

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, OCTOBER 27, 1999

99-3400

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 9:42 a.m.

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

The invocation was given by Father Anthony Savas, assistant pastor, Holy Trinity Greek Orthodox 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 4:06 p.m.

Mayor

ATTEST:

City Secretary

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

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

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

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, OCTOBER 27, 1999

EXHIBIT A

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, OCTOBER 27, 1999

EXHIBIT B

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3401

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: Roy Williams, 2810 S. Marsalis Ave.
REPRESENTING: Citizens For A Better Dallas
SUBJECT: Cadillac Heights/The Killing Fields

SPEAKER: Arthur Joe, Sr., 9703 Carnegie Dr.
REPRESENTING: Black Citizens for Justice, Law and Order
SUBJECT: Creation of a Human Relation Commission

SPEAKER: David Gipson, 1315 Wedgemere Dr.
REPRESENTING: B.C. J. L. O.
SUBJECT: Human Relations Commission

SPEAKER: Rick Edwards, 9941 Whitehurst Dr. **NO SHOW**
SUBJECT: Police brutality

OPEN MICROPHONE - END OF MEETING:

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Corruption: President Clinton, The Mayor of Dallas, EPA, KKK

SPEAKER: Brenda Duff, 430 Ayers St., Hutchins **CANCELED**
SUBJECT: Police

SPEAKER: Gwain Wooten, 5111 Holland Ave. **NO SHOW**
SUBJECT: Year 2000

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3402

Item 1: Approval of Minutes

The minutes of the voting agenda meeting of October 13, 1999, were presented for approval.

Councilmember Loza moved to approve the minutes.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted. (Hill, Lipscomb absent when vote taken)

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3403

CONSENT AGENDA

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

The city secretary announced that Councilmember Walne had deferred consideration of consent agenda items 20 and 21 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Miller requested that consent agenda item 6 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 6 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Miller's request.

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

Councilmember Mallory Caraway requested that consent agenda item 39 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 39 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Mallory Caraway's request.

Councilmember Blumer requested that consent agenda items 45, 46 and 47 be removed from the consent agenda to be considered as individual items. Mayor Kirk stated that consent agenda items 45, 46 and 47 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Blumer's request.

Councilmember Finkelman requested that consent agenda item 52 be removed from the consent agenda to be considered as individual items. Mayor Kirk stated that consent agenda item 52 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Finkelman's request.

Councilmember Finkelman moved to approve all items on the consent agenda with the exception of agenda items 20 and 21 which had been deferred until the next voting agenda meeting, and agenda items 6, 37, 39, 45, 46, 47, 49 and 52 which would be considered later in the meeting.

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

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3404

Item 2: Authorize a professional services contract with Carson-Salcedo-McWilliams, Inc. for surveying, engineering design and construction management for intersection and sidewalk improvements in Neighborhood Renaissance Partnership Program Section 108, Area A - \$257,225 - Financing: Neighborhood Renaissance Partnership Section 108 Notes

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3405

Item 3: Authorize a contract for the construction of street paving, storm drainage, water and wastewater main improvements on 56th Street from Lancaster Road to 2869 56th Street and Veterans Drive from Talco Drive to Ledbetter Drive - Camino Construction, Inc., lowest responsible bidder of five - \$3,827,243 - Financing: 1995 Bond Funds (\$1,722,327), 1998 Bond Funds (\$978,242), Water Utilities Capital Improvement Funds (\$1,081,901), Water Utilities Capital Construction Funds (\$44,773)

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3406

Item 4: Authorize an increase in the contract with Meridian Commercial, Inc., for conservation of sculptural projects from the wall surface (bas-relief) and miscellaneous improvements at the Centennial and Automobile Buildings, Phase I at Fair Park - \$164,379, from \$3,208,610 to \$3,372,989 - Financing: Intermodal Surface Transportation Efficiency Act Grant Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3407

Item 5: Authorize Supplemental Agreement No. 1 to the contract with FACL, Inc., to provide a conservation treatment plan for conserving the remainder of the murals at the Centennial and Food and Fiber Buildings at Fair Park - \$1,340,210, from \$1,162,908 to \$2,503,118 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3408

Item 6: Authorize Supplemental Agreement No. 3 to the contract with Halff Associates, Inc. for full architectural, engineering, landscaping, interior design and construction administration services related to Phase I of the Hispanic Community/Cultural Center - \$205,500, from \$443,371 to \$648,871 - Financing: 1995 Bond Funds

Councilmember Miller requested that consent agenda item 6 be considered as an individual item. Mayor Kirk stated that consent agenda item 6 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Miller's request.

Later in the meeting, agenda item 6 was brought up for consideration.

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted. (Hill, Lipscomb absent when vote taken)

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3409

Item 7: Authorize (1) an increase in the contract with Gibson & Associates, Inc. to realign a storm sewer line and lateral to avoid conflicts with existing utilities on Hall Street from Gaston Avenue to Worth Street, and (2) an increase in appropriations in the amount of \$6,904 in the Capital Projects Reimbursement Fund - \$54,570, from \$1,756,481 to \$1,811,051 - Financing: 1998 Bond Funds (\$47,666), Private Funds (\$6,904 to be reimbursed from the proceeds of the sale of 1998 General Obligation Bonds)

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3410

Item 8: Authorize an increase in the contract with A-1 American Fence, Inc. for the construction of perimeter fencing at Dallas Love Field Airport - \$65,319, from \$1,013,649 to \$1,078,968 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3411

Item 9: Authorize an agreement with Texas Department of Transportation for water and wastewater improvements and appurtenance adjustments in Five Mile Creek at Ledbetter Drive - \$449,975 - Financing: Water Utilities Capital Improvement Funds (\$449,195) and Water Utilities Capital Construction Funds (\$780)

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3412

Item 10: Authorize an agreement with TXU-Lone Star Gas Company, Southwestern Bell Telephone Company, MCI World Com and TCI Cablevision for relocation of a water main in Coit Road at Interstate Highway 635 - Financing: This action has no cost consideration to the City

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3413

Item 11: A resolution authorizing the Irving Independent School District on behalf of the City of Dallas to solicit from the public sealed bids on properties located at 4311 Bernal Drive and 2225 Cartwright Street - Financing: No cost consideration to the City

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3414

Item 12: An ordinance abandoning a portion of Mary Street to Charls T. Dixon, the abutting owner, containing approximately 7,250 square feet of land, located near its intersection with Lewis Street, and authorizing the quitclaim - Revenue: \$22,493 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24062.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3415

Item 13: Authorize the quitclaim of 29 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders - Revenue: \$389,120

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3416

Item 14: Authorize the private sale by quitclaim deed of 2651 Anderson Street acquired by the taxing authorities from a Sheriff's Sale to T. R. Hoover Community Development Corporation - Revenue: \$3,900

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3417

Item 15: An ordinance granting a private license to Maharger Development Company, LLC, for the use of approximately 52 square feet of land, to construct and maintain an awning in Commerce Street right-of-way located near its intersection with Wood Street - Revenue: \$350 annually plus the \$20 ordinance publication fee

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24063.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3418

Item 16: An ordinance repealing Ordinance No. 18397 and granting a private license to Mitchell Investment Partners, Ltd., for the use of approximately 166 square feet of land, to use and maintain an existing building encroachment and an aerial sign in portions of Commerce Street near its intersection with Benson Street - Revenue: \$350 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24064.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3419

Item 17: An ordinance abandoning a street easement to Jefferson at University, L.P., the abutting owner, containing approximately 25 square feet of land, located near the intersection of Wateka Drive and Roper Street, and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24065.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3420

Item 18: An ordinance abandoning a portion of Myrtle Walkway to Esther M. Tate, the abutting owner, containing approximately 3,358 square feet of land, located at its intersection with South Boulevard, and authorizing the quitclaim - Revenue: \$2,141 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24066.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3421

Item 19: An ordinance authorizing the sale of unneeded City-owned land containing approximately 525 square feet and the abandonment of a portion of Old Main Street containing approximately 18,131 square feet of street right-of-way to Baylor University Medical Center, the abutting owner, located near the intersection with Washington Avenue, and authorizing the quitclaim - Revenue: \$159,364 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24067.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3422

Item 20: Authorize a sixty-month contract with Southwestern Bell Wireless, Inc. for city-wide commercial wireless radiotelephone service (cellular telephone) and associated equipment - Not to exceed \$5,500,000 over the term of the contract - Financing: Current Funds (subject to annual appropriations)

The city secretary announced that Councilmember Walne had deferred consideration of consent agenda item 20 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

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October 27, 1999

99-3423

Item 21: Authorize an increase in the existing five-year contract with AT&T Wireless Services for cellular service and equipment in the amount of \$350,000, from \$3,564,853 to \$3,914,853 - Financing: Current Funds

The city secretary announced that Councilmember Walne had deferred consideration of consent agenda item 21 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3424

Item 22: Authorize a thirty-six-month service contract for disposal of hazardous and non-hazardous waste with the lowest responsible bidder of two - Cactus Environmental Svc, Inc./U.S. Liquids of Texas, Inc. - Not to exceed \$62,325 - Financing: Current Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3425

Item 23: Authorize a thirty-six-month price agreement for Rockwell brake parts with the lowest responsible bidder of five - Truck Parts Specialists - Not to exceed \$165,000 - Financing: Current Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3426

Item 24: Authorize a thirty-six-month price agreement for Detroit diesel parts with the lowest responsible bidder of three - Stewart & Stevenson Svcs - Not to exceed \$75,000 - Financing: Current Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3427

Item 25: Authorize a twenty-four-month price agreement for traffic cones with the lowest responsible bidder of five - Work Area Protection Corp. - Not to exceed \$91,800 - Financing: Current Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3428

Item 26: Authorize a forty-eight-month price agreement for road hump installation with the lowest responsible bidder of two - Brock Paving Industries, Inc. - Not to exceed \$176,460 - Financing: Current Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3429

Item 27: Authorize a thirty-six-month price agreement for Eagle cash key electronic parking meter mechanisms - Duncan Industries - Sole Source - Not to exceed \$423,249 - Financing: Current Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3430

Item 28: Authorize a thirty-six-month service contract for street sweeping with the lowest responsible bidders of three - C & D Commercial Services, Infrastructure Services, Inc. - Not to exceed \$2,051,936 - Financing: Storm Water Drainage Management Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3431

Item 29: Authorize settlement of a claim filed by Arthur Sheffield, Claim No. 95-101005824-003
- Financing: Current Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3432

Item 30: Authorize settlement of a lawsuit, styled Anna B. Durst v. Johnier J. Jackson and City of Dallas, Cause No. cc-98-06598-d - Financing: Current Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3433

Item 31: Authorize settlement of a judgment in lawsuit, styled GTE Southwest Incorporated vs. City of Dallas, Docket No. 95-50259-367 - Financing: Current Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3434

Item 32: An ordinance amending Section 51A-3.102 of the Dallas Development Code to provide for the appointment of six alternate members to the board of adjustment - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24068.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3435

Item 33: An ordinance authorizing the execution of a credit agreement with Westdeutsche Landesbank Girozentrale in connection with the City of Dallas, Texas Waterworks and Sewer System Commercial Paper Notes, Series B - \$50,000 upfront closing costs plus \$126,650 annual fees for three years - \$176,650 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24069.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3436

Item 34: Authorize an amendment to the 1999 City Calendar and adoption of the 2000 City Calendar - Financing: No cost consideration to the City

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3437

Item 35: Authorize approval of the bi-weekly tax action

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3438

Item 36: Authorize a contract with Southern Dallas Development Corporation: (1) to implement and operate a Neighborhood Renaissance Macro Loan Program for the purpose of funding \$975,516 in loans by December 31, 2000; and (2) to service the loans for a term ending December 31, 2005 at a program activity delivery cost not to exceed \$186,984 - \$1,162,500 - Financing: Neighborhood Renaissance Partnership Section 108 Notes

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3439

Item 37: Authorize a resolution, replacing Council Resolution No. 93-1145, to reflect the following changes in the administration of the South Dallas/Fair Park Trust Fund: (1) increase the loan amount in the Commercial Loan program from \$20,000 to \$50,000 (Section (2)(B)(2)); (2) the amount available in the emergency minor home repair grant be increased from \$5,000 to \$8,000 (Section (2)(B)(4)); and (3) to clarify the funding level for administrative support (Section C 4.5) - Financing: No cost consideration to the City

Councilmembers Miller and Chaney requested that consent agenda item 37 be considered as an individual item. Mayor Kirk stated that consent agenda item 37 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Miller and Chaney s request.

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

Councilmember Chaney moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted. (Hill absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3440

Item 38: Authorize an infrastructure cost participation agreement with Eastpoint Business Center in an amount equal to 30% of the eligible public infrastructure improvements or \$41,940, whichever is less, for the purpose of providing infrastructure improvements serving property located in the 8200 Block of Eastpoint Drive, payable only after completion of improvements as evidenced by a certificate of occupancy - Not to exceed \$41,940 - Financing: Public/Private Partnership Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3441

Item 39: Authorize an economic development grant agreement with the Dallas/Fort Worth Regional Film Commission for the promotion of the City of Dallas and the Dallas area as a location for the production of motion pictures and television films the period of October 1, 1999 through September 30, 2000 - Not to exceed \$152,250 - Financing: Current Funds

Councilmember Mallory Caraway requested that consent agenda item 39 be considered as an individual item. Mayor Kirk stated that consent agenda item 39 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Mallory Caraway's request.

Later in the meeting agenda item 39 was brought up for consideration.

Councilmember Mallory Caraway did not vote or participate in any discussion. Councilmember Mallory Caraway left the city council chamber, because she is a board member of the Dallas/Fort Worth Regional Film Commission.

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Finkelman.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3442

Item 40: **State-Thomas TIF District**

- * Authorize a development agreement with Armada Residences, L.P., for the construction of certain public improvements for the M & M Townhomes (Block 562) in Tax Increment Financing Reinvestment Zone Number One, City of Dallas, Texas (State-Thomas TIF District) and the establishment of appropriations in the State-Thomas TIF District Fund in the amount of \$1,300,000 - Not to exceed \$1,300,000 - Financing: Principal in an amount not to exceed \$1,300,000 to be advanced by a private developer and reimbursed with interest from the State-Thomas TIF District Fund and/or Tax Increment Bonds; accrued interest on private funds to be repaid solely from the State-Thomas TIF District Fund

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3443

Item 41: **State-Thomas TIF District**

- * A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number One, City of Dallas, Texas (State-Thomas TIF District) to reimburse Armada Residences, L.P., for the funding and construction of certain public improvements for the M & M Townhomes (Block 562) in Tax Increment Financing Reinvestment Zone Number One, City of Dallas, Texas (State-Thomas TIF District) - Not to exceed \$1,300,000 - Financing: Principal in an amount not to exceed \$1,300,000 to be advanced by a private developer and reimbursed from the State-Thomas TIF District Fund and/or Tax Increment Bonds; accrued interest on private funds to be repaid solely from the State-Thomas TIF District Fund

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3444

Item 42: **State-Thomas TIF District**

- * Authorize a development agreement with Gables Realty Limited Partnership for the construction of certain public improvements for the Gables State Thomas II (Block 583, 584, 585, 591, 592N) in Tax Increment Financing Reinvestment Zone Number One, City of Dallas, Texas (State-Thomas TIF District) and the establishment of appropriations in the State-Thomas TIF District Fund in the amount of \$5,000,000 - Not to exceed \$5,000,000 - Financing: Principal in an amount not to exceed \$5,000,000 to be advanced by a private developer and reimbursed with interest from the State-Thomas TIF District Fund and/or Tax Increment Bonds; accrued interest on private funds to be repaid solely from the State-Thomas TIF District Fund

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3445

Item 43: **State-Thomas TIF District**

- * A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number One, City of Dallas, Texas (State-Thomas TIF District) to reimburse Gables Realty Limited Partnership for the funding and construction of certain public improvements for the Gables State Thomas II (Block 583, 584, 585, 591, 592N) in Tax Increment Financing Reinvestment Zone Number One, City of Dallas, Texas (State-Thomas TIF District) - Not to exceed \$5,000,000 - Financing: Principal in an amount not to exceed \$5,000,000 to be advanced by a private developer and reimbursed from the State-Thomas TIF District Fund and/or Tax Increment Bonds; accrued interest (compounded semiannually) on private funds to be repaid solely from the State-Thomas TIF District Fund

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3446

Item 44: Authorize a secured, no-interest loan contract with Housing Crisis Center for renovations to the facility located at 629 N. Peak, Dallas, Dallas County, Texas, for the period October 28, 1999 through October 27, 2000 (Agencies that renovate properties with Community Development Grant Funds are required to provide a public service to eligible persons for a minimum of five years) - Not to exceed \$250,000 - Financing: 1999-00 Community Development Grant Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3447

Item 45: Authorize a secured, no-interest loan contract with African American Men of Peace Development Corporation for building expansion of the facility located at 4002 Fernwood Avenue and 4010 Fernwood Avenue, Dallas, Dallas County, Texas, for the period October 28, 1999 through October 27, 2000 (Agencies that renovate properties with Community Development Grant Funds are required to provide a public service to eligible persons for a minimum of five years) - Not to exceed \$100,000 - Financing: 1999-00 Community Development Grant Funds (\$28,153) and 1998-99 Community Development Reprogramming #2 Grant Funds (\$71,847)

Councilmember Blumer requested that consent agenda item 45 be considered as an individual item. Mayor Kirk stated that consent agenda item 45 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 45 was brought up for consideration.

Councilmember Lipscomb moved to approve the item.

Motion seconded by Councilmember Chaney.

Councilmember Miller moved to substitute for Councilmember Lipscomb s motion a motion to delay the item to receive additional information later in the meeting.

Motion seconded by Councilmember Blumer.

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

Voting Yes:	[4]	Miller, Walne, Greyson, Blumer
Voting No:	[11]	Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Lipscomb, Finkelman, Forsythe Lill

Mayor Kirk declared the motion lost.

Mayor Kirk then called the motion on Councilmember Lipscomb s motion:

Voting Yes: [11] Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway,
Chaney, Lipscomb, Forsythe Lill

Voting No: [4] Miller, Finkelman, Greyson, Blumer

Mayor Kirk declared the motion adopted.

Later in the meeting, Councilmember Lipscomb moved to reconsider the item.

Motion seconded by Councilmember Blumer. (Kirk absent when vote taken)

After discussion, Mayor Pro Tem Poss called the vote on Councilmember Lipscomb's motion to reconsider.

Mayor Pro Tem Poss declared the motion adopted. (Kirk absent when vote taken)

Councilmember Lipscomb moved to refer the item back to staff and bring back to the city council at a later date.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3448

Item 46: Authorize a secured, no-interest loan contract with Alameda Heights Outreach Foundation, Inc. for the construction of a gymnasium at 6015 Blunter Street, Dallas, Dallas County, Texas, for the period October 28, 1999 through October 27, 2000 (Agencies that renovate properties with Community Development Grant Funds are required to provide a public service to eligible persons for a minimum of five years) - Not to exceed \$175,000 - Financing: 1999-00 Community Development Grant Funds

Councilmember Blumer requested that consent agenda item 46 be considered as an individual item. Mayor Kirk stated that consent agenda item 46 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 46 was brought up for consideration.

Councilmember Lipscomb moved to approve the item.

Motion seconded by Councilmember Chaney.

Councilmember Miller moved to substitute for Councilmember Lipscomb's motion a motion to delay the item to receive additional information later in the meeting.

Motion seconded by Councilmember Blumer.

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

Voting Yes:	[4]	Miller, Walne, Greyson, Blumer
Voting No:	[11]	Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Lipscomb, Finkelman, Forsythe Lill

Mayor Kirk declared the motion lost.

Mayor Kirk then called the motion on Councilmember Lipscomb's motion:

Voting Yes: [11] Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway,
Chaney, Lipscomb, Forsythe Lill

Voting No: [4] Miller, Finkelman, Greyson, Blumer

Mayor Kirk declared the motion adopted.

Later in the meeting, Councilmember Lipscomb moved to reconsider the item.

Motion seconded by Councilmember Blumer. (Kirk absent when vote taken)

After discussion, Mayor Pro Tem Poss called the vote on Councilmember Lipscomb's motion to reconsider.

Motion seconded by Councilmember Blumer. (Kirk absent when vote taken)

Councilmember Lipscomb moved to refer the item back to the city manager and bring back to the city council at a later date.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3449

Item 47: Authorize a secured, no-interest loan contract with Boys & Girls Clubs of Greater Dallas, Inc. (Oak Cliff Branch) for renovations to a facility located at 2907 Linfield Road, Dallas, Dallas County, Texas for the period of October 28, 1999 through October 27, 2000 (Agencies that renovate properties with Community Development Grant Funds are required to provide public service to eligible persons for a minimum of five years) - Not to exceed \$100,000 - Financing: 1999-00 Community Development Grant Funds

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

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

Councilmember Thornton Reese moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3450

Item 48: Authorize execution of the fifth one-year renewal option to the contract with Housing Crisis Center, Inc., to administer the Temporary Emergency Housing Program for the period October 1, 1999 to September 30, 2000 - Not to exceed \$50,000 - Financing: 1999-00 Community Development Grant Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3451

Item 49: Authorize the second of two twelve-month renewal options to the professional services contract with the Enterprise Foundation, Inc. to provide financial services and administration of the City's Mortgage Assistance Program to include additional funding in the amount of \$4,437,649 for programs and \$450,000 for administrative costs (direct service delivery costs and administrative costs) and authorize a revised Mortgage Assistance Program Statement which combines the previous year's existing Mortgage Assistance Program and Upfront Cost Assistance Program into one homebuyer assistance program - \$4,887,649 - Financing: 1999-00 Community Development Grant Funds (\$627,911), 1999-00 HOME Funds (\$4,216,250), 1998-99 HOME Funds (\$634), and 1997-98 HOME Funds (\$42,854)

The following individuals addressed the city council regarding two twelve-month renewal options:

- Angela Barents, 2106 Bennett Ave.
- Norma Baca, 418 Allen Ave., Duncanville

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3452

Item 50: Authorize acceptance of an Economic Development Initiative-Special Project grant agreement to provide educational opportunities and mentoring to small businesses in Southern Dallas for the period of December 1, 1999, through December 1, 2002 between the City of Dallas and the U. S. Department of Housing and Urban Development, Office of Economic Development and Empowerment Services - Not to exceed \$350,000 - Financing: Economic Development Initiative Grant Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3453

Item 51: Authorize a contract with the Dallas Museum of Natural History Association for the provisions of services to the City through the Cultural Organization Program - \$606,778
- Financing: Current Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3454

Item 52: Authorize contracts with cultural organizations for the provision of services to the City through the Cultural Organization Program - Not to exceed \$3,943,493 - Financing: Current Funds

Councilmember Finkelman requested that consent agenda item 52 be considered as an individual item. Mayor Kirk stated that consent agenda item 52 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Finkelman s request.

Later in the meeting agenda item 52 was brought up for consideration.

The following individual addressed the city council regarding the contracts:

-- Jeannette Brantley-Wango, 2700 South Blvd.

Councilmember Finkelman moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3455

Item 53: Authorize a contract with the Dallas Summer Musicals Management Group, Inc. for the renovation of the basement level of the Majestic Theatre including outfitting the Experimental Theatre with lighting, sound and fire retardant drapes - \$98,625 - Financing: Majestic Theatre Gift Trust Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3456

Item 54: Authorize acceptance of a grant from the Texas Department of Agriculture for the restoration/renovation of several structures within the Agrarian District at Fair Park and execution of the grant agreement - Not to exceed \$1,974,600 - Financing: Fair Park Agrarian District Funds

Approved as part of the consent agenda.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3457

Public Hearing - **Private Sale of 16 Unimproved Properties**

Item 55: * A public hearing to receive citizen comments on the proposed private sale by quitclaim deed of 16 unimproved properties acquired by the taxing authorities from the Sheriff's Sale to qualified non-profit organizations - Financing: No cost consideration to the City

Item 56: * Authorize the private sale by quitclaim deed of 16 unimproved properties acquired by the taxing authorities from a Sheriff s Sale to qualified non-profit organizations - Revenue: \$19,146

The following individuals addressed the city council regarding the proposed private sale:

- Elsie Risby, 2900 Dilido Rd.
- David Lackey, (no address given), representing Hailu Ejigu, regarding property located at 2404 Myers St.
- William Hopkins, 2011 Leath St.

Councilmember Chaney moved to close the public hearing and approve all properties with the exception of the property located at 2404 Myers St. to come back later in the meeting.

Motion seconded by Councilmember Greyson and unanimously adopted.

Later in the meeting, Councilmember Chaney moved to approve the property located at 2404 Myers St.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3458

Item 57: Public Hearing

A public hearing was called 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

The following individual addressed the city council regarding the proposed sale of Colorado/Hampton Park:

-- William Hopkins, 2011 Leath St.

Councilmember Miller moved to close the public hearing.

Motion seconded by Councilmember Chaney and unanimously adopted.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3459

PUBLIC HEARING - CONSENT ZONING DOCKET

The consent zoning docket, consisting of agenda items 58-67 was presented.

Agenda items 58, 60, 61, 62, 63 and 67 were removed from the consent zoning docket, to be called as individual hearings.

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

Agenda item 58: Zoning Case Z989-207/6630-NC(FD)	[Considered individually]
Agenda item 59: Zoning Case Z989-251/10911-SW(MB)	
Agenda item 60: Zoning Case Z989-252/10913-NC(RB)	[Considered individually]
Agenda item 61: Zoning Case Z989-253/10914-NC(RB)	[Considered individually]
Agenda item 62: Zoning Case Z989-254/10915-NC(RB)	[Considered individually]
Agenda item 63: Zoning Case Z989-255/10916-NC(RB)	[Considered individually]
Agenda item 64: Zoning Case Z989-257/10912-NE(RB)	
Agenda item 65: Zoning Case Z989-263/10951-SW(BP)	
Agenda item 66: Zoning Case Z989-267/10400-NE(FD)	
Agenda item 67: Zoning Case Z989-268/6600-SW(RB)	[Considered individually]

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 Walne 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

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

October 27, 1999

99-3460

Item 58: Zoning Case Z989-207/6630-NC (FD)

Councilmember Greyson requested that consent zoning docket 58 be removed from the consent zoning docket to be called as an individual hearing. Mayor Pro Tem Poss stated that consent zoning docket item 58 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Greyson's request.

Later in the meeting, zoning docket item 58 was brought up for consideration.

A public hearing was called on zoning case Z989-207/6630-NC (FD), an application for and an ordinance granting an amendment to the development plan and conditions for the Phase II and Phase III portions of Planned Development District No. 222 for Shopping Center District Uses to replace a proposed two-story office building and surface and structured parking areas with single family uses on property at the northwest corner of Preston Road and Frankford Road.

(The city plan commission recommended approval.)

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

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

Condition No. 12, to read as: Access easements must have a minimum of 36 foot pavement width. Except for 10 lots, a parking space must be at least 20 feet from the right-of-way line adjacent to an access easement if the space is located in an enclosed structure and if the space faces upon or can be entered directly from the access easement.

Condition No. 14 to read as:

- (a) Number and location of trees.
 - (1) Before the final inspection of any building on a lot, each lot must have at least two large trees, each with a caliper equal to or exceeding two inches, and one small tree or large shrub. At least one of the two large trees must be located in the front yard.
 - (2) In the alternative, an equivalent number and size of trees and shrubs must be provided on the property.
- (b) Any required trees must be species listed in Section 51A-10.134(b).

and pass the ordinance with those changes.

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

Assigned ORDINANCE NO. 24070.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

October 27, 1999

99-3461

Item 59: 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 permanent time period, subject to a site/landscape plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24071.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3462

Item 60: Zoning Case Z989-252/10913-NC(RB)

Councilmember Greyson requested that consent zoning docket item 60 be removed from the consent zoning docket to be called as an individual hearing. Mayor Pro Tem Poss stated that consent zoning docket item 60 be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Greyson s request.

Later in the meeting, zoning docket item 60 was brought up for consideration.

A public hearing was called on zoning case Z989-252/10913-NC(RB), an application for and an ordinance granting a Planned Development District for Single Family Uses and Private Streets on property presently zoned as Planned Development District No. 271 for Single Family and Private Recreation Club or Area Uses on the south side of Westgrove Drive, east of Angleview Drive.

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

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

Councilmember Greyson moved to postpone consideration of the application until the November 10, 1999 voting agenda meeting of the city council and to continue the public hearing at that time.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3463

Item 61: Zoning Case Z989-253/10914-NC(RB)

Councilmember Greyson requested that consent zoning docket item 61 be removed from the consent zoning docket to be called as an individual hearing. Mayor Pro Tem Poss stated that consent zoning docket item 61 be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Greyson s request.

Later in the meeting, zoning docket item 61 was brought up for consideration.

A public hearing was called on zoning case Z989-253/10914-NC(RB), an application for and an ordinance granting a Planned Development District for Single Family Uses and Private Streets on property presently zoned as Planned Development District No. 271 for Single Family and Private Recreation Club or Area Uses located south of the Westgrove Drive/Harvest Cove intersection.

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

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

Councilmember Greyson moved to postpone consideration of the application until the November 10, 1999 voting agenda meeting of the city council and to continue the public hearing at that time.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3464

Item 62: Zoning Case Z989-254/10915-NC(RB)

Councilmember Greyson requested that consent zoning docket item 62 be removed from the consent zoning docket to be called as an individual hearing. Mayor Pro Tem Poss stated that consent zoning docket item 62 be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Greyson s request.

Later in the meeting, zoning docket item 62 was brought up for consideration.

A public hearing was called on zoning case Z989-254/10915-NC(RB), an application for and an ordinance granting a Planned Development District for TH(A) Townhouse District Uses, CH Clustered Housing District Uses and Private Streets on property presently zoned as Planned Development District No. 313 for Residential Uses on the north side of Keller Springs Road, west of Preston Road.

(The city plan commission recommended approval, subject to a conceptual plan and conditions, and approval of a development plan for Tract 5.)

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

Councilmember Greyson moved to postpone consideration of the application until the November 10, 1999 voting agenda meeting of the city council and to continue the public hearing at that time.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3465

Item 63: Zoning Case Z989-255/10916-NC (RB)

Councilmember Greyson requested that consent zoning docket item 63 be removed from the consent zoning docket to be called as an individual hearing. Mayor Pro Tem Poss stated that consent zoning docket item 63 be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Greyson s request.

Later in the meeting, zoning docket item 63 was brought up for consideration.

A public hearing was called on zoning case Z989-255/10916-NC(RB), an application for and an ordinance granting a Planned Development District for Single Family Uses and Private Streets on property presently zoned as Planned Development District No. 271 for Single Family and Private Recreation Club or Area Uses and Planned Development District No. 313 for Residential Uses on the north side of Keller Springs Road, east of the Dallas North Tollway.

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

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

Councilmember Greyson moved to postpone consideration of the application until the November 10, 1999 voting agenda meeting of the city council and to continue the public hearing at that time.

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

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3466

Item 64: Zoning Case Z989-257/10912-NE (RB)

Zoning Case Z989-257/10912-NE (RB), an application for and an ordinance granting a Planned Development District for a Private School (St. James Episcopal Church), a Child-Care Facility and R-7.5(A) Single Family District Uses on property presently zoned an R-7.5(A) Single Family District at the northeast corner of Audelia Road and McCree Road.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24072.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3467

Item 65: Zoning Case Z989-263/10951-SW (BP)

Zoning Case Z989-263/10951-SW (BP), an application for and an ordinance granting a Planned Development District for IM Industrial Manufacturing District Uses and a Papermill Use on property presently zoned an IM Industrial Manufacturing District on property located south of Clarendon Drive and east of Ewing Avenue.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24073.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3468

Item 66: Zoning Case Z989-267/10400-NE (FD)

Zoning Case Z989-267/10400-NE (FD), an application for and an ordinance granting an amendment to Planned Development District No. 490 for a Private School (Bishop Lynch High School) to construct a general storage building on property at the southeast corner of Ferguson Road and Peavy Road.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24074.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3469

Item 67: Zoning Case Z989-268/6600-SW (RB)

Councilmember Chaney requested that consent zoning docket item 67 be removed from the consent zoning docket to be called as an individual hearing. Mayor Pro Tem Poss stated that consent zoning docket item 67 be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Chaney s request.

Later in the meeting, zoning docket item 67 was brought up for consideration.

A public hearing was called on zoning case Z989-268/6600-SW(RB), an application for and an ordinance granting an amendment to the conditions for the Tract 2 and Tract 5 portions of Planned Development District No. 247 for Single family, Multiple-family, Office, Retail, Commercial, Public School, and Open Space Uses to permit alternative tree preservation regulations on property on the southwest side of Keeneland Parkway, northwest of Duncanville Road.

(The city plan commission recommended approval.)

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

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

Councilmember Miller moved to close the public hearing, accept the recommendation of the city council and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted. (Chaney abstaining; Kirk absent when vote taken)

Assigned ORDINANCE NO. 24075.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3470

Item 68: Public Hearing - Zoning Case Z989-264/10952-SW (FD)

A public hearing was called on zoning case Z989-264/10952-SW (FD), an application for a Specific Use Permit for a Commercial bus station and terminal on property presently zoned a CS Commercial Service District at the northwest corner of Madison Avenue and Davis Street.

(The city plan commission recommended denial.)

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

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

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

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3471

Item 69: Public Hearing - Zoning Case Z989-238/10901-SW (RB)

A public hearing was called on zoning case Z989-238/10901-SW (RB), an application for and an ordinance granting an RR Regional Retail District on property presently zoned a CR Community Retail District at the southwest corner of Davis Street and Tillery Avenue, and a resolution authorizing acceptance of a deed restriction instrument submitted in conjunction with the change of zoning.

(The city plan commission recommended approval, subject to deed restrictions volunteered by the applicant. This application was considered by the City Council at a public hearing on October 13, 1999, and was taken under advisement until October 27, 1999, with the public hearing open.)

Appearing in opposition to the city plan commission recommendation:

- William Moon, 1237 N. Tillery Ave., representing Arcadia Park Community
- Shirley Kelly, 1217 N. Tatum Ave., representing Arcadia Park Neighborhood Association
- Amy Hektor, 1237 N. Tillery Ave.

Appearing in favor of the city plan commission recommendation:

- Raul Elizondo, 125 Centre St., representing the applicant

Councilmember Miller moved to close the public hearing and overrule the city plan commission s recommendation and deny the application.

Motion seconded by Councilmember Blumer.

Deputy Mayor Pro Tem Salazar asked Councilmember Miller if she would accept a friendly amendment to her motion to deny the application without prejudice.

Councilmember Miller accepted the amendment as part of her motion.

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

After discussion, Mayor Pro Tem Poss called the vote on Councilmember Miller s motion as modified by the friendly amendment.

Mayor Pro Tem Poss declared the motion adopted. (Kirk absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

October 27, 1999

99-3472

Item 70: Public Hearing - Zoning Case Z989-269/10521-NW (BP)

A public hearing was called on Zoning Case Z989-269/10521-NW (BP), a City Plan Commission authorized hearing to determine the proper zoning with consideration being given to amending the conditions that govern Tract 12 within Planned Development District No. 508 for MU-1 Mixed Use District uses to allow a warehouse use by right and to amend the surface parking screening requirements on property at the northeast corner of Westmoreland Road and Singleton Boulevard, and an ordinance implementing the proposal.

(The city plan commission recommended approval of an amendment to the conditions for the Tract 12 portion of Planned Development District No. 508. This application was considered by the City Council at a public hearing on October 13, 1999, and was taken under advisement until October 27, 1999, with the public hearing open.)

Appearing in opposition to the city plan commission recommendation:

- Joe Martin, 3105 Gladiolus Ln.
- William Hopkins, 2011 Leath St.

Appearing in favor of the city plan commission recommendation:

- Robert Baldwin, 8333 Douglas Ave., representing the applicant

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

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

Assigned ORDINANCE NO. 24076.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3473

Item 71: Public Hearing - THOROUGHFARE PLAN AMENDMENT

A public hearing was called to receive citizen comments on to authorize an amendment to the Thoroughfare Plan to reduce the dimensional classification of Westmoreland Road from Wheatland Road to the DeSoto city limits and an ordinance implementing the change - Financing: No cost consideration to the City.

No one addressed the city council regarding the Thoroughfare Plan Amendment.

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

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

Assigned ORDINANCE NO. 24077.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3474

Item 72: Public Hearing - THOROUGHFARE PLAN AMENDMENT

A public hearing was called to receive citizen comments on to authorize an amendment to the Thoroughfare Plan to delete Knoxville Road from Shelley Boulevard to Jefferson Boulevard and Shelley Boulevard from Duncanville Road to Knoxville Road and an ordinance implementing the changes - Financing: No cost consideration to the City.

The following addressed the city council regarding the Thoroughfare Plan Amendment:

-- Bill Dahlstrom, 1445 Ross Ave., representing the applicant

Councilmember Miller moved to close the public hearing and to follow staff's recommendation to delete Knoxville Road from Keeneland Parkway, to Shelly Blvd., and retain Shelly Blvd. from Walton Walker Blvd. to Knoxville Road and pass the ordinance.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk absent when vote taken)

Assigned ORDINANCE NO. 24078.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3475

Item 73: Public Hearing - THOROUGHFARE PLAN AMENDMENT

A public hearing was called to receive citizen comments on to authorize an amendment to the CBD Streets and Vehicular Circulation Plan to reduce the pavement width of Harwood Street from Woodall Rodgers Freeway to Flora Street and an ordinance implementing the change - Financing: No cost consideration to the City.

No one addressed the city council regarding the Thoroughfare Plan Amendment.

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

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

Assigned ORDINANCE NO. 24079.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3476

Item 74: Public Hearing - THOROUGHFARE PLAN AMENDMENT

A public hearing was called to receive citizen comments on to authorize an amendment to the CBD Streets and Vehicular Circulation Plan to delete Austin Street between Elm Street and Pacific Street and an ordinance implementing the change - Financing: No cost consideration to the City.

No one addressed the city council regarding the Thoroughfare Plan Amendment.

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

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk absent when vote taken)

Assigned ORDINANCE NO. 24080.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3477

Public Hearing - BENEFIT ASSESSMENT HEARING

Arizona Avenue from Saner Avenue to Ohio Avenue

- Item 75: * Benefit assessment hearing for street paving, storm drainage, water and wastewater main improvements on the street listed above
- Item 76: * Ordinance levying benefit assessments for street paving, storm drainage, water and wastewater main improvements on the street listed above
- Item 77: * Authorize a contract for the construction of street paving, storm drainage, water and wastewater main improvements on the street listed above - Ed Bell Construction Company, lowest responsible bidder of six - \$1,195,751 - Financing: 1998 Bond Funds (\$876,886), Water Utilities Capital Improvement Funds (\$302,155), Water Utilities Capital Construction Funds (\$16,710)

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 Arizona Avenue from Saner Avenue to Ohio Avenue.

The following individual addressed the city council regarding the benefit assessment hearing:

-- Cornelius Mitchell, 8414 Timber Dell La.

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 Loza and unanimously adopted. (Kirk absent when vote taken)

Assigned ORDINANCE NO. 24081.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3478

Public Hearing - BENEFIT ASSESSMENT HEARING

Duncanville Road (east side) from Larue Street to Illinois Avenue

- Item 78: * Benefit assessment hearing for sidewalk paving improvements for the street listed above
- Item 79: * Ordinance levying benefit assessments for sidewalk paving improvements for the street listed above - Financing: No cost consideration to the City

A public hearing was called to receive comments on a proposal to levy benefit assessments for sidewalk paving improvements for Duncanville Road (east side) from Larue Street to Illinois Avenue.

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

Councilmember Miller moved to close the public hearing and pass the ordinance levying the assessments.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted. (Kirk absent when vote taken)

Assigned ORDINANCE NO. 24082.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3479

Public Hearing - BENEFIT ASSESSMENTS HEARING

Houston Street Extension from Pacific Avenue to McKinney Avenue

- Item 80: * Benefit assessment hearing for street paving, storm drainage, and water main improvements for the street listed above
- Item 81: * Ordinance levying benefit assessments for street paving, storm drainage, and water main improvements for the street listed above - Financing: No cost consideration to the City

A public hearing was called to receive comments on a proposal to levy benefit assessments for street paving, storm drainage, and water main improvements for Houston Street Extension from Pacific Avenue to McKinney Avenue.

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

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

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk absent when vote taken)

Assigned ORDINANCE NO. 24083.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3480

Public Hearing - BENEFIT ASSESSMENTS HEARING

Street Group 98-426

Brooklyn Avenue from Ravinia Drive to Pierce Street
Brooklyn Avenue from Chalmers Street to Franklin Street

- Item 82: * Benefit assessment hearing for street paving, water and wastewater main improvements on the streets listed above
- Item 83: * Ordinance levying benefit assessments for street paving, water and wastewater main improvements on the streets listed above
- Item 84: * Authorize a contract for the construction of street paving, water and wastewater main improvements on the streets listed above - Ed Bell Construction Company, lowest responsible bidder of six - \$433,131 - Financing: 1998 Bond Funds (\$407,371), Water Utilities Capital Construction Funds (\$25,760)

A public hearing was called to receive comments on a proposed to levy benefit assessments for Brooklyn Avenue from Ravinia Drive to Pierce Street, and Brooklyn Avenue from Chalmers Street to Franklin Street.

Appearing in opposition to the proposed improvements or the assessments:

-- Grady Smith, 619 Pierce St.

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

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

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

Assigned ORDINANCE NO. 24084.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

October 27, 1999

99-3481

99-3482

Item 85: Consideration of appointments to boards and commissions (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A.)

There were no consideration of appointments to boards and commissions.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3483

Item 86: An ordinance amending Section 8-1.5 of CHAPTER 8, BOARDS AND COMMISSION, of the Dallas City Code, as amended; authorizing the City Council to waive, after a review of specific circumstances, the maximum term limits established by Section 8-1.5 for city board members; waiving the application of those maximum term limits to permit the appointment of Mr. Kelly Bishop to the Board of Adjustment for a fifth consecutive two-year term; providing a saving clause; providing a severability clause; and providing an effective date (Councilmembers Lipscomb, Hill, Chaney, Thornton-Reese, and Greyson)

The city secretary announced that Councilmember Blumer had deferred consideration of consent agenda item 86 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3484

Item 87: Authorize the sale by quitclaim deed of an unimproved property located at 2539 Ingersoll Street, acquired by the taxing authorities from a Sheriff's Sale, to either Candido Ramirez or Francisco Javier Rodriguez and Roselia P. Rodriguez, who submitted tie bids - Revenue: \$4,500

In accordance with Section 271.901 of the Texas Local Government Code, the successful bidder in each case would be selected by casting lots, in the form of a drawing.

The city secretary announced that the name of the tying bidders had been placed in a sealed envelope. Mayor Kirk drew the name of the winning bidder from the two names in the envelope.

The city secretary announced the successful bidders, as determined in the drawing, was:

Francisco Javier Rodriguez and Roselia P. Rodriguez

Councilmember Loza moved the sale by quitclaim deed of an unimproved property to Francisco Javier Rodriguez and Roselia P. Rodriguez, the low bidder as determined from the proposals of the bidder and by the drawing to break the tie.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3485

Item 88: Authorize hardship relief for Millwee Outdoor Advertising for property at 5445 E. Mockingbird Lane, east of Central Expressway from the citywide moratorium on the acceptance of applications for detached non-premise sign permits (Resolution No. 991883, adopted by the City Council on June 9, 1999 and amended by Resolution No. 992866 on September 8, 1999) - Financing: No cost consideration to the City

Councilmembers Mallory Caraway and Walne announced that they had a conflict of interest and would abstain from voting or participating in any discussion. Councilmembers Mallory Caraway and Walne left the city council chamber.

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Lipscomb.

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

Mayor Kirk declared the motion adopted on a divided voice vote with Greyson voting "No." (Mallory Caraway; Walne abstaining)

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3486

Item 89: An ordinance amending the Dallas Development Code Section 51A-5.101 of Chapter 51A to amend the Flood Plain Regulations to include changes and additions to meet federal criteria, new definitions, and an additional technical requirement - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the amendment:

- John Wilson, 12031 Shirestone Ln., representing Intervest
- William Cothrum, 500 S. Ervay St.
- Anna Albers, 201 N. Edgefield Ave., representing Citizens For A Safe Environment
- Kirk Williams, 5400 Renaissance Towers, representing Muscovy Joint Ventures
- Jim Riggert, 6622 Northport Dr.

Councilmember Finkelman moved to pass the ordinance with the following changes, that a three year time period extension be approved by the director of public works and transportation under the existing permitted process, and those permits that were granted prior to October 11, 1996 be given until December 31, 2001.

Motion seconded by Councilmember Lipscomb.

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

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

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 24085.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3487

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
- Albert, et al. v. City of Dallas, Cause No. 199-697-94
- Hill, et al v. City of Dallas, Cause No. 95-00975-F
- Willis, et al. v. City of Dallas, Cause No. 199-200-95
- Barber, et al v. City of Dallas, Cause No. 199-624-95
- Parker, et al. v. City of Dallas, Cause No. 1-95-107
- Martin, et al v. City of Dallas, Cause No. 1-95-506
- Carlos Jackson and Dana Jackson v. City of Dallas; Civil Action No. 3:96-CV-0390-R
- Lee A. Bush v. City of Dallas; Civil Action No. 3:98-CV-0365-H

A closed session was held as authorize by Chapter 551, OPEN MEETINGS, of the Texas Open Meetings Act) to discuss the following matters:

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

- City of Fort Worth, Texas and American Airlines, Inc. v. City of Dallas, et al., Cause No. 48-171109-97
- AT&T Communications of the Southwest, Inc. v. City of Dallas, Cause No. 3-98-CV-003-R;
- Albert, et al. v. City of Dallas, Cause No. 199-697-94

No other matters were discussed the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

October 27, 1999

99-3488

Addendum addition 1: Authorize payment of annual fees and continuation of arrangements for providing specialized municipal-related services to the City - North Central Texas Council of Governments (\$106,880), Public Technology, Inc. (\$27,500), National League of Cities (\$25,287), Texas Municipal League (\$37,459), United States Conference of Mayors (\$22,235), Arts District Management Association (\$30,000), and Dallas Regional Mobility Coalition (\$37,500) - \$286,861 - Financing: Current Funds

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3489

Addendum addition 2: Authorize a professional services contract with Huitt-Zollars, Inc. to provide engineering services for the design of 48-inch water transmission mains in Meandering Way from Belt Line Road to North of La Bolsa Drive and in La Cosa Drive from Meandering Way to Hillcrest Road - \$355,685 - Financing: Water Utilities Capital Improvement Funds

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmembers Lipscomb and Blumer and unanimously adopted.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3490

Addendum addition 3: An ordinance amending Chapter 27 of the Dallas City Code to define terms; to provide and revise requirements, procedures, standards, policies, powers and duties, and enforcement remedies relating to the Urban Rehabilitation Standards Board; and to clarify the Director of Code Compliance's authority and duties relating to the Board and to the enforcement of the City's minimum Urban Rehabilitation Standards - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Salazar moved to pass the ordinance.

Motion seconded by Councilmember Greyson and unanimously adopted.

Assigned ORDINANCE NO. 24086.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3491

Addendum addition 4: An ordinance abandoning a storm sewer easement, portions of Hugo, Clark and Ellis Streets and two alleys to Gables Realty Limited Partnership, the abutting owner, containing approximately 25,027 square feet of land, located between State and Thomas Streets, providing for the dedication of approximately 25,091 square feet of land needed for street right-of-way and park purposes, and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee

Councilmember Forsythe Lill moved to pass the ordinance.

Motion seconded by Councilmember Loza and unanimously adopted.

Assigned ORDINANCE NO. 24087.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3492

Addendum addition 5: Authorize Supplemental Agreement No. 3 to the professional services contract with the consulting economists firm of Ruhter & Reynolds, Inc., (formerly known as Sartain & Co., Inc.) for additional economic consulting services necessary in the lawsuit, styled Albert, et al. v. City of Dallas, Cause No. 199-697-94; Hill, et al. v. City of Dallas, Cause No. 95-00975-F; Willis, et al. v. City of Dallas, Cause No. 199-200-95; Barber, et al. v. City of Dallas, Cause No. 199-624-95; Parker, et al. v. City of Dallas, Cause No. 1-95-107; and Martin, et al. v. City of Dallas, et al., Cause No. 1-95-506; and any other proceedings relating to the subject matter of this litigation, in an amount not to exceed \$120,000, increasing the original contract and supplemental agreement total from \$90,000 to \$210,000 - Financing: Current Funds

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3493

Addendum addition 6: Authorize an amendment to Resolution No. 99-3349, imposing a moratorium on the issuance of demolition permits for any structure in a historic overlay district or for demolition of any structure for which the historic designation process has been initiated, to allow issuance of a demolition permit if the application for that permit was approved by the Landmark Commission before October 13, 1999, specifically to allow a permit to be issued for the demolition and reconstruction of the Exhibition Hall portion of the Tower Building at Fair Park - Financing: No cost consideration by the City

Councilmember Chaney moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

October 28, 1999 9:30 am
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3494

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).

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, OCTOBER 27, 1999

EXHIBIT C

October 28, 1999 9:30 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, OCTOBER 27, 1999

99-3400

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]

CORRECTION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3474

Item 72: Public Hearing - THOROUGHFARE PLAN AMENDMENT

A public hearing was called to receive citizen comments on to authorize an amendment to the Thoroughfare Plan to delete Knoxville Road from Shelley Boulevard to Jefferson Boulevard and Shelley Boulevard from Duncanville Road to Knoxville Road and an ordinance implementing the changes - Financing: No cost consideration to the City.

The following addressed the city council regarding the Thoroughfare Plan Amendment:

-- Bill Dahlstrom, 1445 Ross Ave., representing the applicant

~~Councilmember Miller moved to close the public hearing and pass the ordinance.~~ Councilmember Miller moved to close the public hearing and to follow staff's recommendation to delete Knoxville Road from Keeneland Parkway, to Shelly Blvd., and retain Shelly Blvd. from Walton Walker Blvd. to Knoxville Road and pass the ordinance.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk absent when vote taken)

Assigned ORDINANCE NO. 24078.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 27, 1999

99-3485

Item 88: Authorize hardship relief for Millwee Outdoor Advertising for property at 5445 E. Mockingbird Lane, east of Central Expressway from the citywide moratorium on the acceptance of applications for detached non-premise sign permits (Resolution No. 991883, adopted by the City Council on June 9, 1999 and amended by Resolution No. 992866 on September 8, 1999) - Financing: No cost consideration to the City

Councilmembers Mallory Caraway and Walne announced that they had a conflict of interest and would abstain from voting or participating in any discussion. Councilmembers Mallory Caraway and Walne left the city council chamber.

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Lipscomb.

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

Mayor Kirk declared the motion adopted on a divided voice vote, with Greyson voting No. (Mallory Caraway; Walne abstaining)

October 28, 1999 9:30 am
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