

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 19, 2000

00- 0330

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

PRESENT: [12] Kirk, Poss, Salazar, Loza, Miller, Hill, Chaney, Walne, Finkelman,
Greyson, Blumer, Forsythe Lill
ABSENT: [3] Thornton Reese, Mallory Caraway, Lipscomb

The meeting was called to order at 9:35 a.m.

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

The invocation was given Gail Thomas, Dallas 2000 Celebration.

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 2:49 p.m.

Mayor

ATTEST:

Assistant 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, JANUARY 19, 2000

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 19, 2000

EXHIBIT B

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0331

Special Presentations

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

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0332

OPEN MICROPHONE

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

OPEN MICROPHONE - BEGINNING OF MEETING:

SPEAKER: Steven Meeks, 1700 W. Lakeview Dr.
REPRESENTING: CPAC Committee **CANCELED**
SUBJECT: CPAC Area C

SPEAKER: Fahim Minkah, 7106 Nandina Dr. **NO SHOW**
SUBJECT: Delays in demolition of 2965 and 3005 E. Ledbetter.

SPEAKER: Dewayne Dallas, 6266 St. Albans Dr.,
SUBJECT: Dallas City Government / Public Betrayal
(Dallas Love Field an example)

OPEN MICREPHONE – END OF MEETING:

SPEAKER: Jewel Floyd, 3815 Myrtle St. **CANCELED**
SUBJECT: Corruption: City / Government / Sam Lindsay / Jerry Buchmeyer/
Chief Bolton / Ron Kirk / Rollins / James Marsh / Leo Chaney

SPEAKER: William Hopkins, 2011 Leath St. **NO SHOW**
SUBJECT: Corruption: Henry Wade Jr. / KKK / Southwest Station / DISD / FBI

SPEAKER: Jimmy Lee, P. O. Box 4994 **NO SHOW**
SUBJECT: Denied compensation / URSB

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0333

Agenda 1: Approval of Minutes of the January 5, 2000 City Council Meeting

The assistant city secretary stated that the minutes of the City Council Briefing agenda for January 5, 2000, were not ready for approval.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0334

00-0335

Agenda item 2: Consideration of appointments to boards and commissions (Closed Session, if necessary, Personnel, Sec. 551.074 T.O.M.A.)

The assistant 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 January 19, 2000.

The assistant city secretary noted that the report indicated nominees and renominees for individual appointments cleared for council action that 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 commissions of the city for the term ending August 31, 2001.

Motion seconded by Councilmember Walne and unanimously adopted

Mayor Pro Tem Poss moved to appoint George L. Allen, Jr., to the Civil Service Board and Warren L. Rutherford to the Reinvestment Zone Three Board (Oak Cliff Gateway).

Motion seconded by Finkelman and unanimously adopted

Deputy Mayor Pro Tem Salazar moved to appoint Sylvana Alonzo as Vice Chair to the Cultural Affairs Commission.

Motion seconded by Councilmember Hill.

Councilmember Miller moved to appoint Dan Wiser as Vice Chair of the Cultural Affairs Commission.

Motion seconded by Councilmember Lill.

Deputy Mayor Pro Tem Salazar moved to postponed vote for Vice Chair of the Cultural Affairs Commission for two weeks.

Motion seconded by Councilmember Hill.

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BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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00-0335

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

Voting Yes: [8] Poss, Salazar, Loza, Hill, Chaney, Walne, Finkelman, Lill
Voting No: [4] Kirk, Greyson, Blumer, Miller
Absent: [3] Thornton Reese, Mallory Caraway, Lipscomb

Mayor Kirk declared the motion adopted.

Councilmember Finkelman moved to appoint Victoria Green Clow as Vice Chair of the Landmark Commission.

Motion seconded by Councilmember Lill and unanimously adopted

Councilmember Hill moved to appoint Dwaine Caraway as Vice Chair of the Park and Recreation Board.

Motion seconded by Deputy Mayor Pro Tem Salazar.

Mayor Kirk announced the city council would convene in executive session to consult with the City Attorney on the issue of the Vice Chair nominee to the Park and Recreation Board.

An executive session was held in accordance with Chapter 551.074 T.O.M.A (Texas Open Meetings Act)

Later in the meeting Councilmember Hill moved to appoint Dwaine Caraway as Vice Chair of the Park and Recreation Board.

Motion seconded by Councilmember Chaney

After discussion, Mayor Pro Tem Poss called the vote on the motion:

Voting Yes: [9] Poss, Salazar, Loza, Hill, Chaney, Walne, Finkelman, Greyson, Lill
Voting No: [2] Miller, Blumer
Absent: [3] Thornton Reese, Mallory Caraway, Lipscomb
Absent When Vote Taken [1]: Kirk

Mayor Pro Tem Poss declared the motion adopted on a divide vote.

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BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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00-0335

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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 boards and commissions of the city for the term ending August 31, 2001.

Motion seconded by Councilmember Walne and unanimously adopted.

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

| | | |
|---------|-----|---|
| 00-0348 | ASC | Animal Shelter Commission |
| 00-0349 | CSB | Civil Service Board |
| 00-0350 | | Board officers |
| 00-0351 | CDC | Community Development Commission |
| 00-0352 | RZ3 | Reinvestment Zone Three Board (Oak Cliff Gateway) |

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0336

CONSENT AGENDA

The consent agenda, consisting of agenda items 3-8, was presented for consideration.

Mayor Pro Tem Poss moved to approve all items on the consent agenda with the exception of agenda item 5 which would be considered later in the meeting.

Motion seconded by Councilmember Walne and unanimously adopted. (Thornton Reese, Mallory Caraway, Lipscomb absent)

Councilmember Hill requested that consent agenda item 5 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 5 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Hill's request.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0337

Item 3: Authorize professional services contracts with 2 consulting firms for the engineering design of 1 thoroughfare project and 3 reconstruction projects - \$117,275 - Financing: 1995 Bond Funds (\$34,620), 1998 Bond Funds (\$77,655), Water Utilities Capital Construction Funds (\$5,000)

Approved as part of the consent agenda.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0338

Item 4: Authorize a contract for the construction of drainage improvements on Throckmorton Street and Reagan Avenue - Linder-Stahl Construction Co., lowest responsible bidder of three - \$982,198 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0339

Item 5: Authorize (1) a contract for the construction of water and wastewater main replacements in Grovecrest Drive, Hawthorne Avenue, Hall Street and Alley between Jefferson Boulevard and Ewing Avenue, and (2) the establishment of a restricted fund in the Water Utilities Construction Program for service installations at various locations - Atkins Bros. Equipment Co., Inc., lowest responsible bidder of five - \$4,196,454 - Financing: Water Utilities Capital Improvement Funds

Councilmember Hill requested that consent agenda item 5 be considered as an individual item. Mayor Kirk stated that consent agenda item 5 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Hill's request.

Later in the meeting, agenda item 5 was brought up for consideration.

Councilmember Hill moved to defer the item until the January 26, 2000 agenda meeting of the city council.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted. (Thornton Reese, Mallory Caraway, Lipscomb absent)

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0340

Item 6: Authorize (1) an increase in the contract with Oscar Renda Contracting, Inc. for removal of trash and debris in Sunset Bay for the White Rock Lake Dredging Project in the amount of \$262,000, from \$13,965,720 to \$14,227,720 and (2) increase appropriations in the White Rock Lake Improvement Fund in the amount of \$262,000 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0341

Item 7: Authorize acquisition from Texas Utilities Electric Company (TXU), of water main easements containing approximately 48,256 square feet of unimproved land, located parallel to TXU's right-of-way, from Beltline Road to La Bolsa Drive, for the Meandering Way Transmission Water System project - \$132,725 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0342

Item 8: Authorize Supplemental Agreement No. 1 to the professional services contract with Diversified Utility Consultants, Inc. to provide additional analyses on TXU - \$11,000, from \$25,000 to \$36,000 - Financing: Current Funds (to be fully reimbursed by TXU Gas and Electric)

Approved as part of the consent agenda.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0343

Briefing: A. Trinity River Project Master Implementation Plan

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0344

Briefing: B. Air Quality Status Update

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0345

Item 9: Authorize adoption of the Texas Clean Air Working Group statement of common issues to ensure that the TNRCC and local areas are working in partnership to attain and maintain the federal ozone standard for Texas - Financing: No cost consideration to the City

Councilmember Finkelman moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted. (Thornton Reese, Mallory Caraway, Lipscomb absent)

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0346

Item 10: Authorize acceptance of the request of the Health, Youth, and Human Services Council Committee to endorse and support the Texas Natural Resource Conservation Commission recommended control strategies for the State Implementation Plan - Financing: No cost consideration to the City

Councilmember Finkelman moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted. (Thornton Reese, Mallory Caraway, Lipscomb absent)

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2000

00-0347

Closed Session

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

- Debra Walker, et al. v. HUD, et al
- City of Fort Worth, Texas and American Airlines, Inc. v. City of Dallas, Texas et al., Cause No. 48-171109-97
- Continental Airlines, Inc. and Continental Express, Inc.v. City of Dallas, Texas and City of Fort Worth, Texas, et al., Cause No. 3:98-CV-1187-R (consolidated with City of Dallas, Texas v. Department of Transportation, et al., Cause No. 3:97-CV-2734-R)
- Ozark Airlines, Inc. v. City of Dallas, Texas,
U.S. Department of Transportation - FAA Complaint
- U.S. Department of Transportation Love Field Service Interpretation Proceeding,
Docket No. OST-98-4363
- DFW Airport Bond Financing
- 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
- City of Dallas, et al v. James C. Curry, et al.;
Docket No. 94-07642-K
- Chris A. Bryant v. City of Dallas and Dallas County Heritage Society, Cause No. 3:98-CV-0192-R
- Showcase Chevrolet, Claim No. 95-101006793-005
- Quita P. Brown v. City of Dallas, Cause No. 97-05548-M
- City of Dallas v. James C. Currey and Flowerdale, L.L.C. v. Lamer Nealy; Cause No. 94-07642-K
- Jill Muncy, Pamela Walt, Donald Whitten, and Douglas Kowalski v. City of Dallas, Texas, and Chief of Police Terrell Bolton, in His Individual and Official Capacities, Civil Action Number 3:99-CV-2960-X

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BRIEFING MEETING OF THE DALLAS CITY COUNCIL

00-0347

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A closed session was held as authorized 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.)

- Albert, et al. v. City of Dallas, Cause No. 199-697-94
- City of Dallas, et al v. James C. Curry, et al.;
Docket No. 94-07642-K
- Showcase Chevrolet, Claim No. 95-101006793-005
- Quita P. Brown v. City of Dallas, Cause No. 97-05548-M
- City of Dallas v. James C. Currey and Flowerdale, L.L.C. v. Lamer Nealy; Cause No. 94-07642-K

No other matters were discussed during the closed session.

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CITY OF DALLAS, TEXAS