

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, SEPTEMBER 22, 1999

99-2950

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

PRESENT: [15] Kirk, Poss, Salazar, Loza, Miller, Thornton Reese, Hill, Mallory Caraway,  
Chaney, Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill  
ABSENT: [0]

The meeting was called to order at 9:37 a.m.

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

The invocation was given by Rev. Thomas J. Payne, senior pastor, Pearly Gate 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 3:41 p.m.

Mayor

ATTEST:

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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, SEPTEMBER 22, 1999

EXHIBIT A

September 23, 1999 9:46 a.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, SEPTEMBER 22, 1999

EXHIBIT B

September 23, 1999 9:46 a.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2951

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, 5134 Malcolm X Blvd.  
SUBJECT: Year 2000

SPEAKER: Fahim Minkah, 7106 Nandina Dr.  
REPRESENTING: United Front of Dallas Inc.  
SUBJECT: Auditors nitpick with contractors for the Southern Skates Project

SPEAKER: Leonard Cain, 10025 Shoreview Rd.  
SUBJECT: Religious reasons

SPEAKER: Ruth Steward, 7022 Balalaika Rd.  
SUBJECT: Snakes in the area

SPEAKER: Claude McCollum, 9227 E. Lake Highlands Dr. **CANCELED**  
SUBJECT: Property damage - claim denied

OPEN MICROPHONE - END OF MEETING:

SPEAKER: Joe Burkleo, 545 Lacewood Dr.  
SUBJECT: Fairness

SPEAKER: William Hopkins, 2011 Leath St.  
SUBJECT: Corruption/Chief of Police/KKK/DISD/FBI

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

SPEAKER: James Cowgill, 11357 Earlywood Dr. **NO SHOW**  
REPRESENTING: Senior Affairs Commission  
SUBJECT: Senior Affairs Issues

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2952

Item 1: Approval of Minutes

The minutes of the voting agenda meeting of September 8,1999, were presented for approval.

Mayor Pro Tem Poss moved to approve the minutes, as corrected.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2953

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-63, was presented for consideration.

The city secretary announced that Councilmember Lipscomb had deferred consideration of consent agenda items 14, 32, 38, 41, 42 and 43 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Chaney requested that consent agenda item 4 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 4 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Chaney's request.

Councilmember Blumer requested that consent agenda item 58 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 58 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Blumer's request.

Councilmember Forsythe Lill requested that consent agenda item 60 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 60 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

Councilmember Hill moved to approve all items on the consent agenda with the exception of agenda items 14, 32, 38, 41, 42 and 43 which had been deferred until the next voting agenda meeting, and agenda items 4, 58 and 60 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

September 22, 1999

99-2954

Item 2: Authorize a professional services contract with Dikita Engineering, a Division of Dikita Enterprises, Inc., to provide design services for an additional parking area at the recreation center and athletic field improvements at Martin Weiss Park - \$29,950 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUCNIL

September 22, 1999

99-2955

Item 3: Authorize a contract for roof replacement at Fire Station No. 56, 7040 Beltline Road - Tyler Consolidated, Inc., dba American Consolidated Roofing, lowest responsible bidder of five - \$57,222 - Financing: Capital Construction Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2956

Item 4: Authorize a contract for roof replacement and asbestos abatement at the Martin Luther King, Jr., Library - Castro Roofing of Texas, Inc., lowest responsible bidder of two - \$108,000  
- Financing: 1998-99 Community Development Grant Funds

Councilmember Chaney requested that consent agenda item 4 be considered as an individual item. Mayor Kirk stated that consent agenda item 4 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Chaney's request.

Later in the meeting agenda item 4 was brought up for consideration.

Councilmember Chaney moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2957

Item 5: Authorize a contract for site development to include demolition, removal and disposal of old playground and concrete, construction and installation of a new playground with fibar surface system, new concrete walks, stone retaining walls, waste receptacles, grading, topsoil and hydromulching at Urbandale Park - V.A. Construction, Inc., lowest responsible bidder of six - \$99,228 - Financing: 1996-97 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2958

Item 6: Authorize a contract for the construction of roof replacement on the Dallas Convention Center Arena and Theater - Sta-Dri Company, Inc., lowest responsible bidder of five - \$1,461,785 - Financing: Convention Center Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2959

Item 7: Authorize a contract for relocation of power poles and related appurtenances at the McCommas Bluff Landfill with TXU Electric and Gas - Not to exceed \$31,087 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2960

Item 8: Authorize a contract for the construction of water and wastewater mains and valve replacements in an area bounded by I.H. 635, I.H. 20, Spur 408, Walton Walker Boulevard and I.H. 35E, and authorize a decrease in appropriations in the Water Construction Fund and an increase in appropriations in the Wastewater Construction Fund in the net amount of \$1,163,665 - BCI Utility Construction, Inc., lowest responsible bidder of four \$4,276,189 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2961

Item 9: Authorize a contract for the painting and repair of the Red Bird Elevated Storage Tank - \$367,370 - Don L. Owen, Inc., lowest responsible bidder of four - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2962

Item 10: Authorize Supplemental Agreement No. 1 to the contract with Charles Gojer and Associates, Inc. for additional design services for implementing the recommendations to the roadway embankment retaining system for the Westmoreland/Mockingbird bridge over the Trinity River - \$32,800, from \$28,700 to \$61,500 - Financing: 1985 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2963

Item 11: Authorize Supplemental Agreement No. 3 to the contract with DAL-TECH Engineering, Inc. for additional engineering design and surveying services on Colorado Boulevard from Blaylock Drive to IH 35 - \$28,576, from \$135,507 to \$164,083 - Financing: 1985 Bond Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2964

Item 12: Authorize an increase in the contract with West Excavation Contractors, Inc. in order to complete the demolition of two large apartment complexes located at 2720 East Kiest Boulevard and 2965-3005 East Ledbetter Drive under the current demolition service contract - \$169,300, from \$677,200 to \$846,500 - Financing: Demolition Reserve Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2965

Item 13: Authorize an increase in the contract with A&J Industrial Coatings, Inc. for additional work associated with the roof rafter and center ring beam at the Plano Road Elevated Storage Tank - \$70,000, from \$444,750 to \$514,750 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2966

Item 14: Authorize an increase in the contract with Atkins Bros. Equipment Co., Inc. for additional work associated with water and wastewater main improvements and appurtenance adjustments in conjunction with the paving and drainage project - \$256,002, from \$2,694,157 to \$2,950,159 - Financing: Water Utilities Capital Construction Funds

The city secretary announced that Councilmember Lipscomb had deferred consideration of consent agenda item 14 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

After the Notice of Deferred Items had been posted, but before the consent agenda had been considered, Councilmember Lipscomb stated that he had notified the city secretary in writing that he had deferred consent agenda item 14 until the next voting agenda meeting, but that he wished to withdraw the deferral and consider the item as part of the consent agenda.

Mayor Kirk stated that consent agenda item 14 would be considered as part of the consent agenda, there being no objection voiced to Councilmember Lipscomb's request.

Councilmember Lipscomb moved to undefer consent agenda item 14 and approve consent agenda item 14.

Motion seconded by Councilmember Hill and unanimously adopted.

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2967

Item 15: Authorize a benefit assessment hearing to be held on November 10, 1999 for street paving, storm drainage and water main improvements on Fairport Road from Longbranch Lane/Riverwood Road to Murdock Road - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2968

Item 16: Authorize the rejection of bids received for the construction of the drainage improvements for Storm Drainage Group 96-02 - Financing: This action has no cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2969

Item 17: **Duncanville Road (east side) from Larue Street to Illinois Avenue**

- \* Authorize sidewalk paving improvements; provide for partial payment of construction cost by assessment of abutting property owners; and authorize an estimate of the cost of the improvements to be prepared as required by law

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2970

Item 18: **Duncanville Road (east side) from Larue Street to Illinois Avenue**

- \* Authorize a benefit assessment hearing to be held on October 27, 1999 for sidewalk paving improvements on Duncanville Road (east side) from Larue Street to Illinois Avenue - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2971

Item 19: **Quinn Street from Prairie Creek Road east 500 feet to existing improvements**

- \* Authorize street paving, water and wastewater main improvements; provide for partial payment of construction cost by assessment of abutting property owners; and authorize an estimate of the cost of the improvements to be prepared as required by law

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2972

Item 20: **Quinn Street from Prairie Creek Road east 500 feet to existing improvements**

- \* Authorize approval of specifications, estimate of cost and authorize advertisement for bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2973

Item 21: Authorize acceptance of an individual avigation easement from Michael and Evalou Eeds over a dental facility at 3129 Esters Road located in the City of Irving containing a total of approximately 62,997 square feet of land in exchange for construction of certain sound insulation work on the building improvements totaling \$16,700 in accordance with provisions of the Noise Abatement Program associated with the D-FW International Airport noise mitigation program - 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

September 22, 1999

99-2974

Item 22: Authorize acquisition of an avigation easement over 2 residential properties containing approximately 0.5 acres of land, located in the City of Irving for the D-FW International Airport Expansion project - \$37,750 (\$18,120 in easement acquisition payments and \$19,630 in noise mitigation payments) - Financing: D-FW International Airport Joint Revenue Bonds (no cost consideration to the City)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2975

Item 23: Authorize eminent domain proceedings for acquisition of an avigation easement containing approximately 8,155 square feet of land owned by William Edward Norman (a City of Dallas employee) and Elizabeth Norman, located at 2424 Glacier Street in the City of Irving, needed for the D-FW International Airport Expansion project - \$17,750 - 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

September 22, 1999

99-2976

Item 24: An ordinance granting a private license to Dallas County Community College District, for the use of approximately 2,468 square feet of land, to install and maintain an awning and wall mounted flag poles in Main Street right-of-way located near its intersection with St. Paul Street - Revenue: \$350 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24023.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2977

Item 25: An ordinance granting a revocable license to Hearst Newspapers Partnership, L.P. to operate and maintain self service coin operated racks for the sale of the Houston Chronicle newspaper upon public street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24024.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2978

Item 26: An ordinance abandoning a portion of an alley to Westdale Properties America I, Ltd., the abutting owner, containing approximately 1,860 square feet of land, located near the intersection of Murray and Commerce Streets, and authorizing the quitclaim - Revenue: \$13,048 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24025.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2979

Item 27: An ordinance abandoning two sanitary sewer easements to FujiKoki America, Inc., the abutting owner, containing approximately 2,877 square feet of land, located near the intersection of Gold Road and Bronze Way, and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24026.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2980

Item 28: Authorize the conveyance of drainage, wastewater and temporary construction easements to the City of Rowlett, containing approximately 25,204 square feet of land, for the construction and maintenance of storm water drainage and wastewater facilities on City-owned land at Lake Ray Hubbard, located near the intersection of Edgewater Drive and State Highway 66 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2981

Item 29: Authorize a public hearing to be held on October 27, 1999, to receive citizen comments on the proposed sale of Colorado/Hampton Park located at the intersection of W. Colorado Boulevard and N. Hampton Road - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2982

Item 30: Authorize a thirty-six month service contract for radiator repair service with the lowest responsible bidder of two - Hunt Air Conditioning and Radiator - Not to exceed \$241,800 - Financing: Current Funds (\$240,800), Aviation Current Funds (\$600), Water Utilities Current Funds (\$400)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2983

Item 31: Authorize a twenty-four month multiple award price agreement for HVAC equipment and parts for Rheem, Janitrol and Lennox units with the lowest responsible bidders of three - Barsco, Comfort Supply, Inc., Lennox Industries - Not to exceed \$156,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2984

Item 32: Authorize the option to purchase air compressors previously awarded on March 25, 1998, by Resolution number 98-0906, with the lowest responsible bidder of nineteen - Crescent Machinery Company - Not to exceed \$85,500 - Financing: Current Funds

The city secretary announced that Councilmember Lipscomb had deferred consideration of consent agenda item 32 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

After the Notice of Deferred Items had been posted, but before the consent agenda had been considered, Councilmember Lipscomb stated that he had notified the city secretary in writing that he had deferred consent agenda item 32 until the next voting agenda meeting, but that he wished to withdraw the deferral and consider the item as part of the consent agenda.

Mayor Kirk stated that consent agenda item 32 would be considered as part of the consent agenda, there being no objection voiced to Councilmember Lipscomb's request.

Councilmember Lipscomb moved to undefer consent agenda item 32 and approve consent agenda item 32.

Motion seconded by Councilmember Hill and unanimously adopted.

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 23, 1999

99-2985

Item 33: Authorize the purchase of trailer mounted generators with the lowest responsible bidder of seven - Parker Power Systems, Inc. - Not to exceed \$169,911 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2986

Item 34: Authorize the rejection of bids received for janitorial services for the Municipal/Police & Courts Buildings 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

September 22, 1999

99-2987

Item 35: Authorize a thirty-six month multiple award price agreement for forklift/tug and specialized equipment parts and labor with the lowest responsible bidders of two - Equipment Depot of Dallas, Inc., American Material Handling, Inc. - Not to exceed \$179,740 - Financing: Current Funds (\$71,940), Water Utilities Current Funds (\$27,000), Convention Center Current Funds (\$80,800)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2988

Item 36: Authorize the purchase of heavy equipment with the lowest responsible bidders of nine - RDO Equipment Company, Darr Equipment Co., Future Equipment Company, Inc., Conley-Lott-Nichols Machinery Company - Not to exceed \$1,257,306 - Financing: 1998 Equipment Acquisition Contractual Obligation Notes

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2989

Item 37: Authorize the rejection of bids received for protective clothing 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

September 22, 1999

99-2990

Item 38: Authorize the purchase of two bomb disposal suits with the lowest responsible bidder of two - Med-Eng Systems, Inc. - Not to exceed \$62,223 - Financing: 1997-98 Local Law Enforcement Block Grant Funds

The city secretary announced that Councilmember Lipscomb had deferred consideration of consent agenda item 38 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

After the Notice of Deferred Items had been posted, but before the consent agenda had been considered, Councilmember Lipscomb stated that he had notified the city secretary in writing that he had deferred consent agenda item 38 until the next voting agenda meeting, but that he wished to withdraw the deferral and consider the item as part of the consent agenda.

Mayor Kirk stated that consent agenda item 38 would be considered as part of the consent agenda, there being no objection voiced to Councilmember Lipscomb's request.

Councilmember Lipscomb moved to undefer consent agenda item 38 and approve consent agenda item 38.

Motion seconded by Councilmember Hill and unanimously adopted.

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2991

Item 39: Authorize a twenty-four month price agreement for traffic signal lamps with the only bidder - Duro-Test Corporation - Not to exceed \$186,470 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2992

Item 40: Authorize a thirty-six month service contract for barricading street cuts with the lowest responsible bidder of two - Barricades of Texas, Inc. - Not to exceed \$139,500 - Financing: Current Funds (\$46,500), Water Utilities Current Funds (\$93,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2993

Item 41: Authorize a twenty-four month price agreement for clamps, couplings and sleeves with the lowest responsible bidders of two - U.S. Filter Distribution Group, Metro Valve & Pipe - Not to exceed \$519,789 - Financing: Water Utilities Current Funds

The city secretary announced that Councilmember Lipscomb had deferred consideration of consent agenda item 41 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

After the Notice of Deferred Items had been posted, but before the consent agenda had been considered, Councilmember Lipscomb stated that he had notified the city secretary in writing that he had deferred consent agenda item 41 until the next voting agenda meeting, but that he wished to withdraw the deferral and consider the item as part of the consent agenda.

Mayor Kirk stated that consent agenda item 41 would be considered as part of the consent agenda, there being no objection voiced to Councilmember Lipscomb's request.

Councilmember Lipscomb moved to undefer consent agenda item 41 and approve consent agenda item 41.

Motion seconded by Councilmember Hill and unanimously adopted.

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2994

Item 42: Authorize a twenty-four month price agreement for valves, fittings, fire hydrants and fire hydrant parts with the lowest responsible bidders of twelve - Clow Valve Company, Gulf Valve Company, Hydraflo, Inc., M & H Valve Company, a Division of McWane, Inc., Metro Valve and Pipe, Mueller Company, Patterson Pump Division Banner Ind., Precision Ladders, LLC, Romac Industries, Inc. - Not to exceed \$5,212,565 - Financing: Water Utilities Capital Construction Funds

The city secretary announced that Councilmember Lipscomb had deferred consideration of consent agenda item 42 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

After the Notice of Deferred Items had been posted, but before the consent agenda had been considered, Councilmember Lipscomb stated that he had notified the city secretary in writing that he had deferred consent agenda item 42 until the next voting agenda meeting, but that he wished to withdraw the deferral and consider the item as part of the consent agenda.

Mayor Kirk stated that consent agenda item 42 would be considered as part of the consent agenda, there being no objection voiced to Councilmember Lipscomb's request.

Councilmember Lipscomb moved to undefer consent agenda item 42 and approve consent agenda item 42.

Motion seconded by Councilmember Hill and unanimously adopted.

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2995

Item 43: Authorize the purchase of heavy duty deck mowers with the lowest responsible bidders of eight - Lawn and Garden Warehouse and Dallas Ford New Holland - Not to exceed \$280,566 - Financing: Current Funds (\$257,566) and Golf Course Improvement Fund (\$23,000)

The city secretary announced that Councilmember Lipscomb had deferred consideration of consent agenda item 43 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

After the Notice of Deferred Items had been posted, but before the consent agenda had been considered, Councilmember Lipscomb stated that he had notified the city secretary in writing that he had deferred consent agenda item 43 until the next voting agenda meeting, but that he wished to withdraw the deferral and consider the item as part of the consent agenda.

Mayor Kirk stated that consent agenda item 43 would be considered as part of the consent agenda, there being no objection voiced to Councilmember Lipscomb's request.

Councilmember Lipscomb moved to undefer consent agenda item 43 and approve consent agenda item 43.

Motion seconded by Councilmember Hill and unanimously adopted.

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2996

Item 44: Authorize an increase in the price agreement for temporary industrial labor - Peakload, Inc. - Not to exceed \$400,000, from \$5,065,000 to \$5,465,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2997

Item 45: Authorize settlement of a lawsuit, styled Laneta "Patsy" Paschall v. City of Dallas, Cause No. DV98-08924-C - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2998

Item 46: Authorize approval of the bi-weekly tax action

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-2999

Item 47: Authorize (1) a public hearing to be held on October 13, 1999 to receive citizen comments concerning the creation of City of Dallas Reinvestment Zone No. 46, located at 2515 West Jefferson Boulevard, Dallas, Texas, in order for the property to be eligible for real property tax abatement; (2) an ordinance creating City of Dallas Reinvestment Zone No. 46 on October 13, 1999; (3) a real property tax abatement agreement and development fee rebate; and (4) an infrastructure cost participation agreement with Albertson's, Inc., on October 13, 1999 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3000

Item 48: **Infrastructure Cost Participation Agreement & Construction Provisions/Utility Trailer & City of Dallas**

- \* Authorize an amendment to the contract with T. J. Lambrecht Construction, Inc. for the grading of soccer fields, backfill of Riverside Drive excavation, compensation for temporary suspension of work, and reduction in thickness of gravel roads for the Dallas Floodway Channel Improvements, Phase II - Financing: No additional cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3001

Item 49: **Infrastructure Cost Participation Agreement & Construction provisions/Utility Trailer & City of Dallas**

- \* Authorize acquisition of approximately 34,251 square feet of unimproved land from Utility Trailer of Dallas, Inc., located near the intersection of Bonnieview Road and Riverside Drive, for egress - \$114,056 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3002

Item 50: **Infrastructure Cost Participation Agreement & Construction provisions/Utility Trailer & City of Dallas**

- \* Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Flying J Inc., of approximately 22,661 square feet of unimproved land, located near the intersection of Riverside Drive and Bonnieview Road, for egress - \$67,983 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3003

Item 51: **Infrastructure Cost Participation Agreement & Construction provisions/Utility Trailer & City of Dallas**

- \* Authorize an amendment to the Infrastructure Cost Participation Agreement between the City of Dallas and Utility Trailer of Dallas, Inc. approved on October 9, 1996, by Resolution No. 96-3284, to (1) revise the scope and location of Riverside Drive; and (2) to add other public infrastructure improvements to the area addressing citizen safety concerns and parking needs of the Tommie Allen Recreation Center - \$349,800 - Financing: Public/Private Partnership Funds (\$144,925); 1985 Bond Funds (\$204,875)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3004

Item 52: An ordinance amending Chapter 5A of the Dallas City Code to update references to state air pollution regulations adopted by the City - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24027.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3005

Item 53: Authorize a contract with the Texas Department of Health for the continuation of the Special Supplemental Nutrition Program for Women, Infants, and Children for the period October 1, 1999 through September 30, 2000 - Not to exceed \$5,749,920 - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3006

Item 54: Authorize a contract with the Texas Department of Health to continue the operation of a training center and clinic for the Special Supplemental Nutrition Program for Women, Infants, and Children for the period October 1, 1999 through September 30, 2000 - Not to exceed \$94,788 - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3007

Item 55: Authorize acceptance of grant funds and execution of the grant agreement with the Texas Commission on Alcohol and Drug Abuse for the provision of substance abuse prevention activities for the period September 1, 1999 through August 31, 2000 - Not to exceed \$283,309 - Financing: Texas Commission on Alcohol and Drug Abuse Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3008

Item 56: Authorize contracts with child care vendors for the Child Care Services Program - Not to exceed \$304,318 - Financing: 1999-00 Community Development Grant Funds (\$238,218); Texas Department of Human Services Grant Funds (\$66,100)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3009

Item 57: Authorize an extension of the contract with the Texas Department of Health to provide on-line computer services in support of the City's Bureau of Vital Statistics for the period October 1, 1999 through September 30, 2000 - \$133,590 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3010

Item 58: Authorize rescinding the Interlocal Agreement with El Centro to provide job training and student stipends for program participants in Dallas Area Interfaith's "Workpaths 2000" job training program and authorize an Interlocal Agreement with Bill J. Priest Institute of the Dallas County Community College District for the period September 1, 1999 through August 31, 2001 - \$100,000 - Financing: Current Funds

Councilmember Blumer requested that consent agenda item 58 be considered as an individual item. Mayor Kirk stated that consent agenda item 58 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 58 was brought up for consideration.

The following individuals addressed the city council regarding the Interlocal Agreement:

- Tanya L. Denson, 1216 Misty Glen Ln.
- Bill Springer, 400 W. Commerce St.

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Loza.

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

Voting Yes:	[13]	Kirk, Poss, Salazar, Loza, Miller, Thornton Reese, Hill, Mallory Caraway, Chaney, Walne, Finkelman, Greyson, Forsythe Lill
Voting No:	[1]	Blumer
Absent when vote taken:	[1]	Lipscomb

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3011

Item 59: Authorize a modification to the grant agreement with the Texas Department of Economic Development under the Defense Economic Adjustment Assistance Grant Program for water and wastewater upgrades at the former Naval Air Station, Dallas which includes a local community match, by local government or business, by increasing the amount by \$210,000, from \$2,400,000 to \$2,610,000 and execution of the grant agreement increase - \$210,000 - Financing: Texas Defense Economic Adjustment Assistance Grant Program Funds (\$70,000) and Private Funds (\$140,000)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3012

Item 60: Authorize adoption of the Garland Road Land Use and Urban Design Study as a resource in the implementation of recommendations and as a physical focus for the area generally fronting the 4.5 miles of Garland Road, between San Raphael Drive and Mixon Road - Financing: No cost consideration to the City

Councilmember Forsythe Lill requested that consent agenda item 60 be considered as an individual item. Mayor Kirk stated that consent agenda item 60 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 60 was brought up for consideration.

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3013

Item 61: Authorize adoption of the Tenth Street Land Use Study as a guide in the implementation of future development in an area generally bounded by Interstate-35 and Ewing Avenue on the west, the Trinity River Levee on the north, Corinth Street on the east and Waco Avenue on the south - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3014

Item 62: Authorize Supplemental Agreement No. 5 to the Master Interlocal Agreement between the City of Dallas and Dallas Area Rapid Transit which defines the responsibilities for operations and maintenance of the Light Rail System within the City of Dallas - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3015

Item 63: Authorize the Third Amendment to Supplemental Agreement No. 1 to the Master Interlocal Agreement between the City of Dallas and Dallas Area Rapid Transit which reflects the revised Dallas Area Rapid Transit Grade Separation Policy - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3016

Miscellaneous Hearing - **Downtown Improvement District**

- Item 64: \* A public hearing was called to receive citizen comments concerning the annual assessment rate for the Downtown Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the Downtown Improvement District ("District") for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City
- Item 65: \* An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits accruing to the property because of the services and improvements to property in the Downtown Improvement District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2000; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

No one addressed the city council regarding the Downtown Improvement District.

Councilmember Loza moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

Assigned ORDINANCE NO. 24028.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3017

Miscellaneous Hearing - **Deep Ellum PID**

- Item 66: \* A public hearing to receive citizen comments concerning the annual assessment rate for the Deep Ellum Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the Deep Ellum Public Improvement District ("District") for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City
- Item 67: \* An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits accruing to the property because of the services and improvements to property in the Deep Ellum Public Improvement District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2000; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

No one addressed the city council regarding the Deep Ellum PID.

Councilmember Loza moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Finkelman and unanimously adopted.

Assigned ORDINANCE NO. 24029.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3018

Miscellaneous Hearing - **Prestonwood Public Improvement District**

- Item 68: \* A public hearing to receive citizen comments regarding the annual assessment rate for the Prestonwood Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the Prestonwood Public Improvement District ("District") for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City
- Item 69: \* An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits accruing to the property, because of the services and improvements to property in the Prestonwood Public Improvement District, approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2000; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

No one addressed the city council regarding the Prestonwood Public Improvement District.

Councilmember Greyson moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

Assigned ORDINANCE NO. 24030.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3019

Miscellaneous Hearing - **Uptown Public Improvement District**

- Item 70: \* A public hearing to receive citizen comments concerning the annual assessment rate for the Uptown Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the Uptown Public Improvement District (“District”) for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City
- Item 71: \* An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits accruing to the property owners because of the services and improvements in the Uptown Public Improvement District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2000; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

No one addressed the city council regarding the Uptown Public Improvement District.

Councilmember Forsythe Lill moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Walne and unanimously adopted.

Assigned ORDINANCE NO. 24031.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3020

Miscellaneous Hearing - **Vickery Meadow PID**

- Item 72: \* A public hearing to receive citizen comments regarding the annual assessment rate for the Vickery Meadow Public Improvement District ("District"), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City
- Item 73: \* An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits accruing to the property because of the services and improvements to property in the Vickery Meadow Public Improvement District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2000; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the Vickery Meadow PID:

- Penny Wilson, 5465 Blair Rd.
- Greg Mier, 7502 Fair Oaks Ave.

Councilmember Blumer moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Finkelman and unanimously adopted.

Assigned ORDINANCE NO. 24032.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3021

Item 74: Public Hearing

A public hearing was called to receive citizen comments, and Council action on the proposed transfer of approximately .0646 acre of the Katy Trail to the Public Works and Transportation Department for construction of an extension to Houston Street - Financing: This action has no cost consideration to the City

No one addressed the city council regarding the Katy Trail.

Councilmember Loza moved to close the public hearing.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3022

Miscellaneous Hearing - **Stormwater Drainage System**

- Item 75: \* A public hearing to receive citizen comments on the proposed amendments to Chapter 19 of the Dallas City Code to detail the substances that are not allowed to enter the storm sewer system and the penalties for causing such discharges - Financing: No cost consideration to the City
- Item 76: \* An ordinance amending Chapter 19 of the Dallas City Code to prohibit the discharge of certain substances and pollutants into the storm water drainage system; to regulate storm water discharges from construction and industrial activities; to provide for notification to the city of certain discharges of pollutants; to provide for the disposal of used oil and hazardous household waste; and to provide for monitoring and enforcement relating to storm water discharges - Financing: No cost consideration to the City

The following individual addressed the city council regarding the Stormwater Drainage System:

-- William Hopkins, 2011 Leath St.

Councilmember Finkelman moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

Assigned ORDINANCE NO. 24033.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3023

PUBLIC HEARING - CONSENT ZONING DOCKET

The consent zoning docket, consisting of agenda items 77-82 was presented.

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

- Agenda item 77: Zoning Case Z989-232/10899-NC(FD)
- Agenda item 78: Zoning Case Z989-233/10900-NC(FD)
- Agenda item 79: Zoning Case Z989-251/10911-SW(MB) [Deleted]
- Agenda item 80: Zoning Case Z989-259/9883-NC(MB)
- Agenda item 81: Zoning Case Z989-209/10616-NC(RB)
- Agenda item 82: Zoning Case Z989-226/10897-NC(FD)

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 Finkelman 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 Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3024

Item 77: Zoning Case Z989-232/10899-NC(FD)

Zoning Case Z989-232/10899-NC(FD), an application for and an ordinance granting an RR Regional Retail District and an application for and an ordinance granting a Specific Use Permit for a Utility or Government Installation other than listed on property presently zoned as Planned Development District No. 22 for Retail Uses on the south side of Alpha Road, west of Preston Road.

(The city plan commission recommended approval of an RR Regional Retail District, and approval of a Specific Use Permit for a 20-year time period with eligibility for automatic renewal for additional 10-year time periods, subject to a site plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24034 and ORDINANCE NO. 24035.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3025

Item 78: Zoning Case Z989-233/10900-NC(FD)

Zoning Case Z989-233/10900-NC(FD), an application for and an ordinance granting a Specific Use Permit for a Utility or Government Installation other than listed on property presently zoned an RR Regional Retail District on the south side of Alpha Road, west of Preston Road.

(The city plan commission recommended approval for a 20-year time period with eligibility for automatic renewal for additional 10-year time periods, subject to a site plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24036.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3026

Item 79: Zoning Case Z989-251/10911-SW(MB)

Zoning Case Z989-251/10911-SW(MB), an application for and an ordinance granting a Specific Use Permit for a Mini-warehouse use on property presently zoned an RR Regional Retail District on the northwest side of Marvin D. Love Freeway, northeast of Vernon Avenue.

(The city plan commission recommended approval for a 20-year time period with eligibility for automatic renewal for one additional 20-year time period, subject to a site/landscape plan and conditions.)

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3027

Item 80: Zoning Case Z989-259/9883-NC(MB)

Zoning Case Z989-259/9883-NC(MB), an application for and an ordinance granting an amendment to Planned Development District No. 423 to increase the floor area for restaurant uses, reduce the setback along Barton Drive and to permit outside sales on property on the north side of Alpha Road between Barton Drive and Noel Road.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24037.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3028

Item 81: Zoning Case Z989-209/10616-NC(RB)

Zoning Case Z989-209/10616-NC(RB), an application for and an ordinance granting a CR Community Retail District on property presently zoned a TH-1(A) Townhouse District on the north side of McCallum Boulevard, west of Coit 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. 24038.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3029

Item 82: Zoning Case Z989-226/10897-NC(FD)

Zoning Case z989-226/10897-NC(FD), an application for and an ordinance granting a Planned Development District for R-1/2 acre(A) Single Family District Uses and Private Street Uses on property presently zoned an R-1/2 acre(A) Single Family District on the south side of Spring Valley Road, east of Hughes Lane.

(The city plan commission recommended approval, subject to a development plan and conditions, with the lots to be located outside the Floodway Easement/Common Area.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24039.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3030

Item 83: Public Hearing - Zoning Case Z989-244/10908-C(SS)

A public hearing was called on zoning case Z989-244/10908-C(SS), an application for a CR Community Retail District on property presently zoned a TH-3(A) Townhouse District at the northeast corner of Vickery Boulevard and North Central Expressway, and further with consideration being given to accepting deed restrictions volunteered by the applicant that include the subject property as well as adjoining property to the south.

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

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

Appearing in favor of the city plan commission recommendation:

- Roland Dickey, 17304 Preston Rd.
- Morris Smart, 5102 Vickery Blvd.
- Daron Tapscott, 5230 Goodwin Ave.
- Michael Jung, 7143 Fisher Rd.

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

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3031

Item 84: Public Hearing - Zoning Case Z989-247/10909-SW(BP)

A public hearing was called on zoning case Z989-247/10909-SW(BP), an application for a Specific Use Permit for a Public or Private School (Calvary Christian Academy, Inc.) on property presently zoned an R-7.5(A) Single Family District on the northwest side of Wheatland Road, northeast of Christie Lane.

(The city plan commission recommended denial without prejudice.)

Appearing in opposition to the city plan commission recommendation:

- Nancie Sickels, 536 Rock Creek, DeSoto, representing the applicant
- William Hopkins, 2011 Leath St.
- Joe Martin, 3105 Gladiolus Ln.

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

Councilmember Miller moved to close the public hearing and accept the recommendation of the city plan commission.

Motion seconded by Councilmember Blumer and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3032

Item 85: Public Hearing - Zoning Case Z978-249/10584-SE(LS)

A public hearing was called on zoning case Z978-249/10584-SE(LS), an application for and an ordinance granting a CS Commercial Service District on property presently zoned an R-10(A) Single Family District on the northwest side of South Belt Line Road, southwest of Garden Grove Drive, 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.)

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

Appearing in favor of the city plan commission recommendation.

-- Eugene Thomas, 207 S. Tyler Rd.

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

Motion seconded by Councilmember Chaney and unanimously adopted.

Assigned ORDINANCE NO. 24040.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3033

Item 86: Public Hearing - Zoning Case Z989-241/10903-SE(SS)

A public hearing was called on zoning case Z989-241/10903-SE(SS), an application for and an ordinance granting a P(A) Parking District on property presently zoned an R-5(A) Single Family District on the northwest side of 56th Street, northeast of Veterans Drive.

(The city plan commission recommended approval. This application was considered by the City Council at a public hearing on September 8, 1999, and was taken under advisement until September 22, 1999, with the public hearing open.)

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

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

Motion seconded by Councilmember Loza and unanimously adopted.

Assigned ORDINANCE NO. 24041.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3034

Item 87: Public Hearing - Zoning Case Z978-327/10675-NW(ML)

A public hearing was called on zoning case Z978-327/10675-NW(ML), an application for a Planned Development Subdistrict for O-2 Office Subdistrict Uses, MF-2 Multiple Family Subdistrict Uses, and certain GR General Retail Subdistrict Uses on property presently zoned a TH-3 Townhouse Subdistrict, an LC Light Commercial Subdistrict, and a P Parking Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, at the north and east corners of Harry Hines Boulevard and Throckmorton Street.

(The city plan commission recommended approval of a Planned Development Subdistrict for certain GR General Retail Subdistrict Uses on a portion of the site, subject to a conceptual plan and conditions, and denial without prejudice of O-2 Office Subdistrict Uses and MF-2 Multiple Family Subdistrict Uses on the remainder of the area of request. This application was considered by the City Council at a public hearing on August 11, 1999, and September 8, 1999, and was taken under advisement until September 22, 1999, with the public hearing open.)

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

Councilmember Loza moved to close the public hearing and accept the recommendation of the city plan commission.

Motion seconded by Councilmember Forsythe Lill.

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

Voting Yes: [14] Kirk, Poss, Loza, Miller, Thornton Reese, Hill, Mallory  
Caraway, Chaney, Lipscomb, Walne, Finkelman, Greyson,  
Blumer, Forsythe Lill

Voting No: [0]

Absent when vote taken: [1] Salazar

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3035

BENEFIT ASSESSMENT HEARING

**Alabama Avenue from Hobson Avenue to Elmore Avenue**

- Item 88: \* Benefit assessment hearing for street paving, storm drainage, water and wastewater main improvements on the street listed above
- Item 89: \* Ordinance levying benefit assessments for street paving, storm drainage, water and wastewater main improvements on the street listed above
- Item 90: \* Authorize a contract for the construction of street paving, storm drainage, water and wastewater main improvements on the street listed above - FCMG, Inc., lowest responsible bidder of five - \$318,691 - Financing: 1998 Bond Funds (\$287,130), Water Utilities Bond Funds (\$29,161), Water Utilities Capital Construction Funds (\$2,400)

A public hearing was called to receive comments on a proposal to levy benefit assessments for street paving, storm drainage, water and wastewater main improvements on Alabama Avenue from Hobson Avenue to Elmore Avenue.

No one appeared in opposition to or in favor of the proposed improvements or the assessments.

Councilmember Mallory Caraway moved to close the public hearing, pass the ordinance levying the assessments and approve the resolution authorizing the contract.

Motion seconded by Councilmember Walne and unanimously adopted.

Assigned ORDINANCE NO. 24042.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3036

BENEFIT ASSESSMENT HEARING

**LaVista Drive from Loving Avenue to East Grand Avenue**

- Item 91: \* Benefit assessment hearing for sidewalk paving improvements and water main routine and appurtenance adjustments on above listed street
- Item 92: \* Ordinance levying benefit assessments for sidewalk paving improvements and water main routine and appurtenance adjustments on the above listed street
- Item 93: \* Authorize a contract for the construction of sidewalk paving improvements and water main routine and appurtenance adjustments on the above listed street - Roadway Engineering & Construction, Inc., lowest responsible bidder of five - \$58,387 - Financing: 1998 Bond Funds (\$56,970), Water Utilities Capital Construction Funds (\$1,417)

A public hearing was called to receive comments on a proposal to levy benefit assessments for sidewalk paving improvements and water main routine and appurtenance adjustments on LaVista Drive from Loving Avenue to East Grand Avenue.

Appearing in opposition to the proposed improvements or the assessments:

-- William Hopkins, 2011 Leath St.

No one appeared in favor of the proposed improvements or the assessments.

Councilmember Forsythe Lill moved to close the public hearing, pass the ordinance levying the assessments and approve the resolution authorizing the contract.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

Assigned ORDINANCE NO. 24043.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3037

BENEFIT ASSESSMENT HEARING

**Street Group 98-424**

Michigan Avenue north from Winters Street including curve to Alaska Avenue  
East Waco Avenue from Denley Drive to Moore Street

- Item 94: \* Benefit assessment hearing for street paving, water and wastewater main improvements on the above listed streets
- Item 95: \* Ordinance levying benefit assessments for street paving, water and wastewater main improvements on the above listed streets
- Item 96: \* Authorize a contract for the construction of street paving, water and wastewater main improvements on the above listed streets - Jeske Construction Company, lowest responsible bidder of six - \$491,896 - Financing: 1998 Bond Funds (\$304,350), Water Utilities Capital Construction Funds (\$95,345), Water Utilities Bond Funds (\$92,201)

A public hearing was called to receive comments on a proposal to levy benefit assessments for street paving, water and wastewater main improvements on Michigan Avenue north from Winters Street including curve to Alaska Avenue and East Waco Avenue from Denley Drive to Moore Street.

Appearing in opposition to the proposed improvements or the assessments:

-- William Hopkins, 2011 Leath St.

No one appeared in favor of the proposed improvements or the assessments.

Mayor Pro Tem Poss moved to close the public hearing, pass the ordinance levying the assessments and approve the resolution authorizing the contract.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

Assigned ORDINANCE NO. 24044.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3038

BENEFIT ASSESSMENT HEARING

**Sidewalk Group 98-104**

Pentagon Parkway (E) from dead-end west of Bronx Avenue to Bronx Avenue  
Pentagon Parkway (E) from Bronx Avenue to dead-end of Veterans Drive

- Item 97: \* Benefit assessment hearing for sidewalk paving and water adjustments on Sidewalk Group 98-104
- Item 98: \* Ordinance levying benefit assessments for sidewalk paving and water adjustments on Sidewalk Group 98-104
- Item 99: \* Authorize a contract for the construction of sidewalk paving and water adjustments on Sidewalk Group 98-104 - Roadway Engineering & Construction, Inc., lowest responsible bidder of four - \$222,640 - Financing: 1998 Bond Funds (\$221,895), Water Utilities Capital Construction Funds (\$745)

A public hearing was called to receive comments on a proposal to levy benefit assessments for sidewalk paving and water adjustments on Pentagon Parkway (E) from dead-end west of Bronx Avenue to Bronx Avenue and Pentagon Parkway (E) from Bronx Avenue to dead-end east of Veterans Drive.

Appearing in opposition to the proposed improvements or the assessments:

-- William Hopkins, 2011 Leath St.

No one appeared in favor of the proposed improvements or the assessments.

Councilmember Hill moved to close the public hearing, pass the ordinance levying the assessments and approve the resolution authorizing the contract.

Motion seconded by Councilmember Chaney and unanimously adopted.

Assigned ORDINANCE NO. 24045.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3039

99-3040

Item 100: Consideration of appointments to boards and commissions (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A.)

The city secretary distributed a report showing all nominations and renominations received for city board and commission appointments for the 1999-2001 board term updated through September 22, 1999.

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, 2001.

Mayor Pro Tem Poss moved to appoint all of the nominees to "individual appointment" positions in the report who meet all qualifications for service to the boards and commission of the city for the term ending August 31, 2001.

Motion seconded by Councilmember Finkelman and unanimously adopted.

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

99-3076	ASC	ANIMAL SHELTER COMMISSION
99-3077	BOA	BOARD OF ADJUSTMENT
99-3078	CAC	CULTURAL AFFAIRS COMMISSION
99-3079	CDC	COMMUNITY DEVELOPMENT COMMISSION
99-3080	CED	CONSOLIDATED ECONOMIC DEVELOPMENT BOARD
99-3081	CPC	CITY PLAN AND ZONING COMMISSION
99-3082	CSX	CIVIL SERVICE ADJUNCT
99-3083	DCT	DALLAS COMMUNITY TELEVISION INC.
99-3084	EHC	ENVIRONMENTAL HEALTH COMMISSION
99-3085	HSC	HUMAN SERVICES COMMISSION
99-3086	JNC	JUDICIAL NOMINATING COMMITTEE
99-3087	LMC	LANDMARK COMMISSION
99-3088	MLB	MUNICIPAL LIBRARY BOARD
99-3089	MLK	MARTIN LUTHER KING JR. COMMUNITY CENTER BOARD
99-3090	PAR	PARK AND RECREATION BOARD
99-3091	PLA	PERMIT AND LICENSE APPEAL BOARD
99-3092	SAC	SENIOR AFFAIRS COMMISSION
99-3093	SDF	SOUTH DALLAS/FAIR PARK TRUST FUND BOARD
99-3094	URS	URBAN REHABILITATION STANDARDS BOARD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3041

Item 101: Authorize a five month extension of the 1993-1998 Affirmative Action Plan for the period October 1, 1999 through February 29, 2000 to allow time to complete negotiations and/or disposition of pending lawsuits involving affirmative action policies  
- Financing: No cost consideration to the City

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 (Open Meetings Act) to confer with the city attorney.

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

Councilmember Lipscomb moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3042

Item 102: An ordinance amending Chapter 2 of the Dallas City Code to authorize and provide requirements, qualifications, restrictions, and procedures for an alternate manner of sale of seized real property to nonprofit organizations for the development of affordable housing - Financing: No cost consideration to the City

Councilmember Loza moved to pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted.

Assigned ORDINANCE NO. 24046.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3043

Item 103: Approval of the Resolution of the Dallas/Fort Worth International Airport Facility Improvement Corporation authorizing the issuance of American Airlines, Inc. Revenue Bonds Series 1999, if specified parameters are met; and ordaining other matters incident and related thereto - Financing: No cost consideration to the City

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.

Mayor Pro Tem Poss moved to approve the resolution.

Motion seconded by Councilmember Mallory Caraway.

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

Voting Yes:	[13]	Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Lipscomb, Walne, Finkelman, Greyson, Blumer
Voting No:	[1]	Miller
Abstain:	[1]	Forsythe Lill

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3044

Item 104: Approval of the Resolution of the Dallas/Fort Worth International Airport Facility Improvement Corporation authorizing the issuance of Rental Car Facility Charge Revenue Bonds Taxable Series 1999, if specified parameters are met; and ordaining other matters incident and related thereto - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Salazar moved to approve the resolution.

Motion seconded by Councilmember Walne and unanimously adopted.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3045

Item 105: Authorize adoption of the updated Water Management Plan and Water Conservation Plan for the City of Dallas - Financing: No cost consideration to the City

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3046

Item 106: **FY 99-00 Budget Items**

- \* Authorize discontinuation of the levying of ad valorem tax on personal automobiles and light trucks not used for the production of income beginning with the Fiscal Year 1999-2000 - Estimated Revenue Loss: \$15,277,957

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Blumer.

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

Voting Yes: [13] Kirk, Poss, Salazar, Loza, Miller, Thornton Reese, Mallory Caraway,  
Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill  
Voting No: [2] Hill, Chaney

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3047

Item 107: **FY 99-00 Budget Items**

- \* Final reading and adoption of appropriation ordinances for the proposed FY 1999-2000 City of Dallas Operating, Grants and Trusts, and Capital Budgets - Financing:  
No cost consideration to the City

Mayor Pro Tem Poss moved to pass the ordinances.

Motion seconded by Councilmember Hill.

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

Mayor Kirk declared the motion adopted on a divided voice vote, with Councilmember Greyson voting "No".

Assigned ORDINANCE NO. 24047 [Operating Budget Appropriation Ordinance]

Assigned ORDINANCE NO. 24048 [Capital Budget Appropriation Ordinance]

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3048

Item 108: **FY 99-00 Budget Items**

- \* An ordinance setting the tax rate for FY 1999-2000 at 66.75¢ per \$100 valuation and levying ad valorem taxes for the City of Dallas, Texas for FY 1999-2000 -  
Financing: No cost consideration to the City

The following individuals addressed the city council regarding the tax rate for FY 1999-2000:

- Joe Martin, 3105 Gladiolus Ln.
- Grayce Herring, 6833 Greenwich Ln., representing Senior Affairs Commission

Mayor Pro Tem Poss moved to pass the ordinance.

Motion seconded by Councilmember Finkelman.

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

Voting Yes: [13] Kirk, Poss, Salazar, Loza, Miller, Thornton Reese, Hill, Mallory  
Caraway, Chaney, Lipscomb, Walne, Finkelman, Forsythe Lill  
Voting No: [2] Greyson, Blumer

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 24049.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3049

Item 109: **FY 99-00 Budget Items**

- \* Authorize personnel classification and position changes in various departments which include upgrades, downgrades, reclassifications and transfers resulting from the annual one-third review classifications as mandated by Council Resolution #943507, October 1, 1994

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3050

Item 110: **FY 99-00 Budget Items**

- \* Authorize position changes and consolidation of non-exempt, exempt, and executive pay plans effective October 1, 1999, a 3% Market Maintenance Adjustment for civilian and uniformed employees and revise legal and uniformed salary schedules effective April 1, 2000

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3051

Item 111: **FY 99-00 Budget Items**

- \* Authorize a one time payment for accumulated compensatory time and a one time pro rata payment of Service Incentive Pay for employees affected by reduction in force due to 1999-00 budget actions

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3052

Item 112: **FY 99-00 Budget Items**

- \* An ordinance amending Chapter 49 of the Dallas City Code to adjust rates for water and wastewater services for Dallas and customer cities effective October 1, 1999 -  
Financing: No cost consideration to the City

Councilmember Loza moved to pass the ordinance.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

Assigned ORDINANCE NO. 24050.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3053

Item 113: **FY 99-00 Budget Items**

- \* An ordinance amending Chapters 2, 17, 41A, 43, and 51A of the Dallas City Code to establish and increase various fees and charges relating to public right-of-way licensing and abandonments; food service permits; sexually oriented business surveys; zoning change applications, and appeals; engineering plans review; and creation of voluntary deed restrictions - Revenue: \$970,751

Mayor Pro Tem Poss moved to pass the ordinance.

Motion seconded by Councilmember Loza and unanimously adopted.

Assigned ORDINANCE NO. 24051.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3054

Item 114: **Items Utilizing FY 99-00 Funding**

- \* Authorize payment to Dallas County for processing and housing city prisoners at the Lew Sterrett Criminal Justice Center, pursuant to Amendment No. 4 to the Criminal Justice Center Memorandum of Agreement with Dallas County for the period October 1, 1999 through September 30, 2000 - \$5,556,905 - Financing: Current Funds

Councilmember Loza moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3055

Item 115: **Items Utilizing FY 99-00 Funding**

- \* Authorize acceptance of the Public School Child Abuse Response Team/1 grant from the Office of the Governor, Criminal Justice Division for the period October 1, 1999 - September 30, 2000 in the amount of \$121,082, a local match in the amount of \$342, and execution of the grant agreement - \$121,424 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$121,082) and Current Funds (\$342)

Councilmember Greyson moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3056

Item 116: **Items Utilizing FY 99-00 Funding**

- \* Authorize acceptance of the Sexual Offender Apprehension Program/3 grant from the Office of the Governor, Criminal Justice Division in the amount of \$175,602, for the period October 1, 1999 - September 30, 2000, a local match in the amount of \$133,122, and execution of the grant agreement - \$308,724 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$175,602) and Current Funds (\$133,122)

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3057

Item 117: **Items Utilizing FY 99-00 Funding**

- \* Authorize a sixty month agreement for maintenance and support of hardware and software for the Automated Fingerprint Identification System with NEC Technologies, Inc., for the period of December 14, 1999 to December 13, 2004 subject to annual appropriations - Not to exceed \$173,000 over the sixty month cumulative contract - Financing: Current Funds

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3058

Item 118: **Items Utilizing FY 99-00 Funding**

- \* Authorize a one year microfilm services contract with the United States National Archives and Records Administration - Fort Worth Branch to microfilm essential and permanent City records in accordance with permanent preservation standards established by state law - Not to exceed \$75,000 - Financing: Current Funds

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3059

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
- DFW Airport Bond Financing
- 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
- Dallas Police Association, for Itself and on behalf of All Its Members, Ronald Iscaro, Michael Calhoun, Robert Bernal and Tommy Granado Individually, v. City of Dallas, City Manager Ted Benavides, Human Resources Manager, Jacqueline Lee, and Chief Ben Click, Civil Action No. 3:99-CV-1497-G
- Kevin Scahill v. City of Dallas, Dallas Police Department, City Manager Ted Benavides, Human Resources Manager Jacqueline Lee, and Chief Ben Click, Civil Action No. 3-99-CV-1638-D
- Sims, et al. v. City of Dallas, et al.; Baird, et al. v. City of Dallas, et al., Cause No. 3:95-CV-0177-X
- Dallas Police Association, et al. v. City of Dallas, et al., Cause No. 3:97-CV-2015-H
- Nash, et al. V. City of Dallas, et al., Cause No. 3:99-CV-0577-R

The posted closed session was not held.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3060

Addendum addition 1: An ordinance amending Chapter 34 of the Dallas City Code to revise the overtime policy for civilian city employees - Financing: No cost consideration to the City

Councilmember Loza moved to pass the ordinance.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

Assigned ORDINANCE NO. 24052.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3061

Addendum addition 2: Authorize acceptance of the PawnWare Project/1 grant from the office of the Governor, Criminal Justice Division in the amount of \$51,000, for the period October 1, 1999 - September 30, 2000, a local match in the amount of \$50,000, and execution of the grant agreement - \$101,000 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$51,000) and Current Funds (\$50,000)

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Hill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3062

Addendum addition 3: An ordinance amending Chapters 2 and 28 of the Dallas City Code to rename the Department of Event Services to the Department of Convention and Event Services effective October 1, 1999 - Financing: No cost consideration to the City

Councilmember Lipscomb moved to pass the ordinance.

Motion seconded by Councilmember Hill and unanimously adopted.

Assigned ORDINANCE NO. 24053.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3063

Addendum addition 4: Authorize contracts for FY 1999-2000 City Sponsorship of Special Events Program - Not to exceed \$85,000 - Financing: Convention Center Current Funds

Councilmember Forsythe Lill moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3064

Addendum addition 5: Authorize a contract with Calcumet Community Center, Inc. for city sponsorship of a new special event entitled "Red Hot Chili Pepper Rally"  
- Not to exceed \$200 - Financing: Current Funds

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3065

Addendum addition 6: Authorize an amendment to the City Sponsorship of Special Events Program policy which will modify Phase I and II funding, create graduated funding terms, require an annual submission of Hallmark Events for Council review and approval, and require the monitoring of special event performance - Financing: No cost consideration to the City

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3066

Addendum addition 7: Authorize a professional services contract with Centex Construction Company/3D International, a joint venture, for construction management for the new Police Headquarters - \$750,514 - Financing: 1995 Bond Funds

Councilmember Loza moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3067

Addendum addition 8: Authorize (1) a professional services contract with Phillips Associates for design and preparation of construction documents for the new Police Headquarters in the amount of \$4,434,261 and (2) procurement of the project professional liability insurance in the amount of \$157,500 - \$4,591,761 - Financing: 1995 Bond Funds (\$3,783,519), 1998 Bond Funds (\$808,242)

Councilmember Hill moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3068

Addendum addition 9: Authorize (1) a one year contract with four one-year renewal options, beginning October 1, 1999 through September 30, 2000, with the Southern Dallas Development Corporation to manage the City's Southern Dallas Economic Development Program which includes a Business Loan Program, Economic Demonstration Loan Program and Professional and Technical Service Program for the purpose of promoting economic development and revitalization of Southern Dallas, Walker Consent Decree Areas, the Enterprise Community, and the Enterprise Zones; and (2) authorize previously approved unexpended SDDC appropriations and program income from the prior SDDC contract to be transferred for continued use for program implementation - Not to exceed \$670,000 - Financing: 1999-2000 Community Development Grant Funds

The following individuals addressed the city council regarding the Southern Dallas Development Corporation:

- Elsie Risby, 2900 Dilido Rd.
- Jim Reid, 1609 Durant St., representing Southern Dallas Development Corporation

Councilmember Miller moved to amend the resolution to a one year contract.

Motion seconded by Councilmember Blumer.

Councilmember Lipscomb moved to substitute for Councilmember Miller's motion a motion to approve the item as presented.

Motion seconded by Councilmember Mallory Caraway.

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

Voting Yes:	[12]	Kirk, Poss, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill
Voting No:	[2]	Miller, Blumer
Absent when vote taken:	[1]	Salazar

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 23, 1999 9:46 a.m  
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September 22, 1999

99-3069

Addendum addition 10: Authorize (1) the receipt and deposit of funds from Polk Hampton LLC for the local share of construction in the amount of \$471,096 (2) the disbursement of funds to Texas Department of Transportation for the construction of Interstate 20 eastbound service road from Hampton Road to Polk Street, and (3) an increase in appropriations in the amount of \$471,096 in the Capital Projects Reimbursement Fund - \$471,096 - Financing: Private Funds

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3070

Addendum addition 11: Authorize an amendment to the Program Statement for the Rental Housing Preservation Program to place Enterprise Foundation's rental Revolving Loan Fund loans under the Rental Housing Preservation Program for loan servicing, place Enterprise Foundation's home ownership loans under the Housing Department for loan servicing, and authorize the City Manager to consent to certain Rental Housing Preservation program loan transfers and assumptions, subject to approval by the external Rental Housing Preservation Program Local Committee, including a \$331,000 loan for the acquisition and rehabilitation of the Vienna Apartments at 5124 Live Oak from East Dallas Cooperative Parish Council to Housing Crisis Center - Financing: No cost consideration to the City

Councilmember Forsythe Lill moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

[The city secretary stated to reflect in the record, that Dorothy Masterson, representing the Housing Crisis Center, was in favor of the amendment.]

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3071

Addendum addition 12: Authorize (1) professional services contract with Brad J. Goldberg, Inc. for design of speciality materials and fabrication in conjunction with the five streetscape improvement projects in downtown Dallas, known as the City Center TIF District North/South Linkages Project; and (2) an increase in appropriations in the City Center TIF District Fund in the amount of \$30,000 - \$30,000 - Financing: City Center TIF District Funds

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3072

Addendum addition 13: A resolution adopting the City of Dallas Employees' Retirement Fund Study & Recommendations dated September 10, 1999 presented by the City of Dallas Employees' Retirement Fund Joint Working Group which include (1) a phased-in increase in the City's contribution rate from 8.5% to 11.0% of payroll, (2) a phased in increased in the employees' contribution rate from 5% to 6.5% of pay, which increase must be approved by an employee vote, (3) if employees vote to not increase their contributions, a benefit decrease with respect to the rule of 78 and joint and one-half survivor options, (4) automatic pro rate adjustments to employer and employee contribution rates on October 1, 2003 and every three years thereafter if required by the Fund's actuarial valuation, (5) prohibition of membership in the Fund to anyone receiving a benefit from the City's Police and Fire Pension Fund and (6) for eligibility under the rule of 78, an employee with a break in service must have 5 years creditable service after returning to City employment - \$4,000,000 in FY 2000-2001 and \$8,000,000 in FY 2001-2002 - Financing: Current Funds (subject to annual appropriations)

The following individual addressed the city council regarding the City of Dallas Employees' Retirement Fund Study and Recommendations:

-- Elsie Risby, 2900 Dilido Rd.

Mayor Pro Tem Poss moved to approve the resolution.

Motion seconded by Councilmember Thornton Reese.

Councilmember Lipscomb asked Mayor Pro Tem Poss if she would accept a friendly amendment to her motion to pass the resolution with the exception of #5, "prohibition of membership in the Fund to anyone receiving a benefit from the City's Police and Fire Pension Fund".

Mayor Pro Tem Poss accepted the amendment as part of her motion.

Councilmember Thornton, who seconded the original motion, also accepted the amendment.

After discussion, Mayor Kirk called the vote on Mayor Pro Tem Poss' motion as modified by the friendly amendment.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3073

Addendum addition 14: An ordinance abandoning a portion of Vickery Boulevard to Ollie R. Dickey, the abutting owner, containing approximately 4,104 square feet of land, located near its intersection with North Central Expressway, in exchange for the dedication of approximately 4,104 square feet of land needed for street right-of-way, and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee

Councilmember Forsythe Lill moved to pass the ordinance.

Motion seconded by Councilmember Walne and unanimously adopted.

Assigned ORDINANCE NO. 24054.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3074

Addendum addition 15: **Rental Housing Preservation Loan and Modifications**

- \* Authorize execution of a Rental Housing Preservation Program loan to WAK/TPRO, Ltd., for the rehabilitation of the Town Plaza I Apartments located at 2755 East Ledbetter and the Robin Oaks Apartments located at 3055 East Ledbetter, of which ninety-two units will be deed restricted for the Walker Consent Decree - \$1,584,058 - Financing: 1998-99 Community Development Grant Funds (\$1,086,904) and Walker Contingency Funds (\$497,154)

Addendum addition 16: \* Authorize execution of an Assumption, Renewal, Modification and Extension Agreement by WAK/TPRO, Ltd. for the \$870,000 loan approved by Council Resolution 953441 on October 11, 1995 and the \$300,000 loan approved by Council Resolution 981129 on April 8, 1998 to TP - Town Plaza I, L.P. - Financing: No cost consideration to the City

Addendum addition 17: \* Authorize execution of an Assumption, Renewal, Modification and Extension Agreement by WAK/TPRO, Ltd. For the \$802,000 loan approved by Council Resolution 953442 on October 11, 1995 and the \$360,000 loan approved by Council Resolution 981130 on April 8, 1998 to Dallas Robin Oaks, L.P. - Financing: No cost consideration to the City

Councilmember Hill moved to approve the items.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 22, 1999

99-3075

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, SEPTEMBER 22, 1999

EXHIBIT C

September 23, 1999 9:46 a.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS