

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, FEBRUARY 9, 2000

00-0550

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

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

ABSENT: [0]

VACANT: [1] Place 8

The meeting was called to order at 9:30 a.m.

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

The invocation was given by Councilmember John Loza.

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 2:17 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.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, FEBRUARY 9, 2000

EXHIBIT A

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, FEBRUARY 9, 2000

EXHIBIT B

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0551

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: Linda Bates, 1311 W. Wheatland Rd.
SUBJECT: Dallas – The City of Unjust lead/Contamination and Corruption

SUBJECT: William Hopkins, 2011 Leath St.
SPEAKER: Corruption: Randy Hampton/SW Station/KKK/FBI

SPEAKER: Marvin Crenshaw, 5134 Malcolm X. Blvd.
SUBJECT: History

SPEAKER: June Gillins, 1478 Autumn Leaves Trl.
REPRESENTING: Singing Hills ACORN
SUBJECT: Purchase of ranch property on Wagon Wheel

OPEN MICROPHONE - END OF MEETING:

SPEAKER: Jewel Floyd, 3815 Myrle St.
SUBJECT: Corruption: KKK/Mary Suhm/Jerry Buchmeyer/Judge kendall
Working with the system Al Lipscomb and Leo Chaney

SPEAKER: Jimmy Lee, P.O. Box 4994 **NO SHOW**
REPRESENTING: Relief In The Communities Inc.
SUBJECT: Denied compensaton/URSB

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

00-0551

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SPEAKER: Jurline Hollins, 2832 Marjorie Ave.
SUBJECT: Taxation without representation

SPEAKER: F.E. Eddie Johnson, 2015 High Hill Blvd.
SUBJECT: City Council pay

NO SHOW

SPEAKER: Gerald Askew, 6248 Oram St.
REPRESENTING: Dallas Municipal Employee Association
SUBJECT: City of Dallas Security Division

NO SHOW

SPEAKER: Claude Yeldell, 1624 S. Corinth St.
SUBJECT: City taxes

NO SHOW

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0552

Item 1: Approval of Minutes

The city secretary stated that the minutes of the voting agenda meeting of January 26, 2000, were not yet complete and would be distributed to the city council for approval at a future meeting.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0553

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-26, was presented for consideration.

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

Councilmembers Miller and Blumer requested that consent agenda items 18, 19 and 22 be considered as individual items. Mayor Kirk stated that consent agenda items 18, 19 and 22 would be considered as individual items later in the meeting, there being no objection voiced to Councilmembers Miller and Blumer's request.

Councilmember Thornton Reese moved to approve all items on the consent agenda with the exception of agenda items 17, 18, 19, 21 and 22 would be considered later in the meeting.

Motion seconded by Councilmember Loza and unanimously adopted. (Place 8 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0554

Item 2: Authorize a professional services contract with J. Vincent Sudds and Associates to provide land surveys for real property projects including capital improvement and private development activities - Not to exceed \$150,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0555

Item 3: Authorize an increase in the contract with Pittman Construction, Inc., for playground relocation at Arlington Park Recreation Center - \$35,437, from \$165,537 to \$200,974 - Financing: 1998-99 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0556

Item 4: Authorize (1) a Participation Agreement between the City of Dallas and MRH Dallas Partners I, Ltd. for adjustments to an existing traffic signal at Dallas Parkway and Trinity Mills Road and (2) increase appropriations in the Street System Facilities Improvement Fund by \$25,000 from \$819,000 to \$844,000 - Financing: 1995 Bond Funds (to be reimbursed by MRH Dallas Partners I, Ltd.)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0557

Item 5: Authorize (1) a Participation Agreement between the City of Dallas and Hines Interests, L.P. for the construction of a traffic signal at Noel Road and Southern Boulevard and (2) increase appropriations in the Street System Facilities Improvement Fund by \$15,000 from \$844,000 to \$859,000 - Financing: 1995 Bond Funds (to be reimbursed by Hines Interests, L.P.)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0558

Item 6: Authorize settlement, in lieu of proceeding further in condemnation, with Union Pacific Railroad Company for acquisition of a water easement containing approximately 35,780 square feet of land, located near the intersection of Hoyle Avenue and Buckner Boulevard - Financing: \$26,800 - Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0559

Item 7: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of 2 unimproved tracts of land containing a total of approximately 3,979 square feet and a temporary pedestrian easement containing approximately 4,690 square feet of unimproved land, located near the intersection of Eastridge Drive and Skillman Street, for Eastridge Drive improvements (list attached) - \$18,296 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0560

Item 8: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from David A. Garcia, of approximately 5,274 square feet of land, for the Ledbetter Branch Channel Improvement project, located near Duncanville Road and Walton Walker Boulevard - \$12,798 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION FO THE DALLAS CITY COUNCIL

February 9, 2000

00-0561

Item 9: A resolution declaring approximately 18,295 square feet of City-owned park land, located at the intersection of Colorado Boulevard and Hampton Road, unwanted and unneeded and authorizing its advertisement for sale by sealed bids at a minimum bid of \$36,000 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0562

Item 10: An ordinance abandoning a portion of Commerce Street to Donald B. Fielding and Paul Finkelstein, the abutting owners, containing approximately 15 square feet of land, located near the intersection of Commerce Street and Browder Street, and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24176.

OFFICIAL ACTION OF THE DALLAS CITY COUCNIL

February 9, 2000

00-0563

Item 11: Authorize the purchase of chlorine and ammonia evaporators for Water Utilities with the only bidder - U S Filter/Wallace & Tiernan, Inc. - Sole Source - Not to exceed \$71,700 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0564

Item 12: Authorize settlement of a lawsuit, styled Mary Lou Rodriguez v. City of Dallas, Cause No. 94-11770-E - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0565

Item 13: Authorize payment of a judgment in a lawsuit, styled Roger L. Burns v. City of Dallas and Aquila Allen, Civil Action No. 3:94-CV-2770-R - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0566

Item 14: Authorize settlement of a motion for attorneys= fees in the lawsuit, styled Debra Walker, et al. v. U. S. Department of Housing and Urban Development, et al, Cause No. 3:85-CV-1210-R - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0567

Item 15: Authorize an increase in the contract with CompuCom Systems, Inc. to purchase upgrades, additional equipment, and software for an office automation system - \$203,742, from \$824,788 to \$1,028,530 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0568

Item 16: Authorize a professional services contract with Amdahl Corporation to perform a City-wide Information Services Needs Assessment - Not to exceed \$787,000 - Financing: 1998 Equipment Acquisition Contractual Obligation Notes

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0569

Item 17: Authorize (1) a public hearing to be held on February 23, 2000 to receive citizen comments concerning the creation of City of Dallas Reinvestment Zone No. 50 at 11240 Petal Street, Dallas, Texas; (2) consideration of an ordinance creating City of Dallas Reinvestment Zone No. 50 on February 23, 2000; and (3) consideration of business personal property tax abatements and development fee rebate on February 23, 2000 with PECO II, Inc. - Financing: No cost consideration to the City

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

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

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

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Walne abstaining; Place 8 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0570

Item 18: **Corral Group, Inc.**

- * Authorize a real property tax abatement agreement with Corral Group, Inc. for the purpose of granting a ten-year abatement of 90% of taxes on added value to the real property related to the development of a new restaurant in City of Dallas Enterprise Zone Two, Dallas, Texas - Revenue: First year tax revenue estimated at \$601; Ten-year tax revenue estimated at \$6,008; (Estimated revenue foregone for ten-year abatement \$54,068) - Financing: No cost consideration to the City

Councilmembers Miller and Blumer requested that consent agenda item 18 be considered as an individual item. Mayor Kirk stated that consent agenda item 18 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Miller and Blumer's request.

Later in the meeting, agenda item 18 was brought up for consideration.

Councilmember Hill moved to approve the item.

Motion seconded by Councilmember Mallory Caraway.

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

Voting Yes:	[11]	Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Finkelman, Greyson, Forsythe Lill
Voting No:	[3]	Miller, Walne, Blumer
Vacant:	[1]	Place 8

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0571

Item 19: **Corral Group, Inc.**

- Authorize an infrastructure cost participation agreement with Corral Group, Inc. in an amount not to exceed 30% of the total contract price of the public infrastructure improvements, or \$5,000, whichever is less, for the purpose of providing infrastructure improvements serving property located within City of Dallas Enterprise Zone Two, Dallas, Texas, payable only after completion of improvements as evidenced by a certificate of occupancy - \$5,000 - Financing: Public/Private Partnership Funds

Councilmembers Miller and Blumer requested that consent agenda item 19 be considered as an individual item. Mayor Kirk stated that consent agenda item 19 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Miller and Blumer's request.

Later in the meeting, agenda item 19 was brought up for consideration.

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted. (Place 8 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0572

Item 20: Authorize acceptance of a grant from the Texas Department of Health for the continuation and enhancement of the City of Dallas Immunization Initiative Program for the period January 1, 2000 through August 31, 2000 - Not to exceed \$169,685 - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0573

Item 21: Authorize Historic Preservation Tax Incentives for 400 South Akard Street, Dallas, Texas (Carrier Center) B Revenue: First year tax revenue at \$0 (Estimated revenue forgone for 10-year abatement - \$649,825)

The following individual addressed the city council regarding the Historic Preservation Tax Incentives:

Catherine Horsey, 2922 Swiss Ave., representing Preservation Dallas

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted. (Place 8 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0574

Item 22: An ordinance amending Chapters 51 and 51A of the Dallas Development Code, to incorporate the 4-Way/All-Way Stop Control Policy; establishing new procedures to permit installation or removal of 4-way/all-way stop signs at residential intersections; and, allowing for appeals of decisions by the Director of Public Works and Transportation, to the City Plan Commission and City Council - Financing: No cost consideration to the City

Councilmembers Miller and Blumer requested that consent agenda item 22 be considered as an individual item. Mayor Kirk stated that consent agenda item 22 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Miller and Blumer's request.

Later in the meeting, agenda item 22 was brought up for consideration.

Councilmember Blumer moved to approve the item with the following change:

“The favorable vote of two-thirds of all members of the city council is required to grant an application that has been recommended for denial by the commission and bring the item back before the city council in a year.”

Motion seconded by Councilmember Finkelman and unanimously adopted. (Place 8 vacant)

Assigned ORDINANCE NO. 24177.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0575

Item 23: Authorize an agreement with the State of Texas acting through the Texas Department of Transportation to provide advance funding for the placement of a concrete cap over an existing Dallas Water Utilities water main to the southbound service road of U.S. 67 at Daniieldale Road in conjunction with the Congestion Mitigation and Air Quality Program - \$18,500 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0576

Item 24: Authorize continued participation in the Water Environment Research Foundation Subscription Program to fund wastewater research for FY 1999-00 - \$63,336 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0577

Item 25: Authorize continued participation in the American Water Works Association Research Foundation Subscription Program to fund drinking water research for FY 1999-00 - \$213,853 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0578

Item 26: Authorize a decrease in the contract with United States Geological Survey relating to the City's water supply reservoirs, collection of water quality and flow data in the Trinity River for Fiscal Year 1998-99 - (\$16,165), from \$84,583 to \$68,418 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0579

Item 27: Public Hearing

A public hearing to receive citizen comments, and Council action on the proposed use of a portion of Boulder Park by Dallas Water Utilities for the installation of a wastewater main - Financing: No cost consideration to the City

No one addressed the city council regarding Boulder Park.

Councilmember Chaney moved to close the public hearing and authorize the use of a portion of Boulder Park by Dallas Water Utilities.

Motion seconded by Councilmember Walne and unanimously adopted. (Place 8 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0580

PUBLIC HEARING – CONSENT ZONING DOCKET

The consent zoning docket, consisting of agenda items 28-32 was presented.

Agenda item 30 was removed from the consent zoning docket, to be called as an individual hearing.

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

Agenda item 28: Zoning Case Z990-112/112029-NW(MB)

Agenda item 29: Zoning Case Z990-113/10744-NE(MB)

~~Agenda item 30: Zoning Case Z990-107/11027-C(RB)~~ [Considered individually]

Agenda item 31: Zoning Case Z990-114/1049-SW(BP)

Agenda item 32: Zoning Case Z990-111/11028-NE(MB)

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 Mayor Pro Tem Poss and unanimously adopted. (Place 8 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0581

Item 28: Zoning Case Z990-112/11029-NW(MB)

Zoning Case Z990-112/11029-NW(MB), an application for and an ordinance granting an MU-2(SAH) Mixed Use Standard Affordable Housing District at the southwest corner of Industrial Boulevard and S. R. L. Thornton Freeway on property presently zoned an IM Industrial Manufacturing District.

(The city plan commission recommended approval of the request.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24178.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0582

Item 29: Zoning Case Z990-113/10744-NE(MB)

Zoning Case Z990-113/10744-NE(MB), an application for and an ordinance granting an LI Light Industrial District west of Buckner Boulevard at Chenault Street on property presently zoned an RR Regional Retail District.

(The city plan commission recommended approval of the request.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24179.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0583

Item 30: Zoning Case Z990-107/1027-C(RB)

Councilmember Forsythe Lill requested that consent zoning docket item 30 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 30 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Forsythe Lill's request.

Later in the meeting, zoning docket item 30 was brought up for consideration

A public hearing was called on zoning case Z990-107/1027-C(RB), an application for and an ordinance granting a Planned Development Subdistrict for O-2 Office Subdistrict uses with retention of the Dry Overlay on property presently zoned an O-2-D Office-Dry Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the south side of Hall Street between Hood Street and Sale Street.

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

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

Councilmember Forsythe Lill moved to postpone consideration of the application until the February 23, 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. (Place 8 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0584

Item 31: Zoning Case Z990-114/11049-SW(BP)

Zoning Case Z990-114/11049-SW(BP), an application for and an ordinance granting a Planned Development District south of Jefferson Boulevard and east of Walton Walker Boulevard for a Country club with private membership and R-7.5(A) Single Family District uses on property presently zoned an R-7.5(A) Single Family District.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24180.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0585

Item 32: Zoning Case Z990-111/11028-NE(MB)

Zoning Case Z990-111/11028-NE(MB), an application for and an ordinance granting a CR Community Retail District at East R.L. Thornton Freeway, east of Hunnicut Road on property presently zoned an LO-1 Limited Office District.

(The city plan commission recommended approval. subject to deed restrictions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE No. 24181.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0586

Item 33: Public Hearing – Zoning Case Z990-104/11026-NC(FD)

A public hearing was called on zoning case Z990-104/11026-NC(FD), an application for and an ordinance granting an R-13(A) Single Family District north of Forest Creek Drive at Parwen Drive on property presently zoned an R-16(A) Single Family District.

(The city plan commission recommended approval of the request.

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

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

Motion seconded by Councilmember Walne and unanimously adopted. (Place 8 vacant)

Assigned ORDINANCE NO. 24182.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0587

Item 34: Public Hearing – Zoning Case Z989-302/541-NC(RB)

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. This application was considered by the City Council at a public hearing on January 26, 2000, and was taken under advisement until February 9, 2000, with the public hearing open.)

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

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

1. That the private school use be limited to kindergarten only with a maximum of 30 classrooms;
2. That the “Transit passenger station or transfer center” use be deleted;
3. That Condition (f), “Off-street parking and loading,” be amended by deleting the wording for existing subparagraph (3) and by adding a new paragraph to read as follows:

“If any parking is constructed in Area B, it must be limited to employee parking, and must be entered through a security gate that is closed when not in operation.”;

4. That a new condition entitled "Special fence" be added to read as follows:

"A 'special fence' must be constructed as shown on the attached development plan. The fence must have no pedestrian openings and only one vehicular access gate for maintenance and emergency purposes, or as set forth in subparagraph (f)(4) above. The special fence must be constructed upon receiving a building permit for any floor area in Area A."

5. That a new condition entitled "Construction vehicles" be added to read as follows:

"No construction vehicles may enter the site from Northaven Road.";

and further that the revised conceptual plan be approved, and that the ordinance be adopted with those changes along with the ordinance terminating Specific Use Permit No. 64.

Motion seconded by Councilmember Walne and unanimously adopted. (Place 8 vacant)

Assigned ORDINANCE NO. 24183 and ORDINANCE NO. 24184.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0588

Item 35: Public Hearing - DEVELOPMENT CODE AMENDMENTS

A public hearing was called on consideration of an amendment to Article VII to revise the voting procedures for amendments to the sign regulations.

(The city plan commission recommended approval of the amendment.

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

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

Motion seconded by Councilmember Chaney and unanimously adopted. (Place 8 vacant)

Assigned ORDINANCE NO. 24185.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0589

00-0590

Item 36: 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 February 9, 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.

Mayor Kirk appointed Alvin Bledsoe, as chair to the City Auditor Nominating Committee.

Councilmember Blumer moved to appoint Robert Stimson as vice chair to the City Auditor Nominating Committee.

Motion seconded by Deputy Mayor Pro Tem Salazar.

Councilmember Chaney moved to appoint Elliott Smith as vice chair to the City Auditor Nominating Committee.

Motion seconded by Councilmember Mallory Caraway.

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

Voting Yes:	[6]	Kirk, Poss, Thornton Reese, Hill, Mallory Caraway, Chaney
Voting No:	[8]	Salazar, Loza, Miller, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
Vacant:	[1]	Place 8

Mayor Kirk declared the motion lost.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL
00-0589
00-0590

Mayor Kirk then called the vote on Councilmember Blumer's motion:

Voting Yes: [10] Kirk, Poss, Salazar, Loza, Miller, Walne, Finkelman, Greyson,
Blumer, Forsythe Lill
Voting No: [4] Thornton Reese, Hill, Mallory Caraway, Chaney
Vacant: [1] Place 8

Mayor Kirk declared the motion adopted.

Robert Stimson will serve as vice chair to the City Auditor Nominating Committee.

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 Blumer and unanimously adopted. (Place 8 vacant)

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

00-0598 PLA PERMIT AND LICENSE APPEAL BOARD
00-0599 CDC COMMUNITY DEVELOPMENT COMMISSION
00-0600 Board officers

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0591

Item 37: A resolution imposing a moratorium on the acceptance of applications for building permits and certificates of occupancy for certain uses within South Dallas (*area within the boundary starting at the intersection of R.L. Thornton Freeway and the Union Pacific (DART) Railroad, proceeding along the Union Pacific (DART) Railroad to its intersection with the Southern Pacific Railroad, proceeding along the Southern Pacific Railroad to its intersection with Municipal Street proceeding along Municipal Street to its intersection with S.M. Wright Freeway, proceeding along S.M. Wright Freeway to its intersection with the Southern Pacific Railroad, proceeding along the Southern Pacific Railroad to its intersection with the Santa Fe Railroad, proceeding along the Santa Fe Railroad to its intersection with R.L. Thornton Freeway, and proceeding along R.L. Thornton Freeway to the point of beginning at the Union Pacific (DART) Railroad*), authorizing a public hearing to determine proper zoning for those certain uses, and requesting a land use study for South Dallas (Deputy Mayor Pro Tem Salazar, Councilmembers Chaney, Blumer, Miller, Greyson, via Mayor Kirk)

The following individuals addressed the city council regarding the moratorium:

Diane Ragsdale, 3611 Dunbar St., representing Connectional Alliance
Carolyn Davis, 2611 Burger Ave., representing Connectional Alliance
Sherman Roberts, 5826 Fox Hill Ln., representing Operation Relief Center
Perry Crenshaw, 311 Frank Keasler Blvd., Duncanville

Councilmember Chaney moved to approve the resolution.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Place 8 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0592

Item 38: Authorize approval of a tax deferral application prior to rezoning property located at 3160 Stag Road, northeast of Bonnie View Road - Financing: No cost consideration to the City

Councilmember Finkelman moved to deny the tax deferral application.

Motion seconded by Councilmember Greyson.

Councilmember Hill moved to substitute for Councilmember Finkelman's motion a motion to approve the item.

Motion seconded by Councilmember Mallory Caraway.

Later in the meeting, Councilmember Hill withdrew his motion to approve the item.

Motion seconded by Councilmember Mallory Caraway.

After discussion, Mayor Kirk called the vote on Councilmember Finkelman's motion.

Mayor Kirk declared the motion to deny the application was granted. (Place 8 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0593

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
- Dallas Police Association v. City of Dallas, et al., Cause of Action Number 3:93-2481-P
- City of Dallas v. Richard Seib dba Avalon Residential Care, HUD#06-98-0476-8
- Avalon Residential Care Homes, Inc. v. City of Dallas, Civil Action No. 3:99-CV-2414-P

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

00-0593

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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)

- City of Fort Worth, Texas and American Airlines, Inc. v. City of Dallas, et al., Cause No. 48-171109-97
- DFW Airport Bond Financing
- City of Dallas v. James C. Currey and Flowerdale, L.L.C. v.Lamer Nealy; Cause No. 94-07642-K
- Dallas Police Association v. City of Dallas, et al., Cause of Action Number 3:93-2481-P

No other matters were discussed during the closed session

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0594

Addendum addition 1: Authorize the rejection of the only bid received for facility rental and related services for the Fire and Police assessment centers and authorize readvertisement for new bids - Financing: No cost consideration to the City

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted. (Place 8 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0595

Addendum addition 2: Authorize a new Lease of Land and Facilities with TWG Properties, Ltd., which will replace the existing lease and add approximately 28,314 square feet of new land to the base lease, terminate the old lease and commence a new forty-year lease term, adjust TWG Properties, Ltd.'s rent over the life of the lease in consideration of TWG Properties, Ltd.'s commitment to expend an additional \$2,400,000 on a new hangar/office facility at Love Field Airport - Revenue: \$7,000 for a period of three years; \$18,007 for years 4 through 20; average over life of lease \$30,914 plus \$2,400,000 in leasehold improvements

Councilmember Walne moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted. (Place 8 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0596

Addendum addition 3: An ordinance abandoning a portion of Dale Street to the County of Dallas, the abutting owner, containing approximately 4,046 square feet of land, located near its intersection with R.L. Thornton Freeway, providing for the dedication of approximately 6,770 square feet of land needed for street right-of-way, and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee

Councilmember Loza moved to pass the ordinance.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Place 8 vacant)

Assigned ORDINANCE NO. 24186.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0597

Addendum addition 4: Authorize a professional services contract with Arthur Andersen, LLP for legal support services in connection with the lawsuits, styled Albert, et al. vs. City of Dallas, Cause No. 199-697-94; Hill, et al. vs. City of Dallas, Cause No. 95-00975-F; Willis, et al. vs. City of Dallas, Cause No. 199-200-95; Barber, et al. vs. City of Dallas, Cause No. 199-624-95; Parker, et al. vs. City of Dallas, Cause No. 1-95-107; Arrendondo, et al. vs. City of Dallas, Cause No. 199-1743-99; and Martin, et al. vs. City of Dallas, Cause No. 1-95-506 and any other matter relating to this litigation, in an amount not to exceed \$200,000 - Financing: Current Funds

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Place 8 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 9, 2000

00-0598

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, FEBRUARY 9, 2000

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS