporary food service establishments - Financing: No cost consideration to the City

Councilmember Greyson 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 Greyson's request.

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

During discussion, Mayor Kirk called a recess of the meeting in order that the city council could meet in executive session under Section 551.071 of the Texas Government Code (Texas Open Meetings Act) to confer with the city attorney.

Following the executive session the city council reconvened in open session.

The following individual addressed the city council regarding the ordinance:

-- Geneva Ayola, 1211 McLean Ave., representing Dallas Outside Taco Vendors

Councilmember Greyson moved to defer the ordinance until the city enter into mediation with the vendors and bring back the item on the May 26, 1999 voting agenda meeting of the city council.

Motion seconded by Deputy Mayor Pro Tem Salazar.

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

Mayor Kirk declared the motion adopted on a divided voice vote, with Duncan and Blumer voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1436

Item 44: Authorize an increase in appropriations for the Department of Environmental and Health Services to provide for additional expenditures related to the operation of Food and Commercial Sanitation Program - \$340,749 - Financing: Contingency Reserve Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1437

Item 45: Authorize the exercise of three one-year renewal options to the contract with Culinaire International for food and beverage concessions at the Dallas Convention Center - Revenue: \$2,580,000 annually

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1438

Item 46: Authorize a contract with the Dallas Summer Musicals Management Group, Inc. for re-upholstery of the theater seats, upgrade of the infrared system for the hearing impaired and replacement of the theatrical stage drapes of the Fair Park Music Hall and authorize an increase in appropriations by \$450,000 in the Majestic/Music Hall Major Maintenance Fund - \$450,000 - Financing: Majestic/Music Hall Major Maintenance Fund

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1439

Item 47: An ordinance amending and restating the Supplemental Police and Fire Pension Plan of the City of Dallas (Ordinance 14084), as amended; restating intervening benefit modifications; updating or deleting obsolete language; conforming with the requirements of the Internal Revenue Code; and making technical corrections - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23861.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1440

Item 48: Authorize an Interlocal Agreement with Richardson Independent School District to provide an after school program at Skyview Elementary School for children residing within the Dallas city limits - \$2,500 - Financing: 1998-99 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1441

Item 49: An ordinance authorizing a correction to the property description in Ordinance No. 23427 which established Planned Development District No. 498, the Harry Hines Corridor Special Purpose District, on an area generally bounded by the Lyndon B. Johnson Freeway (IH 635) on the north, Denton Drive and Gemini Lane on the east, Southwell Road on the south, and Reeder Road on the west (Z978-116/10451-NW(MS) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23862.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1442

Item 50: Authorize renewal of a contract between El Centro College of the Dallas County Community College District and the City of Dallas to place authorized Police Department training in the El Centro Community Service Program, including receipt of payment from El Centro in an amount not to exceed \$425,000 for the two year period of September 1, 1999 through August 31, 2001 - Financing: No cost consideration to the City/Texas Higher Education Coordinating Board Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1443

Item 51: An ordinance amending Chapter 28 of the Dallas City Code to provide for the establishment, elimination, and modification of resident parking only zones; to provide application, eligibility, fee, and other requirements for resident parking only permits; to provide for revocation of a resident parking only permit; and to create offenses punishable by a civil penalty - Financing: No cost consideration to the City

Councilmembers Finkelman and Greyson requested that consent agenda item 51 be considered as an individual item. Mayor Kirk stated that consent agenda item 51 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Finkelman and Greyson's request.

Later in the meeting agenda item 51 was brought up for consideration.

The following individual addressed the city council regarding the amendment of Chapter 28:

-- Bill Dickerson, 2000 Euclid St.

Councilmember Forsythe Lill moved to pass the ordinance.

Motion seconded by Councilmember Loza.

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

Voting Yes: [11] Kirk, Poss, Loza, Miller, Duncan, Hicks, Walne, Finkelman, Greyson,
Blumer, Forsythe Lill
Voting No: [4] Salazar, Mallory Caraway, Mayes, Lipscomb
Absent: [0]

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 23863.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1444

Item 52: An ordinance amending Chapter 28 of the Dallas City Code to adjust parking rates and establish parking lot boundaries in certain areas in the City - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23864.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1445

Item 53: Authorize an Interlocal Agreement with Dallas County Public Works for water and wastewater appurtenance adjustments and improvements to a City of Dallas water main in advance of paving of Denton Drive located within the Farmer's Branch City Limits - Not to exceed \$111,670 - Financing: Water Utilities Capital Improvement Funds (\$104,790) and Water Utilities Capital Construction Funds (\$6,880)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1446

Item 54: Miscellaneous Hearing

A public hearing to receive citizen comments, and Council action on the proposed use of a portion of Northaven Park by the Dallas Water Utilities Department for installation of a permanent wastewater relief main - Financing: This action has no cost consideration to the City

The following individual addressed the city council regarding the wastewater relief main:

-- Jim Harris, 6930 Midbury Dr.

Councilmember Blumer moved to continue the public hearing.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1447

Item 55: Miscellaneous Hearing

A public hearing to receive citizen comments, and Council action on the proposed use of a portion of Umphress Park by the Dallas Public Works and Transportation Department for construction of a detention basin to provide flood control improvements on Elam Creek - Financing: This action has no cost consideration to City

No one addressed the city council regarding the flood control improvements.

Councilmember Duncan moved to close the public hearing.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1448

PUBLIC HEARING - ZONING CASES - CONSENT

The consent zoning docket, consisting of agenda items 56-57 was presented.

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

Agenda item 56: Zoning Case Z989-101/10719-C(ML)

Agenda item 57: Zoning Case Z989-177/10810-C(RB)

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

The following individuals appeared to comment on cases on the consent zoning docket:

- Nancy Wineberg, 4405 N. Hall St., regarding Zoning Case Z989-101/10719-C(ML)
- Roger Albright, 3301 Elm St. regarding Zoning Case Z989-101/10719-C(ML)
- Maurine Villanueva, 2615 Routh St., regarding Zoning Case Z989-177/10810-C(RB)

Councilmember Forsythe Lill 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 Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1449

Item 56: Zoning Case Z989-101/10719-C(ML)

Zoning Case Z989-101/10719-C(ML), an application for and an ordinance granting a GR General Retail Subdistrict on property presently zoned an MF-2 Multiple Family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the northeast side of Dickason Avenue, southeast of Reagan Street, 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. 23865.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1450

Item 57: Zoning Case Z989-177/10810-C(RB)

Zoning Case Z989-177/10810-C(RB), a City Plan Commission authorized hearing to determine the proper zoning with consideration being given to amending the conditions that govern Planned Development District No. 9 and No. 9-D for Retail Uses on property generally located south of Boll Street/Routh Street, northwest of McKinney Avenue, northeast of Maple Avenue and east of Cedar Springs Road, and an ordinance implementing the proposal.

(The city plan commission recommended approval of an amendment to the conditions for Planned Development District No. 9 and No. 9-D to permit improvements to the property to occur as a matter of right without authorization from all property owners within the Planned Development District.

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23866.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1451

Item 58: Public Hearing - Zoning Case Z989-163/8944-SW(SS)

A public hearing was called on zoning case Z989-163/8944-SW(SS), an application for and an ordinance granting an amendment to and the expansion of Planned Development District No. 364 for Dairy Uses and MU-3 Mixed Use District Uses to include property presently zoned as Planned Development District No. 468, the Oak Cliff Gateway Special Purpose District, located between Jefferson Boulevard and Marsalis Avenue, north of Colorado Boulevard, and an ordinance amending the property description for Subdistrict B in Planned Development District No. 468.

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

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

Appearing in favor of the city plan commission recommendation:

-- Kirk Williams, 5400 Renaissance Tower, representing the applicant

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

Motion seconded by Councilmember Mayes and unanimously adopted.

Assigned ORDINANCE NO. 23867 and ORDINANCE NO. 23868.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1452

Item 59: Public Hearing - Zoning Case Z989-139/10290-C(RB)

A public hearing was called on zoning case Z989-139/10290-C(RB), an application for a Planned Development District for certain CR Community Retail District Uses on property presently zoned an MF-2(A) Multifamily District on the northwest side of Live Oak Street between Fitzhugh Avenue and Collett Avenue .

(The city plan commission recommended denial.)

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1453

Item 60: Public Hearing - Zoning Case Z978-183/10356-C(RB)

A public hearing was called on zoning case Z978-183/10356-C(RB), an application for and an ordinance granting an MF-3 Multiple Family Subdistrict on property presently zoned an O-2 Office

Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, at the north corner of Cedar Springs Road and Cole Avenue, 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. This application was considered by the City Council at a public hearing on January 27, 1999, and was taken under advisement until April 28, 1999, 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 August 11, 1999 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1454

Item 61: Consideration of appointments to boards and commissions (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A.)

There were no consideration of appointments to boards and commissions.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1455

Item 62: Appointment of members to the DART Board (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A)

There were no appointment of members to the DART Board.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1456

Item 63: Appointment of City Attorney subject to mutual agreement concerning employment contract

Councilmember Hicks moved to appoint Madeleine Brinton Johnson to the position of City Attorney for a two-year term, effective June 7, 1999, subject to mutual agreement concerning employment contract.

Motion seconded by Mayor Pro Tem Poss.

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

Voting Yes:	[10]	Kirk, Poss, Loza, Miller, Hicks, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
Voting No:	[4]	Duncan, Mallory Caraway, Mayes, Lipscomb
Absent when vote taken:	[1]	Salazar

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1457

Item 64: An ordinance amending Chapter 7 of the Dallas City Code to create an offense for possessing or harboring a live rooster in the city, with certain defenses; to provide compliance dates; and to provide regulations for maintaining roosters lawfully possessed or harbored in the city (Deputy Mayor Pro Tem Salazar and Councilmembers Mayes, Loza, Duncan, Lipscomb, Hicks, Walne, Miller, Greyson, Blumer, and Forsythe Lill)

The following individuals addressed the city council regarding the amendment to Chapter 7:

- Wilma Avalos, 2318 Anson Rd., representing Love Field West Crime Watch
- Raymond Muse, 2147 W. Lovers Ln.
- Jeanette Lee, 2314 Roanoke Ave.
- John Weed, 10603 Seagoville Rd.
- Leonel De La Rosa, 1850 Cheyenne Rd.
- Annette Freeman, 1330 Cedar Oaks Blvd.
- Jo Carol LaBort, 2835 Burlington Blvd.
- Bill Goss, 10151 Rylie Rd.
- Roy Greeson, 2918 Don St., representing God's Calling Ministry

Councilmember Miller moved to pass the ordinance.

Motion seconded by Councilmember Blumer.

Councilmember Lipscomb asked Councilmember Miller if she would accept a friendly amendment to her motion to allow for two acres instead of three.

Motion seconded by Deputy Mayor Pro Tem Salazar.

Councilmember Miller stated that she would not accept the amendment as a part of her motion.

After discussion, Mayor Kirk called the vote on Councilmember Miller's motion:

Voting Yes: [11] Kirk, Poss, Loza, Miller, Duncan, Hicks, Walne, Finkelman, Greyson,
Blumer, Forsythe Lill
Voting No: [4] Salazar, Mallory Caraway, Mayes, Lipscomb
Absent: [0]

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 23869.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1458

Item 65: A resolution dedicating the Honey Springs Branch Street Connection as Foster's Crossing, and dedicating the installation of a City Plaque at the connection in memory of P.H. and Laura Belle Foster, founders of Joppa's South Central Civic League (Councilmembers Forsythe Lill, Lipscomb, Walne, Duncan, and Mayes via Mayor Kirk)

Councilmember Duncan moved to approve the resolution.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1459

Item 66: Authorize submission of the list of candidate projects to the North Central Texas Council of Governments for the Transportation Equity Act for the 21st Century Program's First Call for projects, and authorize acceptance and implementation of the projects nominated by the North Central Texas Council of Governments for the TEA-21 Program - Financing: The maximum amount available from the Transportation Equity Act for the 21st Century Program is \$202,780,000 and the City's match will not exceed 20 percent (\$40,556,000)

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Mayes and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1460

Item 67: A resolution declaring approximately 16,893 square feet of City-owned land, located near the intersection of Collett and Bennett Avenues, unwanted and unneeded and authorizing the advertisement for sale by sealed bids at a minimum bid of \$50,679 - Financing: No cost consideration to the City

Councilmember Loza moved to approve the resolution.

Motion seconded by Councilmember Mayes and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1461

Item 68: An ordinance authorizing an amendment to Planned Development District No. 67 to amend the conditions for Tract II in order to permit NS Neighborhood Service District uses and to create a new Tract IV that allows R-5 Single Family District uses, duplex uses, and multiple family uses at the southwest corner of University Boulevard and Roper Street (Z978-260/10597-NW(ML) - Financing: No cost consideration to the City

Councilmember Forsythe Lill moved to defer the ordinance until the May 5, 1999 briefing meeting of the city council.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1462

Item 69: An ordinance authorizing a Planned Development District for CS Commercial Service District Uses and Multifamily Uses on property presently zoned a CS Commercial Service District at the southwest corner of University Boulevard and Webster Street (Z978-261/10603-NW(LS)) - Financing: No cost consideration to the City

Councilmember Forsythe Lill moved to defer the ordinance until the May 5, 1999 briefing meeting of the city council.

Motion seconded by Councilmember Hicks and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1463

BRIEFING

Update on Texas Legislative Issues
(if necessary)

The briefing of this item was postponed.

Item 70: Discussion and statement of Dallas' position on various 1999 state legislative issues that could possibly affect the City of Dallas or its citizens including, but not limited to, proposed legislation regarding Tax Increment Financing District legislation and other items included in the City of Dallas Legislative Program - Financing: No cost consideration to the City

The city council took no action on this item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1464

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, 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-1187-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-003-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.3-98-0843-R; Teligent, Inc. v. City of Dallas, Cause No. 3-97-CV-3052-R

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

- Discussion of qualifications of candidates and appointment of City Attorney

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

- Bayerd Brown v. City of Dallas, Cause No. cc-98-03115-b
- Rebecca Holley v. City of Dallas, Cause No. Cc-97-05464-b
- LJ&J Corporation d/b/a Streetz, Foreman Office Products, Inc., Jerry Apodaca, individually and d/b/a Akard Shoe Repair, Dr. Diane B. Mosbacher and Dr. Matthew Bashoever, individually and d/b/a Accent Optical, Sub Total Sub Shoppe, Inc., and Gifts, Gifts, Gifts, a Texas General Partnership v. City of Dallas, Cause Nos. 3:94-CV-2420-H and 3:95-CV-0554-H
- Fred Barron v. City of Dallas, Cause No. 97-05321-C
- Potential location of U.S. Postal Priority Mail Hub at Alliance Airport

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.

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.)

- Bayerd Brown v. City of Dallas, Cause No. cc-98-03115-b
- Rebecca Holley v. City of Dallas, Cause No. Cc-97-05464-b
- LJ&J Corporation d/b/a Streetz, Foreman Office Products, Inc., Jerry Apodaca, individually and d/b/a Akard Shoe Repair, Dr. Diane B. Mosbacher and Dr. Matthew Bashoever, individually and d/b/a Accent Optical, Sub Total Sub Shoppe, Inc., and Gifts, Gifts, Gifts, a Texas General Partnership v. City of Dallas, Cause Nos. 3:94-CV-2420-H and 3:95-CV-0554-H
- Fred Barron v. City of Dallas, Cause No. 97-05321-C
- Potential location of U.S. Postal Priority Mail Hub at Alliance Airport

No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1465

Addendum addition 1: Authorize an increase in appropriations for the Department of Street Services to provide for additional mowing of medians and rights-of-way - \$598,577 - Financing: Contingency Reserve Funds

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Mayes and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1466

Addendum addition 2: A resolution appointing F. Clinton Broden, III as an associate (part-time) municipal court judge - Financing: No additional cost consideration to the City

Councilmember Lipscomb moved to approve the resolution.

Motion seconded by Councilmember Blumer and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1467

Addendum addition 3: Authorize a public hearing to be held on May 12, 1999 to receive citizen comments regarding the establishment of approved basic service tier and equipment rates for cable television services provided by TCI Cablevision of Dallas, Inc. - Financing: No cost consideration to the City

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1468

Addendum addition 4: Authorize deposit of a Special Commissioners' Award for acquisition from Johnny Ramirez, et. al., of a tract of land containing approximately 4,339 square feet, in City Block 927, for the Dallas Sports Arena Project, located near Lyte and N. Akard Sreets - \$140,000 - Financing: Funds Provided by Hillwood Development Corporation

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.

Councilmember Lipscomb moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1469

Addendum addition 5: An ordinance abandoning a portion of Wateka Drive and an alley to HG Partners Ltd., the abutting owners, containing approximately 63,984 square feet of land, located near the intersection of Webster Street and University Boulevard, providing for the reservation of approximately 63,984 square feet of land needed for an avigation easement and authorizing the quitclaim - Revenue: \$122,369 plus the \$20 ordinance publication fee

The following individual addressed the city council regarding the abandonment:

-- Terry Gipson, 16 Edgemere Dr., Trophy Club

Councilmember Forsythe Lill moved to defer the ordinance until the May 5, 1999 briefing meeting of the city council.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1470

Addendum addition 6: An ordinance abandoning Newman Avenue, Blackburn Street, portions of the Haskell-Blackburn Connection and an alley to Blackburn Central Holdings, L.P., Oak Creek Partners, Ltd. And West Village Limited Partnership, the abutting owners, containing approximately 65,699 square feet of land, located near their intersections with Travis Street and McKinney Avenue, providing for the dedication of 78,294 square feet of land needed for street right-of-way, providing for a credit to be applied to future abandonments and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee

Councilmember Forsythe Lill moved to pass the ordinance.

Motion seconded by Councilmember Finkelman and unanimously adopted.

Assigned ORDINANCE NO. 23870.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1471

Addendum addition 7: Rescind City Council Resolution No. 99-0583, approved on February 10, 1999, and authorize a professional labor services contract with KPMG LLP, in an amount not to exceed \$500,000, to assist City staff in conducting a year 2000 Control Risk analysis and increase appropriations in the Information Services Fund by \$500,000, from \$14,090,436 to \$14,590,436 - Financing: Current Funds

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1472

Addendum addition 8: An ordinance amending Ordinance 23810 (as amended) ordering the May 1, 1999 general election, in order to change some election-day voting locations - Financing: This action has no cost consideration to the City

The city secretary announced the Election Day changes:

The changes are: **Election Day**

Shepton High School
Almi of North Dallas Training Center
Lake Highlands Presbyterian

Councilmember Lipscomb moved to pass the ordinance.

Motion seconded by Councilmember Hicks and unanimously adopted.

Assigned ORDINANCE NO. 23871.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 28, 1999

99-1473

NOTICE OF DEFERRED OR DELETED ITEMS

In accordance with paragraph (d) of Section 7.11 of the City Council Rules of Procedure, the
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, APRIL 28, 1999

EXHIBIT C

April 29, 1999 9:30 a.m.
F:\99MIN\CC042899.WPD

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS