

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 26, 2000

00-0370

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

PRESENT: [13] Poss, Salazar, Loza, Miller, Thornton Reese, Hill, Mallory Caraway,
Chaney, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
ABSENT: [2] Kirk absent on city business; Lipscomb absent

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

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

The invocation was given by Rev. Stan Copeland, senior pastor, Lovers Lane United Methodist Church.

The meeting agenda, which was posted in accordance with Chapter 551, "OPEN MEETINGS," of the Texas Government Code, was presented.

After all business properly brought before the city council had been considered the city council adjourned at 3:58 p.m.

Mayor Pro Tem

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.

2/03/00 3:07 PM
G:\00MIN\CC012600.WPD

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 26, 2000

EXHIBIT A

2/03/00 3:07 PM
G:\00MINCC012600.WPD

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 26, 2000

EXHIBIT B

2/03/00 3:07 PM
G:\00MINCC012600.WPD

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0371

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:	Beverly Jo Stevens-Elm	NO SHOW
SUBJECT:	Auto pound/Mistreatment of dogs	
SUBJECT:	Dwaine Caraway, 1934 Argyle Ave.	CANCELED
SPEAKER:	Thanks	
SPEAKER:	Deborah Warren, 4144 N. Central Expwy.	CANCELED
REPRESENTING:	Dallas Municipal Employee Association	
SUBJECT:		
SPEAKER:	Gerald Askew, 4144 N. Central Expwy.	NO SHOW
REPRESENTING:	Dallas Municipal Employee Association	
SUBJECT:	Introduction to the Council	

OPEN MICROPHONE - END OF MEETING:

SPEAKER:	Jurline Hollins, 2832 Marjorie Ave.	
SUBJECT:	Taxation without representation	
SPEAKER:	William Hopkins, 2011 Leath St.	
SUBJECT:	Corruption: President Clinton/KKK/Governor G. Bush/RSR Lead Smelter/Joe Kendall/Al Lipscomb	
SPEAKER:	Nealy Blackman, 4144 N. Central Expwy.	
REPRESENTING:	Dallas Municipal Employee Association	
SUBJECT:	Introduction to the Council	

2/03/00 3:07 PM
G:\00MIN\CC012600.WPD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

00-0371

Page 2

SPEAKER: Zachry Guthrie, 4144 N. Central Expwy.
REPRESENTING: Dallas Municipal Employee Association
SUBJECT: Introduction to the Council

SPEAKER: Juanita Carter, 4144 N. Central Expwy.
REPRESENTING: Dallas Municipal Employee Association
SUBJECT: Introduction to the Council

SPEAKER: Minnie Henderson, 4144 N. Central Expwy. **NO SHOW**
REPRESENTING: Dallas Municipal Employee Association
SUBJECT: Introduction to the Council

SPEAKER: Jewel Floyd, 3815 Myrtle St.
SUBJECT: Treatment and Rules: City Council/Government/Chief Bolton
Ron Kirk/Judge Buchmeyer/Sam Lindsey

SPEAKER: Jimmy Lee, P.O. Box 4994 **NO SHOW**
REPRESENTING: Relief In The Community
SUBJECT: Dear Mr. City Manager/URSB

SPEAKER: Leonard Cain, 10025 Shoreview Rd.
SUBJECT: Thy Wishful Master, Pray for Mr. Lipscomb/Cold weather and rain

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0372

Item 1: Approval of Minutes

The minutes of the voting agenda meeting of January 12, 2000, were presented for approval.

Councilmember Finkelman moved to approve the minutes.

Motion seconded by Councilmember Loza and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

2/03/00 3:07 PM
G:\00MIN\CC012600.WPD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0373

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-46, was presented for consideration.

The city secretary announced that the city manager had deleted agenda item 15 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Miller requested that consent agenda items 10, 34, 35, 37, 38, 39, 41, 43 and 44 be considered as individual items. Mayor Pro Tem Poss stated that consent agenda items 10, 34, 35, 37, 38, 39, 41, 43 and 44 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Miller's request.

Councilmember Finkelman requested that consent agenda item 10 would be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 10 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Finkelman's request.

Councilmember Thornton Reese requested that consent agenda item 12 would be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 12 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Thornton Reese' request.

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

Councilmember Forsythe Lill requested that consent agenda item 41 would be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 41 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

Councilmember Walne requested that consent agenda items 42 and 45 would be considered as individual items. Mayor Pro Tem Poss stated that consent agenda items 42 and 45 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Walne's request.

2/03/00 3:07 PM
G:\00MIN\CC012600.WPD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0373

Councilmember Loza moved to approve all items on the consent agenda with the exception of agenda item 15 which had been deleted, and agenda items 10, 12, 17, 34, 35, 37, 38, 39, 41, 42, 43, 44 and 45 would be considered later in the meeting.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

2/03/00 3:07 PM
G:\00MIN\CC012600.WPD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0374

Item 2: Authorize a professional services contract with Armstrong Berger, Inc., to provide design services for development of a site master plan including demolition, lighting, walks, play equipment, landscaping and irrigation at Overlake Park - \$22,385 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0375

Item 3: Authorize (1) a contract for the landscaping at the Women's Museum: An Institute for the Future at Fair Park - Edwards Enterprises, lowest responsible bidder of five and (2) assignment of the contract to the Women's Museum: An Institute of the Future - \$98,886 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0376

Item 4: Authorize a contract for the installation of diesel exhaust systems at existing fire stations - Air Cleaning Technologies, Inc., lowest responsible bidders of three - \$574,784 - Financing: 1995 Bond Funds (\$499,784), Aviation Capital Construction Funds (\$75,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0377

Item 5: Authorize Supplemental Agreement No. 6 to the contract with Oglesby-Greene, Inc., to provide additional architectural and engineering design and construction administration services for exterior wall repairs and HVAC equipment repairs at the Hall of State, Fair Park - \$23,786, from \$79,776 to \$103,562 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0378

Item 6: Authorize an increase in the contract with Riverway Contractors and Management, Inc., to provide miscellaneous modifications for parking and trail improvements at Bachman Lake Park - \$37,268, from \$466,920 to \$504,188 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0379

Item 7: Authorize Supplemental Agreement No. 1 to the contract with AAE Architects, Inc., for the design development through construction administration phases for a senior center at Marcus Park - \$53,900, from \$27,828 to \$81,728 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0380

Item 8: Authorize Supplemental Agreement No. 1 to the contract with BCI Architects to provide design services for Phase II improvements at Arcadia Park Recreation Center - \$25,000, from \$19,950 to \$44,950 - Financing: 1999-00 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0381

Item 9: Authorize an increase in the contract with Gibson and Associates, Inc. for the construction of miscellaneous items associated with the realignment of the proposed box culvert on McKinney Avenue from Pearl Street to Oak Grove Avenue - \$119,537, from \$4,756,594 to \$4,876,131 - Financing: 1985 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0382

Item 10: Authorize settlement in lieu of proceeding further in condemnation of Dempsey Pilcher for approximately 4 acres of land improved with a vacant residential structure, barn and shed, for the expansion of Arcadia Park, located at the intersection of South Arcadia Drive and Tatum Avenue - \$76,250 - Financing: 1985 Bond Funds

Councilmembers Miller and Finkelman requested that consent agenda item 10 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 10 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Miller and Finkelman's request.

Later in the meeting, agenda item 10 was brought up for consideration.

Councilmember Miller moved to approve the item.

Motion seconded by Councilmember Blumer.

Councilmember Finkelman asked Councilmember Miller if she would accept a friendly amendment to her motion to require other uses from other departments in the city to compensate the Park Department for use of park land if those uses would preclude the use of that land as park originally intended.

Councilmember Miller accepted the amendment as part of her motion. Councilmember Blumer who seconded the original motion, also accepted the amendment.

Later in the meeting, Councilmember Miller moved to amend her motion with the following change:

“That we are acquiring land for park purposes only and that if water utilities would like to use park property in the future and would come back to council for separate consideration.”

Motion seconded by Councilmember Blumer and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0383

Item 11: Authorize a three-year lease agreement with Dallas County Hospital District d/b/a Parkland Health & Hospital District for approximately 200 square feet of medical office space located at 1400 N. Westmoreland Road to be used as a Women, Infants and Children clinic for the period January 15, 2000 through January 14, 2003 - \$171 per month, for a total of \$2,052 annually - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0384

Item 12: Authorize a three-year lease agreement with Dallas County Hospital District d/b/a Parkland Health & Hospital District for approximately 171.5 square feet of medical office space located at 303 N. Overton Road to be used as a Women, Infants and Children clinic for the period January 15, 2000 through January 14, 2003 - \$147 per month, for a total of \$1,764 annually - Financing: Texas Department of Health Grant Funds

Councilmember Thornton Reese requested that consent agenda item 12 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 12 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Thornton Reese request.

Later in the meeting, agenda item 12 was brought up for consideration.

Councilmember Thornton Reese moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0385

Item 13: Authorize a three-year lease agreement with Dallas County Hospital District d/b/a Parkland Health & Hospital District for approximately 984 square feet of medical office space located at 9202 Elam Road to be used as a Women, Infants and Children clinic for the period January 15, 2000 through January 14, 2003 - \$834 per month, for a total of \$10,008 annually - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0386

Item 14: Authorize a three-year lease agreement with Dallas County Hospital District d/b/a Parkland Health & Hospital District for approximately 726 square feet of medical office space located at 802 Hopkins Street in the City of Garland, Texas, to be used as a Women, Infants and Children clinic for the period January 15, 2000 through January 14, 2003 - \$615 per month, for a total of \$7,380 annually - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0387

Item 15: Authorize renewal of a three-year lease agreement with Dallas Metro Care Services, formerly known as Dallas County Mental Health/Mental Retardation for 762 square feet of space located in the Core Services Building at the Martin Luther King, Jr. Community Center - February 1, 2000 - January 31, 2001: \$7,080; February 1, 2001 - January 31, 2002: \$7,152; February 1, 2002 - January 31, 2003: \$7,239 - Revenue: \$21,471

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0388

Item 16: Authorize the sale of five single-family residential properties to the highest bidders, acquired by the cities of Dallas and Fort Worth in connection with the D-FW International Airport Noise Mitigation Program for the new runway expansion project - Revenue: \$318,973 - proceeds to be retained in the D-FW International Airport Noise Mitigation Program (no cost or revenue consideration to the City)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0389

Item 17: An ordinance abandoning an alley to 2903 St. Louis Partners, Ltd., Opus Fortunatus, Ltd., L. Ray Lawson and Bess McFadden Sanders, Co-Trustees under Mary Bess McFadden Trust, and Must-Bon Realty Company, the abutting owners, containing 11,163 square feet of land, located near the intersection of St. Louis Street and Malcolm X Boulevard, and authorizing the quitclaim - Revenue: \$56,931 plus the \$20 ordinance publication fee

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

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

Councilmember Loza moved to defer the item until the February 9, 2000 voting agenda meeting of the city council.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0390

Item 18: Authorize a thirty-six-month contract for auctioneer services with the lowest responsible bidder of three - Lone Star Auctioneers, Inc. - Financing: Current Funds (5.49% or 19.98% depending on commodity, \$4,510,525 - FY00 estimated revenue) commission on gross sales per auction (excluding taxes)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0391

Item 19: Authorize the purchase of tractors and tractor mowers for Dallas Love Field and Redbird Airports with the lowest responsible bidders of two - Dallas Ford New Holland, Inc. and Four Brothers Ford Tractor - Not to exceed \$99,081 - Financing: Aviation Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0392

Item 20: Authorize a thirty-six-month price agreement for rental of dust mops, shop towels and safety mats with the lowest responsible bidder of two - Chuck Howley Uniform Rental - Not to exceed \$141,475 - Financing: Current Funds (\$33,487), Aviation Current Funds (\$14,427), and Convention and Event Services Current Funds (\$93,561)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0393

Item 21: Authorize a thirty-six-month price agreement for janitorial services at eight Women, Infants and Children clinics with the lowest responsible bidders of two - Andrews Building Service and General Building Maintenance - Not to exceed \$189,180 - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0394

Item 22: Authorize a twenty-four-month price agreement for irrigation parts and supplies with the lowest responsible bidders of four - Longhorn, Inc.; Professional Turf Prod. of TX., Inc.; Wickham Supply, Inc.; Pipe 'N Heads - Not to exceed \$735,907 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0395

Item 23: Authorize a seventy-two-month price agreement for elevator maintenance services for the Cotton Bowl and the Old Mill Inn at Fair Park with the lowest responsible bidder of three - A & F Elevator Company, Inc. - Not to exceed \$263,825 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0396

Item 24: Authorize a twenty-four-month price agreement for reinforced concrete pipe with the only bidder - Hanson Concrete Products - Not to exceed \$65,563 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0397

Item 25: Authorize a twenty-four-month price agreement for pipeline internal joint seals with the lowest responsible bidder of three - Lineal Industries, Inc. - Not to exceed \$1,584,350 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0398

Item 26: Authorize a thirty-six-month price agreement for stainless steel repair clamps with the lowest responsible bidders of three - All-Tex Plumbing Supply, U. S. Filter Distribution Group, and Mueller Co. - Not to exceed \$821,854 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0399

Item 27: Authorize the purchase of four Patterson Pump impellers with the lowest responsible bidder of two - Rotaquip, Inc. - Not to exceed \$54,454 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0400

Item 28: Authorize the repair of two Davis/EMU pumps with the lowest responsible bidder of three - Shermco Industries, Inc. - Not to exceed \$85,000 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0401

Item 29: Authorize the ratification of an emergency purchase for furniture from Executive Desk, Inc. for establishing office services at Sanitation District 4, 8957 Adlora Lane - Not to exceed \$23,150 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0402

Item 30: Authorize the ratification of an emergency repair of three storm water pumps and motors located at Delta Pump Station at 4115 N. Hampton Road, Charlie Pump Station at 600 First Street, and 5200 Second Avenue at Dixon - Flow Products, Inc. dba Johnston Pump Company and Sermco Industries - \$100,000 - Financing: Storm Water Drainage Management Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0403

Item 31: Authorize settlement of a claim filed by Showcase Chevrolet, Claim No. 95-101006793-005 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0404

Item 32: Authorize settlement of a lawsuit, styled Chris A. Bryant v. City of Dallas and Dallas County Heritage Society, Cause No. 3:98-CV-0192-R - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0405

Item 33: Authorize payment of a judgment in the lawsuit, styled Quita P. Brown v. City of Dallas, Cause No. 97-05548-M - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0406

Item 34: A resolution (1) revising membership composition for the Privatization Technical Subcommittee, (2) revising the name to Privatization Subcommittee, and (3) revising the reporting authority to the City Council Business and Commerce Committee - Financing: No cost consideration to the City

Councilmember Miller requested that consent agenda item 34 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 34 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 34 was brought up for consideration.

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0407

Item 35: Authorize a replacement housing payment and disbursement of funds from the Substandard Housing Assistance Repair Demonstration Program for homeowner, Bonnie J. M. Ward, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1999-00 Community Development Grant Funds (\$22,500) and 1998-99 Community Development Grant Funds (\$17,500)

Councilmember Miller requested that consent agenda item 35 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 35 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 35 was brought up for consideration.

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0408

Item 36: Authorize renewal of the City of Dallas' membership in the North Central Texas Regional Certification Agency for the period of January 1, 2000 through December 31, 2000 - Not to exceed \$28,600 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0409

Item 37: An ordinance amending Ordinance Number 24028 approved on September 22, 1999 to apportion the cost of improvements to City-owned property in the Downtown Improvement District; the total cost of the improvements and the assessment roll remain unchanged - \$94,000 - Financing: Current Funds

Councilmember Miller requested that consent agenda item 37 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 37 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 37 was brought up for consideration.

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

Assigned ORDINANCE NO. 24167.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0410

Item 38: Authorize a loan to Mr. Oliver Lomax dba Lomax Funeral Home to provide funding for building and land acquisition located in the South Dallas/Fair Park Trust Fund target area - \$50,000 - Financing: South Dallas/Fair Park Trust Fund

Councilmember Miller requested that consent agenda item 37 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 37 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 38 was brought up for consideration.

Councilmember Chaney moved to approve the item.

Motion seconded by Councilmember Loza.

During debate on Councilmember Chaney's motion, Councilmember Loza moved the previous question.

Motion seconded by Councilmember Forsythe Lill.

Mayor Pro Tem Poss called the vote on Councilmember Loza's motion to end debate and proceed to an immediate vote on the pending question.

Voting Yes:	[10]	Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Walne, Finkelman, Greyson, Forsythe Lill
Voting No:	[2]	Miller, Blumer
Absent:	[2]	Kirk absent on city business; Lipscomb absent

Mayor Pro Tem Poss declared the previous question was ordered as two-thirds of the city council members present had voted in the affirmative.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL
00-0410
Page 2

Mayor Pro Tem Poss then called the vote on Councilmember Chaney's motion.

Voting Yes: [12] Poss, Salazar, Miller, Loza, Thornton Reese, Hill,
Mallory Caraway, Chaney, Walne, Finkelman,
Greyson, Blumer, Forsythe Lill

Voting No: [0]

Absent when vote taken: [1] Finkelman

Absent: [2] Kirk absent on city business; Lipscomb absent

Mayor Pro Tem Poss declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0411

Item 39: Authorize (1) a real property tax abatement agreement with Canlix Investment 38, Ltd. for the purpose of granting a ten-year abatement of 90% of the taxes on added value to the real property for their expansion located within City of Dallas Enterprise Zone One, at 2942 and 2944 North Stemmons Freeway in Dallas, Texas 75247; and (2) a 100% development fee rebate to Canlix Investment 38, Ltd. in an amount not to exceed \$7,035 - Revenue: First year tax revenue estimated at \$2,229; Ten-year tax revenue estimated at \$22,290; (Estimated revenue foregone for 10-year real property abatement \$200,600) - \$7,035 - Financing: Public/Private Partnership Funds

Councilmember Miller requested that consent agenda item 39 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 39 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 39 was brought up for consideration.

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0412

Item 40: Authorize Supplemental Agreement No. 1 to the Interlocal Agreement between the City of Dallas and Dallas County to provide a tenant-based rental assistance program for the hard to reach homeless through December 31, 2000 - \$300,000
- Financing: 1998-99 HOME Investment Partnerships Program Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0413

Item 41: Authorize Supplemental Agreement No. 4 to the Master Agreement with Dallas Youth Services Corps, Inc. to include funding for the provision of minor home repairs from the South Dallas/Fair Park Trust Fund; public improvement and human service projects for the Department of Park and Recreation and the Housing Department as well as various program support services and human services projects for the Department of Environmental and Health Services; and extend the term of the agreement through September 30, 2000 - \$425,559 - Financing: 1999-00 Community Development Grant Funds (\$160,000), South Dallas/Fair Park Trust Fund (\$50,000), and Current Funds (\$215,559)

Councilmembers Miller and Forsythe Lill requested that consent agenda item 41 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 41 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Miller and Forsythe Lill's request.

Later in the meeting, agenda item 41 was brought up for consideration.

The following individuals addressed the city council regarding the Dallas Youth Services Corps Inc.:

Jamie Cox, 2242 Ft. Worth Ave., representing Dallas Youth Services Corps.
Alexis Brisby, 2223 Ramsey St., representing Dallas Youth Services Corps.
Hugh Robinson, 714 Jackson St., representing Dallas Youth Services Corps.
Marciano Martinez, 501 N. Stemmons Frwy., representing Dallas Youth Services Corps.

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0414

Item 42: Authorize acceptance of the 1999 County and Municipal Agency Domestic Preparedness Equipment Support Program Grant Funds from the U.S. Department of Justice, Office of Justice Programs to enhance the capability of the Dallas Fire Department and Police Department to respond to acts of terrorism involving weapons of mass destruction for a 12-month period from November 1, 1999 through October 31, 2000 and execution of the grant agreement - \$300,000 - Financing: 1999 County and Municipal Agency Domestic Preparedness Equipment Support Program Grant Funds

Councilmember Walne requested that consent agenda item 42 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 42 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Walne's request.

Later in the meeting, agenda item 42 was brought up for consideration.

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0415

Item 43: Authorize contracts with cultural organizations for the provision of services to the City through the production of a series of theater and music festivals - Not to exceed \$85,000 - Financing: Current Funds

Councilmember Miller requested that consent agenda item 43 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 43 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 43 was brought up for consideration.

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Chaney and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0416

Item 44: Authorize (1) rescinding the contract with Waste Control Services, now known as Cleanuptexas.com L.P., approved by the City Council on June 24, 1998, pursuant to Resolution Number 98-1874, for a thirty-six-month price agreement for hazardous and non-hazardous material clean-up and disposal services for the Dallas Police Department's Property Room; (2) awarding to Applied Earth Sciences, Inc., the second lowest responsible bidder, for hazardous and non-hazardous disposal services; and (3) the readvertisement for new bids for cleanup of clandestine labs and emergency services for hazardous chemicals - \$105,657 - Financing: Current Funds

Councilmember Miller requested that consent agenda item 44 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 44 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 44 was brought up for consideration.

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0417

Item 45: Authorize acceptance of the 1999 Omnibus Appropriations Local Law Enforcement Block Grant in the amount of \$3,102,200 to provide law enforcement activities and equipment from the U. S. Department of Justice, Bureau of Justice Assistance for a twenty-four-month period, that includes a local match in the amount of \$344,689, and execution of the grant agreement - \$3,446,889 - Financing: 1999 Omnibus Appropriations Local Law Enforcement Block Grant Funds (\$3,102,200) and Current Funds (\$344,689)

Councilmember Walne requested that consent agenda item 45 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 45 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Walne's request.

Later in the meeting, agenda item 45 was brought up for consideration.

Councilmember Walne moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0418

Item 46: Authorize a one-year Interlocal Agreement with Dallas County, Texas, acting through Southwestern Institute of Forensic Sciences at Dallas, for the provision of forensic, toxicological, environmental, and physical evidence analysis and other similar medical/forensic analytical services, provided to the Dallas Police Department and the Dallas Fire Department, for the period of January 1, 2000 to December 31, 2000 - \$1,330,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0419

Public Hearing - City of Dallas Reinvestment Zone No. 50

- Item 47: * A public hearing to receive citizen comments concerning the creation of a reinvestment zone for commercial-industrial tax abatement, to be known as City of Dallas Reinvestment Zone No. 50, located at 2700 South Westmoreland, Dallas, Texas 75237, for the purpose of granting tax abatement on the added value to the tangible personal property to AC Molding Compounds - Financing: No cost consideration to the City
- Item 48: * An ordinance designating property located at 2700 South Westmoreland, in Dallas, Texas 75237, as Reinvestment Zone No. 50 for commercial-industrial tax abatement for the purpose of granting tangible personal property tax abatement to AC Molding Compounds and providing for an effective date - Financing: No cost consideration to the City
- Item 49: * Authorize a tangible personal property tax abatement agreement with AC Molding Compounds for the purpose of granting a ten-year abatement of 90% of the taxes on added value to the tangible personal property for their relocation within City of Dallas Commercial Zone "A", at 2700 Westmoreland Road, Dallas, Texas 75237 - Revenue: First year tax revenue estimated at \$1,468. Ten-year revenue estimated at \$14,680. (Estimated foregone revenue for 10-year tangible personal property abatement \$132,165) - Financing: No cost consideration to the City

The following individuals addressed the city council regarding Reinvestment Zone No. 50:

Moshe Nitzan, (no address given), representing A.C. Molding Compound,
Connecticut
Darwin Gaines, 828 Knot Place
Barbara Bardee, 303 N. Barnett Ave., representing Beverly Hills Neighborhood
Association
William Hopkins, 2011 Leath St.

02/03/00 12:07pm
G:\OOMIN\012600.DOC

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

Councilmember Miller moved to close the public hearing and deny the abatement.

Motion seconded by Councilmember Blumer.

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

Voting Yes:	[7]	Poss, Salazar, Loza, Miller, Finkelman, Greyson, Blumer, Forsythe Lill
Voting No:	[6]	Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Walne
Absent:	[2]	Kirk absent on city business; Lipscomb absent

Mayor Pro Tem Poss declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0420

PUBLIC HEARING – CONSENT ZONING DOCKET

The consent zoning docket, consisting of agenda items 50-57 was presented.

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

~~Agenda item 50: Zoning Case Z989-249/9780-NC(RB)~~ [Considered individually]
~~Agenda item 51: Zoning Case Z989-302/541-NC(RB)~~ [Considered individually]
Agenda item 52: Zoning Case Z989-310/10995-SW(CG)
Agenda item 53: Zoning Case Z989-316/10408-SW(BP)
Agenda item 54: Zoning Case Z989-318/8881-NE(BP)
Agenda item 55: Zoning Case Z990-102/11024-NE(FD)
Agenda item 56: Zoning Case Z990-105/10446-C(FD)
Agenda item 57: Zoning Case Z990-106/6674-C(FD)

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

No one appeared to comment on cases on the consent zoning docket.

Councilmember Loza 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 Deputy Mayor Pro Tem Salazar and unanimously adopted. (Kirk absent on city business; Lipscomb)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0421

Item 50: Zoning Case Z989-249/9780-NC(RB)

The consent zoning docket, consisting of agenda items 50-57, was presented.

Councilmember Blumer requested that consent zoning docket item 50 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 50 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Blumer's request.

Later in the meeting, zoning docket item 50 was brought up for consideration.

A public hearing was called on zoning case Z989-249/9780-NC(RB), an application for an ordinance granting a Planned Development District for MF-2(A) Multifamily District Uses on property currently zoned an MF-1(A) Multifamily District bounded by Northwest Highway, Thackery Street, Bandera Avenue, and Turtle Creek Boulevard.

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

“Condition f (1): for a multifamily use, a minimum of 2.02 parking spaces must be provided for each dwelling unit”

and pass the ordinance, as amended.

Motion seconded by Councilmember Greyson and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

Assigned ORDINANCE NO. 24168.

02/03/00 12:07pm
G:\OOMIN\012600.DOC

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0422

Item 51: Zoning Case Z989-302/541-NC(RB)

The consent zoning docket, consisting of agenda items 50-57, was presented.

Councilmember Finkelman requested that consent zoning docket item 51 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 51 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Finkelman's request.

A public hearing was called on zoning case Z989-302/541-NC(RB), an application for and an ordinance granting a Planned Development District for Community Service Center, Private School, Child-care Facility, Office, Museum, and R-16(A) Single Family District Uses, and an application for and an ordinance granting the termination of Specific Use Permit No. 64 for a Community Center on property currently zoned an R-16(A) Single Family District at the southwest corner of Northaven Road and Valleydale Drive.

(The city plan commission recommended approval of the Planned Development District, subject to a conceptual plan and conditions, and approval of the termination of the Special Use Permit.)

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

Appearing in favor of the city plan commission recommendation:

Jack Kilpatrick, 11124-C Valleydale Dr., representing Park Central Condominium Homeowners Association

William Cothrum, 500 S. Ervay St., representing the Jewish Community Center

Councilmember Finkelman moved to postpone the application until the February 9, 2000 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Loza and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0423

Item 52: Zoning Case Z989-310/10995-SW(CG)

Zoning Case Z989-310/10995-SW(CG), an a City Plan Commission authorized hearing to determine the proper zoning with consideration being given to the granting of a Planned Development District for residential and commercial/retail uses to be known as the "Bottoms" Special Purpose District on property presently zoned a CS Commercial Service District, an IR Industrial Research District and an RR Regional Retail District located east of I-35, South of the Trinity River levee, west of Denley Drive, and north of Hutchins Street.

(The city plan commission recommended approval of a change of zoning to a Planned Development District, subject to conditions.)

Approved as part of the consent zoning docket.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0424

Item 53: Zoning Case Z989-316/10408-SW(BP)

The consent zoning docket, consisting of agenda items 50-57, was presented.

Ray Couch, assistant director of planning, requested that consent zoning docket item 53 be removed from the consent zoning docket, to be called as an individual hearing, in accordance with subparagraph © (2)(B) of Section 51A-4.701 of the development code, council approval of the application would require the favorable vote of three-fourths of all members of the council in that a written protest against the change in zoning had been signed by the owners of 20 percent or more of either the land in the area of the request or land within 200 feet of the area of the request, and the protest had been filed with the director of planning.

Mayor Pro Tem Poss stated that consent zoning docket item 53 would be removed from the consent zoning docket, to be called as an individual hearing, there being no objection voiced to the request.

A public hearing zoning case Z989-316/10408-SW(BP), an application for and an ordinance granting an amendment to and the expansion of Planned Development District No. 507 for a Nursery, garden shop, or plant sales use, an Outside storage (with visual screening) use, and R-7.5(A) Single Family District Uses to include property presently zoned an R-7.5(A) Single Family District on the north side of Wheatland Road, east of South R. L. Thornton Freeway.

(The city plan commission recommended approval.)

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

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

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

Assigned ORDINANCE NO. 24169.

02/03/00 12:07pm
G:\OOMIN\012600.DOC

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0425

Item 54: Zoning Case Z989-318/8891-NE(BP)

Zoning Case Z989-318/8891-NE(BP), an application for and an ordinance granting the renewal of Specific Use Permit No. 1055 for a Community service center and amending the site plan and conditions for Specific Use Permit No. 1055 on property presently zoned an MF-2(A) Multifamily District at the west corner of Laughlin Drive and Avenue Q.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24170.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0426

Item 55: Zoning Case Z990-102/11024-NE(FD)

Zoning Case Z990-102/11024-NE(FD), an application for and an ordinance granting a Planned Development District for a Public School (Aikin Elementary) and R-7.5(A) Single Family District Uses on property presently zoned an R-7.5(A) Single Family District at the southeast corner of Chimney Hill Lane and Pleasant Valley Drive.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24171.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0427

Item 56: Zoning Case Z990-105/10446-C(FD)

Zoning Case Z990-105/10446-C(FD), an application for and an ordinance granting an amendment to the development plan and conditions for Planned Development Subdistrict No. 25 and Planned Development Subdistrict No. 25-Dry for O-2 Office Subdistrict Uses within Planned Development District No. 193, the Oak Lawn Special Purpose District, in order to add a pedestrian skybridge to the Hunt Street side of the existing building at the west corner of Dallas North Tollway (McKinnon Street) and Hunt Street.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24172.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0428

Item 57: Zoning Case Z990-106/6674-C(FD)

Zoning Case Z990-106/6674-C(FD), an application for and an ordinance granting an amendment to the development plan and conditions for Planned Development Subdistrict No. 14 for Assisted Living Facility Uses within Planned Development District No. 193, the Oak Lawn Special Purpose District, in order to add a nursing home as an additional use on the southwest side of Dickason Avenue, northwest of Hood Street.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24173.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0430

00-0431

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

The city secretary distributed a report showing all nominations and renominations received for city board and commission appointments for the 1999-2001 board term updated through January 26, 2000.

The 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.

Councilmember Finkelman 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 Forsythe Lill and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

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

00-0444 CDC COMMUNITY DEVELOPMENT COMMISSION
00-0445 DCT DALLAS COMMUNITY TELEVISION INC.
00-0446 MLK MARTIN LUTHER KING JR. COMMUNITY CENTER BOARD
00-0447 URS URBAN REHABILITATION STANDARDS BOARD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0432

Item 62: Authorize appointment of a City Auditor Nominating Commission for the selection of a City Auditor - Financing: No cost consideration to the City

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Blumer and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0433

Item 63: Authorize an amendment to Resolution 93-4570, by omitting the word "Sports" from the "Policy Statement for Major Sports Celebrations" thereby reading, "Policy Statement for Major Celebrations" - Financing: No cost consideration to the City

Councilmember Walne moved to refer the item back to the Business and Commerce Committee.

Motion seconded by Deputy Mayor Pro Tem Salazar.

Later in the meeting, Councilmember Walne moved to amend his motion and refer the item back to the city council for a full briefing.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0434

Item 64: Authorize hardship relief for Nevin St. Romain with the Millwee Outdoor Advertising on property at 2528 Lyndon B. Johnson Freeway, east of Denton Drive 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 extended by Resolution No. 992866 adopted by the City Council on September 8, 1999, and by Resolution No. 993931 adopted by the City Council on December 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.

Councilmember Finkelman moved to table the item indefinitely.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted. (Mallory Caraway, Walne abstaining; Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0435

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)
- 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 v. James C. Currey and Flowerdale, L.L.C. v. Lamer Nealy; Cause No. 94-07642-K

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 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.

02/03/00 12:07pm
G:\OOMIN\012600.DOC

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0436

Addendum addition 1: Authorize (1) an increase in the contract with Landscapes Unlimited, Inc., to provide additional improvements at Tenison West Golf Course, and (2) a change in the interim financing source from 1995 Bond Funds to Aviation Capital Construction Funds - \$929,474, from \$3,717,898 to \$4,647,372 - Financing: Aviation Capital Construction Funds (to be reimbursed from future Series 2000 Certificates of Obligation and Golf Surcharge Funds)

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0437

Addendum addition 2: Authorize a twelve-month price agreement to provide for tree mitigation for the Tenison West Golf Course renovations, Dallas Zoo, Fair Park, and other public parks with the lowest responsible bidders of three - Southwest Landscape Nursery Co., Forest Hills Lawn Services, and Kennedy Arbor - Not to exceed \$443,546 - Financing: Current Funds (\$407,213) and Reforestation Funds (\$36,333)

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0438

Addendum addition 3: An ordinance repealing and reenacting Chapter 48A of the Dallas City Code to provide and revise certain licensing, permitting, operating, vehicle, equipment, and signage regulations and requirements for nonconsensual vehicle tow service in the city; to increase the maximum fees that may be charged for such vehicle tow service; to make certain nonsubstantive changes; and to provide a penalty of not less than \$200 nor more than \$500 - Financing: No cost consideration to the City

The following individual addressed the city council regarding Chapter 48A:

Randy Johnston, 11417 St. Michaels Dr.

Deputy Mayor Pro Tem Salazar moved to pass the ordinance.

Motion seconded by Councilmember Miller.

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

Mayor Pro Tem Poss declared the motion adopted on a divided voice vote, with Councilmembers Loza and Greyson voting "No". (Kirk absent on city business; Lipscomb absent)

Assigned ORDINANCE NO. 24175.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0439

Addendum addition 4: **Abacus Communications**

- Authorize an application to the Texas Department of Economic Development nominating Abacus Communications, LC, located in City of Dallas Enterprise Zone One at 8001 Stemmons Freeway, Dallas, Texas, to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended (Government Code, Chapter 2303) - \$300 - Financing: Public/Private Partnership Funds

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0440

Addendum addition 5: **Abacus Communications**

- Authorize a business personal property tax abatement agreement with Abacus Communications, LC and Renco Limited for the purpose of granting a ten-year abatement of 90% of the taxes on new business personal property for their new operation located within City of Dallas Enterprise Zone One at 8001 Stemmons Freeway, Dallas, Texas - Business personal property tax revenue: First year tax revenue estimated at \$1,202; Ten-year revenue estimated at \$12,015; (Estimated revenue foregone for 10-year business personal property tax abatement \$108,135) - Financing: No cost consideration to the City

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk absent on city business; Lipscomb absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0441

Addendum addition 6: 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 Loza moved to approve the item.

Motion seconded by Councilmember Finkelman.

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

Voting Yes: [8] Poss, Loza, Miller, Walne, Finkelman, Greyson, Blumer,
Forsythe Lill
Voting No: [5] Salazar, Thornton Reese, Hill, Mallory Caraway, Chaney
Absent: [2] Kirk absent on city business; Lipscomb absent

Mayor Pro Tem Poss declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0442

Addendum addition 7: Authorize an amendment to City of Dallas Intown Housing Program Policy to continue to support existing projects, as well as add new ones, as required by the two-year review period approved by the City Council in the initial Resolution #93-1822 on May 12, 1993, as amended by Resolution #93-4286 on November 17, 1993, as amended by Resolution #96-0279 on January 10, 1996, as amended by Resolution #98-0175 on January 14, 1998, and authorize a two-year extension of the sunset date with a review of the Intown Housing Program Policy two years from the passage of this resolution - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 26, 2000

00-0443

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 councilmember or deleted by the city manager. No later than 5:30 p.m. of the day before each city council meeting, the city secretary shall post a list of all items appearing on the addendum to the agenda that were deferred by a city council member or deleted by the city manager. The lists must be posted adjacent to each entrance to the city council chamber in Room 6 E North. The city secretary shall not include on these lists any item described in Paragraph (a)(1), (2), (3), or (4).

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 26, 2000

EXHIBIT C

02/03/00 12:07pm
G:\OOMIN\012600.DOC

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS