

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JUNE 28, 2000

00-2000

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

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

The meeting was called to order at 9:46 a.m.

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

The invocation was given by Rev. Raymond Vickery, pastor, Royal Lane Baptist Church.

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

After all business properly brought before the city council had been considered the city council adjourned at 5:46 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.

8/9/00 9:09 AM
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JUNE 28, 2000

EXHIBIT A

8/9/00 9:09 AM
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JUNE 28, 2000

EXHIBIT B

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2001

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: Sandra Crenshaw, 1431 Quartet Dr.
REPRESENTING: Neighborhood Improvement Association
SUBJECT: Budget/Animal Control

SPEAKER: Marilyn Bourdene, 7144 Bennington Dr.
REPRESENTING: League of Women Voters
SUBJECT: Community Access Television

SPEAKER: Sabrina Ingram, 3814 Frank St.
SUBJECT: Support Renewal Dallas Community Television Franchise

SPEAKER: Andrea Allen, 6414 McCommas Blvd.
REPRESENTING: Animal Shelter Commission
SUBJECT: Animal Control Canvass Program

SPEAKER: Kenneth Medlock, 2611 Deep Hill Cir.
SUBJECT: Youth Entertainment/Police Intervention

NO SHOW

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd.
REPRESENTING: Malcolm X Community Council
SUBJECT: Cuba

SPEAKER: Steven K. DeWolf, 8123 Forest Hills Blvd. **NO SHOW**
REPRESENTING: DFW Bond Holders
SUBJECT: American Airlines – Love Field

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Racism: Judge Joe Kendall, President Clinton, EPA, RSR Lead Smelter,
Senator Royce West, DHA

SPEAKER: Dorothy Thomas, 2414 Chrysler Dr.
SUBJECT: Cadillac Heights

SPEAKER: Jerry Goh, 15612 Ragal Hill Cir. **NO SHOW**
REPRESENTING: The Go Lounge
SUBJECT: Moratorium on Dance Hall Licenses

SPEAKER: Kim Dale, 4561 Bordeaux Ave. **CANCELED**
SUBJECT: Love Field Issues

SPEAKER: Jeff Foreman, 4222 Concho St. **NO SHOW**
REPRESENTING: Home Depot Inc.
SUBJECT: City's Home Improvement Program

SPEAKER: James Staff, 6964 Tokalon Dr. **CANCELED**
SUBJECT: Area in Northwest Dallas

SPEAKER: Neely Blackman, 815 Allen St. **NO SHOW**
SUBJECT: Dallas Police Department/Code Enforcement/Building Inspection

SPEAKER: Jose Lius De Leon, 2922 Alex St.
SUBJECT: Cadillac Heights – Floodplain

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Jurline Hollins, 1514 Homeland St. **NO SHOW**
SUBJECT: Taxation Without Representation/Police sent case to Grand Jury with bias

SPEAKER: Thomas Collins, 3042 Hatcher St. **CANCELED**
SUBJECT: Court and Detention Services

SPEAKER: Leonard Cain, 10025 Shoreview Rd. **NO SHOW**
SUBJECT: All nations to examine Thy Wishful Master's prayers

SPEAKER: Jerry Blake, 3969 Highgrove Dr.
SUBJECT: Integrity

SPEAKER: Charles Reynolds, 2526 Quinto Dr.
SUBJECT: American Airlines/Human Rights

SPEAKER: Pat Losey, 4551 Westway Ave., Highland Park, Tx
SUBJECT: No new gates at Love Field

SPEAKER: Jeanne Jamell, 4551 Westway Ave., Highland Park, Tx
SUBJECT: No new gates at Love Field

SPEAKER: Jack Beuschel, 830 Lucas Ln. Oldsmar, Florida
REPRESENTING: Studor Inc.
SUBJECT: Air Admittance Valves (Amendment to Chapter 5) Vents and Venting of 1991

SPEAKER: Leslie Oschmann, 2519 Lake Bend Terance, Carrollton, Tx
REPRESENTING: President of Dallas Democratic Forum
SUBJECT: Renewal Dallas Community Television License

SPEAKER: Jewel Floyd, 3815 Myrtle St.
SUBJECT: Why do taxpayers have to pay City Attorney Madeleine Johnson for the incompetence of the city business? I want my \$5000 for bricks at 4910 Gurley, KKK, Uncle Tom, President Clinton, Judge Sam Lindsay, John Ware, Mayor Ron Kirk

SPEAKER: Charlie Hall, 1129 Intervale Dr., Garland, TX

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2002

Item 1: Approval of Minutes of the June 14, 2000 City Council Meeting

Councilmember Loza moved to approve the minutes.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2003

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-84, was presented for consideration.

The city secretary announced that the city manager had deleted agenda items 76 and 77 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

The city secretary announced that Deputy Mayor Pro Tem Salazar had deferred consideration of consent agenda items 5, 36, 46, 47, 48, 49, 50, 53, 55, 57, 79 and 83 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Greyson requested that consent agenda items 7 and 22 be considered as individual items. Mayor Kirk stated that consent agenda items 7 and 22 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Councilmember Forsythe Lill requested that consent agenda item 43 be considered as an individual item. Mayor Kirk stated that consent agenda item 43 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

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

Councilmember Miller requested that consent agenda items 63 and 69 would be considered as individual items. Mayor Kirk stated that consent agenda items 63 and 69 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Miller's request.

Councilmembers Miller and Chaney requested that consent agenda item 68 would be considered as an individual item. Mayor Kirk stated that consent agenda item would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Miller and Chaney's request.

Mayor Pro Tem Poss moved to approve all items on the consent agenda with the exception of agenda items 16, 76 and 77 which were deleted, consent agenda items 5, 36, 46, 47, 48, 49, 50, 53, 55, 57, 79 and 83 which were deferred and consent agenda items 7, 22, 43, 45, 63, 68 and 69 to be considered later in the meeting.

Motion seconded by Councilmember Fantroy and unanimously adopted.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2004

Item 2: Authorize a professional services contract with Huitt-Zollars, Inc. to provide plans and specifications for a new parking facility at Dallas Love Field Airport - \$3,515,000 -
Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2005

Item 3: Authorize a professional services contract with Carson-Salcedo-McWilliams, Inc. to provide a drainage improvement study at Lake Cliff Park - \$49,590 - Financing: 1998-99 Community Development Grant Funds

Approved as part of the consent agenda.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2006

Item 4: Authorize a professional services contract with John S. Chase, FAIA, Architect, Inc. to provide a master plan and design services for two future expansions to the Janie C. Turner Recreation Center in Pemberton Hill Park - \$88,980 - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2007

Item 5: Authorize a professional services contract with HBC Engineering, Inc. for construction material testing services during construction of the Dallas Convention Center Expansion & Renovation 2002 Project - \$535,994 - Financing: 1998 Convention Center Expansion Funds

The city secretary announced that Deputy Mayor Pro Tem Salazar had deferred consideration of consent agenda item 5 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2008

Item 6: Authorize a professional services contract with Doyle Engineering Group for the topographic surveying and preparation of construction drawings and specifications for the erosion control sites along Alice Creek - \$109,960 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2009

Item 7: Authorize a contract for repairs of the City Hall plaza, fountain and parking garage - American Restoration, Inc., lowest responsible bidder of five - \$2,003,992 - Financing: 1998 Bond Funds

Councilmember Greyson requested that consent agenda item 7 be considered as an individual item. Mayor Kirk stated that consent agenda item 7 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Later in the meeting, agenda item 7 was brought up for consideration.

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2010

Item 8: Authorize a contract for playground replacement in the stone tables area at White Rock Lake Park - Pittman Construction, Inc., lowest responsible bidder of five - \$70,428 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2011

Item 9: Authorize a contract for pavilion restoration at Randall Park - A S Construction, lowest responsible bidder of four - \$107,312 - Financing: 1997-98 Community Development Grant Funds (\$88,384) and 1998 Bond Funds (\$18,928)

Approved as part of the consent agenda.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2012

Item 10: Authorize a contract for construction of a hike and bike trail, landscaping, irrigation, sign wall and drinking fountain at Cottonwood Trail, Phase II - Texas Commercial Builders, Inc. lowest responsible bidder of five - \$311,410 - Financing: 1998-99 Community Development Grant Funds (\$45,623), 1999-00 Community Development Grant Funds (\$200,000) and 1998 Bond Funds (\$65,787)

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2013

Item 11: Authorize a contract for the replacement of sidewalks, curb and gutter, drive approaches, water and wastewater adjustments for the Sidewalk Replacement Program 99-01 - JDJ Construction Company, lowest responsible bidder of seven - \$129,118 - Financing: 1985 Bond Funds (\$108,248), Water Utilities Capital Construction Funds (\$20,870)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2014

Item 12: Authorize a contract for the renovation of restrooms at the Dallas Love Field Main Terminal Building - RWC Enterprises, Inc., lowest responsible bidder of four - \$342,216 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2015

Item 13: Authorize a contract for the construction of drainage improvements for White Rock Creek at Alpha Road - Texas Standard Construction, Inc., lowest responsible bidder of four - \$1,158,275 - Financing - 1985 Bond Funds

Approved as part of the consent agenda.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2016

Item 14: Authorize (1) a contract for the construction of street paving, water and wastewater main improvements on Riverside Drive from Bonnie View Road to 1,407 feet west of Bonnie View Road, including screening walls for the Tommie M. Allen Recreation Center - FCMG, Inc., lowest responsible bidder of nine, and (2) increase appropriations in the amount of \$125,000 in the Public/Private Partnership Funds - \$517,524 - Financing: 1985 Bond Funds (\$216,474), Water Utilities Capital Construction Funds (\$31,125), Public/Private Partnership Funds (\$144,925), Private Funds (\$125,000 advance from Utility Trailer of Dallas, Inc.)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2017

Item 15: Authorize a contract for the construction of drainage improvements for Ash Creek at St. Francis Avenue and Barbaree Boulevard - Camino Construction, Inc., lowest responsible bidder of five - \$762,465 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2018

Item 16: Authorize a contract for the construction of Deep Ellum parking lots (Lot "A" Main Street and Good Latimer Expressway and Lot "B" between Main Street and Elm Street) - Driveway Maintenance, Inc., lowest responsible bidder of nine - \$599,798 - Financing: Capital Construction Facilities Improvement Funds (interim financing from Aviation Capital Reserve Funds to be reimbursed, with interest, from parking fee revenues)

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2019

Item 17: Authorize a contract for the construction of water and wastewater main replacements at various locations within the lower Five Mile Creek Drainage Area Phase I bounded by I.H. 45, I.H. 20, U.S. 67, and I.H. 30 - Barson Utilities, Inc., lowest responsible bidder of nine - \$2,614,500 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2020

Item 18: Authorize a contract for the construction of water and wastewater main replacements in an area bounded by Hampton Avenue, Dallas North Tollway, Northwest Highway, Buckner Boulevard and I.H. 30 - Atkins Bros. Equipment Co., Inc., lowest responsible bidder of seven - \$3,397,338 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2021

Item 19: Authorize a contract for White Rock Dam and spillway improvements - Eagle Construction and Environmental Services, Inc., lowest responsible bidder of six - \$2,316,942 - Financing: Water Utilities Capital Construction Funds (\$2,221,615) and 1998 Bond Funds (\$95,328)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2022

Item 20: Authorize an increase in the contract with Mart, Inc. to provide a covered walkway and replacement windows in the multi-purpose room, replacement of vertical siding on the open-air gymnasium and other miscellaneous modifications at Arcadia Park Recreation Center - \$34,656, from \$138,623 to \$173,279 - Financing: 1998-99 Community Development Grant Funds (\$5,466) and 1999-00 Community Development Grant Funds (\$29,190)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2023

Item 21: Authorize Supplemental Agreement No. 1 to the contract with Conley Design Group, Inc. to provide design development, construction documents, bidding and construction administration phases for Phase I restoration of the Sheep and Goat Building, within the Pan American Building complex at Fair Park - \$156,825, from \$189,250 to \$346,075 - Financing: Fair Park Agrarian District Funds (Grantor, Texas Department of Agriculture Grant)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2024

Item 22: Authorize an increase in the contract with C.F. Jordan Commercial, L.P. to provide elephant and giraffe restraint devices, forest aviary mesh, crematorium for the Animal Health Care Building, modifications at the tiger and chimpanzee holding buildings, and other miscellaneous modifications for the construction of the Exxon Endangered Tiger Exhibit and Primate of Southeast Asia Exhibit at the Dallas Zoo - \$716,957, from \$4,349,618 to \$5,066,575 - Financing: 1995 Bond Funds (\$344,107) and 1998 Bond Funds (\$372,850)

Councilmember Greyson 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 Greyson's request.

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

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 2000

00-2025

Item 23: Authorize Supplemental Agreement No. 3 to the contract with Huitt-Zollars, Inc. for the design of paving, drainage, water and wastewater improvements for the McKinney Avenue Trolley Extension project - \$59,800, from \$989,700 to \$1,049,500 - Financing: 1995 Bond Funds (\$37,721 to be reimbursed by the Texas Department of Transportation)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2026

Item 24: Authorize (1) an increase in the contract with Gibson & Associates, Inc. for the construction of additional wiring and electrical appurtenances for street lights and sidewalk excavation on Central Expressway and Canton Street (2) and increase appropriations in the Farmers Market TIF District Fund - \$120,872, from \$1,786,085 to \$1,906,957 - Financing: Farmers Market TIF District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2027

Item 25: Authorize Supplemental Agreement No. 1 to the contract with Halff Associates, Inc. to provide additional services for improvements at the Southside Wastewater Treatment Plant - \$144,258, from \$1,110,266 to \$1,254,524 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2028

Item 26: Authorize an Interlocal Agreement with Denton County for design, right-of-way acquisition, and construction of paving improvements on Rosemeade Parkway from Marsh Lane to President George Bush Turnpike - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2029

Item 27: Authorize an agreement with the Town of Flower Mound, Texas for the design to relocate a 30-inch water main in FM 3040 Road from Edmonds Lane to Tealwood Boulevard in conjunction with the Texas Department of Transportation paving project - \$127,637 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2030

Item 28: **12th Street from Ravinia Drive to Briscoe Boulevard**

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2031

Item 29: **12th Street from Ravinia Drive to Briscoe Boulevard**

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2032

Item 30: **Midpark Road from Maham Drive to Goldmark Drive**

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2033

Item 31: **Midpark Road from Maham Drive to Goldmark Drive**

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2034

Item 32: **Street Group 98-425**

North Dwight Avenue from Hale Street to Susan Street to dead-end north of Susan Street

Susan Street from North Dwight Avenue to dead-end

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2035

Item 33: **Street Group 98-425**

North Dwight Avenue from Hale Street to Susan Street to dead-end north of Susan Street

Susan Street from North Dwight Avenue to dead-end

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2036

Item 34: Authorize an agreement to provide advance funding with the State of Texas acting through the Texas Department of Transportation for water and wastewater main appurtenance adjustments in conjunction with the Congestion Mitigation and Air Quality Program - \$387,256 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2037

Item 35: An ordinance abandoning two sanitary sewer easements to Silcox Family Limited Partnership, the abutting owner, containing approximately 3,156 square feet of land located near the intersection of Camp Wisdom Road and Polk Street, and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24291.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2038

Item 36: Authorize a reduction in the minimum bid amount from \$1,136,800 to \$710,500 for a tract of vacant City-owned land, containing approximately 1,421 acres, previously advertised and declared unwanted and unneeded, located outside city limits on Malloy Bridge Road between Bilindsay Road and U. S. Highway 175 - Financing: No cost consideration to the City

The city secretary announced that Deputy Mayor Pro Tem Salazar had deferred consideration of consent agenda item 36 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2039

Item 37: Authorize the quitclaim of 33 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders - Revenue: \$160,478

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2040

Item 38: Authorize the private sale by quitclaim deed of 2811 Rochester Street acquired by the taxing authorities from a Sheriff's Sale to Dallas City Homes, Inc., a qualified nonprofit organization - Revenue: \$980

Approved as part of the consent agenda.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2041

Item 39: An ordinance granting a revocable license to Park Place Motorcars, Ltd., for the use of approximately 300 square feet of land, to install and maintain an aerial communication cable above Atwell Street - Revenue: \$1,000 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24292.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2042

Item 40: An ordinance renewing a private license to Bank One Texas, N.A., for the use of approximately 501 square feet of land to maintain two pneumatic tubes under Westchester Drive right-of-way located near its intersection with Weldon Howell Parkway - Revenue: \$1,000 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24293.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2043

Item 41: An ordinance abandoning a portion of a water easement to The Hockaday School, the abutting owner, containing approximately 3,117 square feet of land, located near the intersection of Forest Lane and Welch Road, and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24294.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2044

Item 42: An ordinance abandoning an alley to St. Mark's School of Texas, Inc., the abutting owner, containing approximately 5,334 square feet of land, located near the intersection of Orchid Lane and Preston Road, and authorizing the quitclaim - Revenue: \$58,941 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24295.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2045

Item 43: An ordinance abandoning a portion of a drainage easement to the Bishop of the Roman Catholic Dioceses of Dallas, the abutting owner, and his successors for the benefit of St. Rita Catholic Community, containing approximately 644 square feet of land, located near the intersection of Inwood and Harvest Hill Roads, and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee

Councilmember Forsythe Lill requested that consent agenda item 43 be considered as an individual item. Mayor Kirk stated that consent agenda item 43 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

Later in the meeting, agenda item 43 was brought up for consideration.

Councilmember Blumer moved to approve the item.

Motion seconded by Councilmember Loza.

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

Voting Yes: [14] Kirk, Poss, Salazar, Loza, Miller, Thornton Reese, Hill, Mallory
Caraway, Chaney, Fantroy, Walne, Finkelman, Greyson, Blumer
Voting No: [1] Forsythe Lill

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 24296.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2046

Item 44: An ordinance abandoning a portion of an alley to Block 809, Ltd., the abutting owner, containing approximately 2,239 square feet of land, located near the intersection of Commerce Street and Parry Avenue, and authorizing the quitclaim - Revenue: \$9,518 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24297.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2047

Item 45: Authorize (1) the designation of The Dallas Morning News as the Official Newspaper of the City for a twenty-four-month period; and (2) a twenty-four-month price agreement with The Dallas Morning News, lowest responsible bidder of three, to publish all ordinances and official notices of the City in an amount not to exceed \$1,425,780 - Financing: Various Funds

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

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

Councilmember Blumer moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted..

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2048

Item 46: Authorize a thirty-six-month price agreement for refuse bodies and specialized equipment parts and labor with the lowest responsible bidders of five - Dallas Mack Sales, L.P., Davis Truck and Equipment Co., Inc., Equipment Southwest, Inc., Industrial Disposal Supply Co., Southwestern Equipment Co. - Not to exceed \$3,016,917 - Financing: Current Funds

The city secretary announced that Deputy Mayor Pro Tem Salazar had deferred consideration of consent agenda item 46 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2049

Item 47: Authorize a thirty-six-month price agreement for the purchase of fire extinguishers, service and replacement parts for fire extinguishers with the lowest responsible bidder of two - Eagle Fire Extinguisher Company, Inc. - Not to exceed \$310,206 - Financing: Current Funds (\$223,197); Water Utilities Current Funds (\$66,996); Convention and Event Services Current Funds (\$14,003); Aviation Current Funds (\$6,010)

The city secretary announced that Deputy Mayor Pro Tem Salazar had deferred consideration of consent agenda item 47 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2050

Item 48: Exercise the option to purchase a 19,000 pound wheel loader/backhoe and a 6,000 pound forklift under the same terms as previously awarded on September 22, 1999, by Resolution #99-2988, from the lowest responsible bidders of five - Darr Equipment Company and Sunbelt Industrial Trucks, Inc. - Not to exceed \$123,562 - Financing: 1999 Equipment Acquisition Contractual Obligation Notes

The city secretary announced that Deputy Mayor Pro Tem Salazar had deferred consideration of consent agenda item 48 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2051

Item 49: Exercise the option to purchase truck bodies and trailers under the same terms as previously awarded on June 3, 1999, by Resolution #99-2058 from the lowest responsible bidders of six - Equipment Technology, Inc., B and C Body Company and Industrial Disposal Supply Company - Not to exceed \$153,478 - Financing: 1999 Equipment Acquisition Contractual Obligation Notes (\$97,334), Current Funds (\$56,144)

The city secretary announced that Deputy Mayor Pro Tem Salazar had deferred consideration of consent agenda item 49 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2052

Item 50: Exercise the option to purchase three replacement boom cranes under the same terms as previously awarded on May 26, 1999, by Resolution #99-1707 with the only bidder - Vermeer Equipment of Texas, Inc. - Not to exceed \$124,770 - Financing: Current Funds (\$41,590); 1999 Equipment Acquisition Contractual Obligation Notes (\$83,180)

The city secretary announced that Deputy Mayor Pro Tem Salazar had deferred consideration of consent agenda item 50 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2053

Item 51: Authorize a twenty-four-month service contract for a resource database for police investigations with the only bidder - Database Technologies, Inc. - Not to exceed \$84,000 - Financing: Current Funds

Approved as part of the consent agenda.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2054

Item 52: Exercise the option to purchase a 12,500 pound wheel loader/backhoe and a 15,000 pound forklift under the same terms as previously awarded on March 25, 1998 by Resolution #98-0906 from the lowest responsible bidders of six - Dallas Ford New Holland, Inc. and Equipment Depot of Dallas, Inc. - Not to exceed \$439,774 - Financing: 1999 Equipment Acquisition Contractual Obligation Notes (\$384,653); Current Funds (\$55,121)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2055

Item 53: Authorize a thirty-six-month price agreement for liquid chlorine with the lowest responsible bidder of three - DPC Industries Company - Not to exceed \$4,811,940 - Financing: Water Utilities Current Funds

The city secretary announced that Deputy Mayor Pro Tem Salazar had deferred consideration of consent agenda item 53 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2056

Item 54: Authorize the purchase of truck bodies and trailers with the lowest responsible bidders of eleven - B & C Body Co., Davis Truck & Equipment Co., Inc., Equipment Southwest Inc., H.D. Industries, Inc., Industrial Disposal Supply, McNeilus Truck & Mfg., Inc., Time Mfg., Transtar Technologies, LC - Not to exceed \$2,861,753 - 1998 Equipment Acquisition Contractual Obligation Notes (\$172,156), 1999 Equipment Acquisition Contractual Obligation Notes (\$1,125,650), Aviation Current Funds (\$16,044), Current Funds (\$1,540,909), Dallas Zoo Trust Funds (\$6,994)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2057

Item 55: Authorize the purchase of one Aircraft Rescue and Fire Fighting vehicle from the lowest responsible bidder of two - Oshkosh Truck Corporation - Not to exceed \$628,633 - Financing: Aviation Current Funds \$157,159 and Aviation Airport Improvement Program Grant Funds \$471,475 and the City's match is \$157,158 which is 25% of the vehicle cost)

The city secretary announced that Deputy Mayor Pro Tem Salazar had deferred consideration of consent agenda item 55 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2058

Item 56: Authorize an increase in the twenty-seven-month price agreement with Capo, Inc. and Forest Hills Lawn Service, Inc. for grounds and median maintenance - Not to exceed \$251,500, from \$1,964,504 to \$2,216,004 - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2059

Item 57: Authorize a thirty-six month price agreement for steel and aluminum with the lowest responsible bidders of four - Central Steel & Supply Co., Garland Steel, Inc., Earle M. Jorgensen, J & M Steel Company - Not to exceed \$1,725,944 - Financing: Current Funds (\$1,232,537), Water Utilities Current Funds (\$469,048), Convention and Event Services Current Funds (\$24,040), Aviation Current Funds (\$319)

The city secretary announced that Deputy Mayor Pro Tem Salazar had deferred consideration of consent agenda item 57 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2060

Item 58: Authorize the ratification of an emergency repair and replacement of failed components of a chiller at City Hall, 1500 Marilla - Carrier Corporation, Inc. - \$126,380 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2061

Item 59: Authorize payment of a judgment in a lawsuit, styled Robert Thomas Bick v. Dexter Calvin Grant and City of Dallas, Cause No. 94-01861 - Financing: Current Funds

Approved as part of the consent agenda.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2062

Item 60: Authorize settlement of a lawsuit, styled James Norris v. City of Dallas and Jose Guzman, Cause No. cc-99-10166-d - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2063

Item 61: Authorize an amendment to City Council Resolution 94-0290 to allow service providers to provide 9-1-1 enhanced service to nonresidential facilities - Financing: No cost consideration to the City

Approved as part of the consent agenda.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2064

Item 62: Authorize (1) an amendment to the description of the property listed on Schedule I of ordinance No. 23343 authorizing the issuance and sale of \$16,805,000 City of Dallas, Texas Equipment Acquisition Contractual Obligation, Series 1997 to allow for the purchase of e-purchase system; and (2) an amendment to the contract with American Management Systems Inc. to include e-purchasing which changes the purchasing system to become windows based and provides the City with internet functionality for vendor self-service and on-line bidding including vendor registration and maintenance, bid solicitation, bid responses, ad hoc web-based reporting capabilities, training and technical support for hardware and software implementation - Not to exceed \$1,312,970, from \$1,753,897 to \$3,066,867 - Financing: 1997 Equipment Acquisition Contractual Obligation Notes

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2065

Item 63: Authorize ratification of a nine month extension (from October 1, 1999 to June 30, 2000) to the contract with TELETRAC for monitoring the vehicle tracking system for Code Compliance vehicles - Not to exceed \$38,030 - Financing: Current Funds

Councilmember Miller requested that consent agenda item 63 be considered as an individual item. Mayor Kirk stated that consent agenda item 63 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 63 was brought up for consideration.

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted..

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2066

Item 64: Authorize a replacement housing payment and disbursement of funds from the Substandard Housing Assistance Repair Demonstration Program for homeowner, Billie D. Smith, 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: Current Funds (\$22,500) and 1998-99 Community Development Grant Funds (\$17,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2067

Item 65: Authorize a replacement housing payment and disbursement of funds from the Substandard Housing Assistance Repair Demonstration Program for homeowner, Mildred L. Williams, 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: Current Funds (\$22,500) and 1998-99 Community Development Grant Funds (\$17,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2068

Item 66: Authorize a replacement housing payment and disbursement of funds from the Substandard Housing Assistance Repair Demonstration Program for homeowner, William A. Price, 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: Current Funds (\$22,500) and 1998-99 Community Development Grant Funds (\$17,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2069

Item 67: Authorize approval of the bi-weekly tax action

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2070

Item 68: Authorize Supplemental Agreements exercising the final of two, one-year renewal terms with each of the four Business Assistance Center Contractors listed herein and increasing funding for each of the BAC contracts by \$15,000 from \$50,000 to an amount not to exceed \$65,000 for each contract as follows: Greater Dallas Hispanic Chamber of Commerce in an amount not to exceed \$130,000 (\$65,000 each) for BACs #1 and #4; Innerscity Community Development Corporation in an amount not to exceed \$65,000 for BAC #2; West Dallas Neighborhood Community Development Corporation in an amount not to exceed \$65,000 for BAC #3; and MBA Consultants, Inc. in an amount not to exceed \$65,000 for BAC #5 thereby continuing operation of the five BAC's for an additional twelve months and management of programs designed to provide assistance and linkage of counseling, training, financial and management assistance to business clients within the defined target areas of Southern Dallas and the Enterprise Zones - \$325,000 - Financing: 1999-00 Community Development Grant Funds

Councilmembers Miller and Chaney requested that consent agenda item 68 be considered as an individual item. Mayor Kirk stated that consent agenda item 68 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Miller and Chaney's request.

Later in the meeting, agenda item 68 was brought up for consideration.

The following individuals were in support of the Supplemental Agreements:

Van Howard, 923 Green Castle Dr., representing MBA Consultants (BAC #5 Contract)
Linda Jordan, 4907 Spring Ave., representing BAC #2 – Innerscity Community Development Corporation
Lino Gonzales, 4907 Spring Ave., representing Replica
Shallie Bey, 113 Tucker St., Irving, TX, representing West Dallas Neighborhood Development Corporation

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Fantroy and unanimously adopted.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2071

Item 69: Authorize (1) a real property tax abatement agreement with Waggoners Family Properties, the purchaser, The Waggoners Trucking, lessor, and Tri-State Theatres, the current owner, for the purpose of granting a ten-year abatement of 75% of taxes on added value to the real property for a shipping, refurbishing and cab/trailer manufacturing facility at 3141 Walton Walker in City of Dallas, Enterprise Zone Two, Dallas, Texas; and (2) a 100% development fee rebate to Waggoners Family Properties, The Waggoners Trucking and Tri-State Theatres in an amount not to exceed \$1,500 - Revenue: First year tax revenue estimated at \$801; Ten-year tax revenue estimated at \$8,010 (Estimated revenue foregone for ten-year abatement \$18,690) - Financing: Public/Private Partnership Funds

Councilmember Miller requested that consent agenda item 69 be considered as an individual item. Mayor Kirk stated that consent agenda item 69 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 69 was brought up for consideration.

Councilmember Miller moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2072

Item 70: Authorize (1) a real property tax abatement agreement with Inflow, Inc., the tenant, and Grossman and Frank, a Texas General Partnership, the landlord, for the purpose of granting a five-year abatement of 50% of taxes on added value to the real property related to the development of a data network exchange facility at 1333 N. Stemmons Freeway in City of Dallas Enterprise Zone One, Dallas, Texas; and (2) a 100% development fee rebate to Inflow, Inc. and Grossman and Frank in an amount not to exceed \$6,000 - Revenue: First year tax revenue estimated at \$23,363; ten-year tax revenue estimated at \$350,438; (Estimated revenue foregone for five-year abatement \$116,813) - Financing: Public/Private Partnership Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2073

Item 71: Authorize a twelve-month contract with three twelve-month renewal options with Med-Alert Industrial Health, P.A. to provide medical surveillance for firefighters assigned to the Hazardous Materials Response Team and members assigned to the Dallas Medical Strike Team - Not to exceed \$34,920 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2074

Item 72: Authorize exercise of the final twelve-month renewal option to the contract with Med-Alert Industrial Health, P.A. for pre-placement medical examinations, driver safety reviews, and disability retirement reviews - Not to exceed \$70,000 - Financing: Employee Benefits Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2075

Item 73: Authorize a three-year contract with two one-year renewal options with The United Way of Metropolitan Dallas, Inc. for the administrative, marketing, collection, disbursement, and record keeping services for the City of Dallas' Charitable Solicitation of City Employees Program for the period August 1, 2000 through July 31, 2003 - Not to exceed 10% annually of the funds collected from the City's annual employee charitable contribution fund drive - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2076

Item 74: Authorize the reconstruction on site of one home in accordance with the Home Improvement Loan Program Statement requirements for the property located at 1427 Strickland Street for the property owners Charles and Shirley Ayers - Not to exceed \$43,750 - Financing: Walker Interest Earnings

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2077

Item 75: An ordinance amending Chapter 27 of the Dallas City Code to authorize the Urban Rehabilitation Standards Board to issue a default order of demolition by the City in conjunction with an order of demolition by the owner, lienholder, or mortgagee of a structure and to require the City to obtain a judicial warrant before demolishing a structure under a default order - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24298.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2078

Item 76: An ordinance amending Chapter 54 of the Dallas City Code by adopting the 1997 Edition of the Uniform Plumbing Code with local amendments - Financing: No cost consideration to the city

The city secretary announced that the city manager had deleted agenda item 76 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2079

Item 77: An ordinance amending Chapter 55 of the Dallas City Code by adopting the 1997 Edition of the Uniform Mechanical Code with local amendments - Financing: No cost consideration to the city

The city secretary announced that the city manager had deleted agenda item 77 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2080

Item 78: An ordinance amending Chapter 18 of the Dallas City Code to remove the September 30, 2000, expiration date that allows a private recycling service to collect recyclable household waste from a residence or duplex pursuant to a written agreement with the owner or occupant - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24299.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2081

Item 79: An ordinance amending Chapter 7 of the Dallas City Code to require a person to carry materials or implements to remove and dispose of dog excreta when permitting a dog on private property or property in a public place; to provide certain defenses; to make certain nonsubstantive changes; and to provide penalties - Financing: No cost consideration to the City

The city secretary announced that Deputy Mayor Pro Tem Salazar had deferred consideration of consent agenda item 79 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2082

Item 80: Authorize an Interlocal Agreement with the Dallas County Criminal District Attorney's Office for supplemental funding for the City's continued participation in the Dallas County Domestic Violence Project grant for the period March 1, 2000 through August 31, 2000, and allowing the reimbursement in an amount not to exceed \$74,996, for a total contract reimbursement not to exceed \$220,233 - Financing: U. S. Department of Justice Grant Supplement Funds (to be fully reimbursed from Dallas County)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2083

Item 81: Authorize renewal of the Interlocal Agreement with Dallas County for computer services for the Police Department to access criminal history and other County records to perform its law enforcement functions - Not to exceed \$27,500 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2084

Item 82: Authorize an Interlocal Agreement with the City of Duncanville to define which agency will assume traffic signal operations and maintenance services for the traffic signals located on the boundary between the City of Dallas and the City of Duncanville - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2085

Item 83: Authorize an amendment to the contract with AT&T Corporation to expand a cable interconnect system between the traffic signal computer control system and an additional 178 traffic signals, 33 traffic signal cameras, and 14 dynamic message signs - \$784,400, from \$1,100,000 to \$1,884,400 - Financing: 1995 Bond Funds (\$668,000 to be reimbursed from Texas Department of Transportation Grant Funds)

The city secretary announced that Deputy Mayor Pro Tem Salazar had deferred consideration of consent agenda item 83 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2086

Item 84: Authorize a Master Advance Funding Agreement with the Texas Department of Transportation for use on future transportation projects - Financing: No cost consideration to the City

Approved as part of the consent agenda.

8/9/00 9:09 AM
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2087

Item 85: MISCELLANEOUS HEARINGS

A public hearing to receive citizens' comments on the Preliminary FY 2000-01 Consolidated Plan Budget for U. S. Department of Housing and Urban Development Grant Funds and the Preliminary FY 1999-00 Reprogramming Budget - Financing: This action has no cost consideration to the City

The following individuals addressed the city council regarding the Preliminary FY 2000-01 Consolidated Plan Budget:

Sandra Crenshaw, 1431 Quartet Dr.

Jim Cowgill, 11357 Earlywood Dr., representing Senior Affairs Commission

Mayor Pro Tem Poss moved to close the public hearing.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2088

Miscellaneous Hearing - **Sale of Unimproved Property**

- Item 86: * A public hearing to receive citizens' comments on the proposed private sale by quitclaim deed of 1 unimproved property located at 3416 Holmes Street acquired by the taxing authorities from the Sheriff's Sale to St. Philip's Neighborhood Development Corporation, a qualified non-profit organization - Financing: No cost consideration to the City
- Item 87: * Authorize the private sale through House Bill 110 by quitclaim deed of 3416 Holmes Street acquired by the taxing authorities from a Sheriff's Sale to St. Philip's Neighborhood Development Corporation, a qualified non-profit organization - Revenue: \$1,000

Councilmember Loza moved to close the public hearing and authorize the private sale.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2089

Item 88: Authorize an amendment to the CBD Streets and Vehicular Circulation Plan and an ordinance implementing the changes in pavement width to streets associated with the City Center TIF North/South Linkages project to (1) designate Field Street between Pacific Avenue and Elm Street as a divided roadway with three lanes northbound and two lanes southbound within 59' pavement; (2) designate Field Street between Commerce Street and Jackson Street as a three-lane northbound roadway within 33' pavement; (3) designate Field Street between Jackson Street and Wood Street as two lanes northbound and one lane of parking within 30' pavement; (4) designate Field Street between Wood Street and Young Street as a two-lane northbound and a two-lane southbound roadway within 40= pavement; (5) designate Ervay Street between Pacific Avenue and Young Street as a three-lane northbound roadway within 33' pavement; (6) designate St. Paul Street between Pacific Avenue and Young Street as a three-lane southbound roadway within 33' pavement; (7) designate Harwood Street between Pacific Street and Elm Street as a two-lane northbound and two-lane southbound roadway within 44' pavement; (8) designate Harwood Street between Elm Street and Main Street as two lanes northbound with a northbound turn lane and two lanes southbound within 46' pavement; (9) designate Harwood Street between Main Street and Commerce Street as two lanes northbound and two lanes southbound with a southbound turn lane within 45'-60' pavement; and, (10) designate Harwood Street between Commerce Street and Young Street as a two-lane northbound and a two-lane southbound roadway within 44' pavement - Financing: No cost consideration to the City

Councilmember Loza moved to postpone the ordinance until the August 23, 2000 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Finkelman and unanimously adopted.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2090

Item 89: Miscellaneous Hearing

Authorize an amendment to the CBD Streets and Vehicular Circulation Plan to delete Park Avenue between Young Street and Wood Street and an ordinance implementing the change - Financing: No cost consideration to the City

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

Motion seconded by Councilmember Greyson and unanimously adopted.

Assigned ORDINANCE NO. 24300.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2091

Item 90: Miscellaneous Hearing

Authorize an amendment to the CBD Streets and Vehicular Circulation Plan to (1) designate Corbin Street from Lamar Street to Griffin Street as a two-lane westbound roadway with 26' pavement within 36' right-of-way; (2) designate Corbin Street from Griffin Street to Griffin Boulevard as a two-lane roadway with 26' pavement within 40' right-of-way; and, (3) add Hord Street from Lamar Street to Griffin Boulevard as a two-lane eastbound roadway with 26' pavement within 30' right-of-way, and an ordinance implementing the changes - Financing: No cost consideration to the City

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

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

Assigned ORDINANCE NO. 24301.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2092

The consent zoning docket, consisting of agenda items 91-96, was presented.

Agenda items 92, 95 and 96 were removed from the consent zoning docket, to be considered as individual hearings.

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

Agenda item 91:	Zoning Case Z989-234/10157-NC(RB)	
Agenda item 92:	Zoning Case Z990-163/11118-SW(FD)	[Considered individually]
Agenda item 93:	Zoning Case Z990-182/11143-C(JC)	[Deleted on the addendum]
Agenda item 94:	Zoning Case Z990-183-11144-NW(FD)	
Agenda item 95:	Zoning Case Z990-185/11146-C(FD)	[Considered individually]
Agenda item 96:	Zoning Case Z990-193/6480-SW(MB)	[Considered individually]

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

No one appeared 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 in each consent zoning docket case and pass all ordinances and approve all resolutions presented as part of the consent zoning docket.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2093

Item 91: Zoning Case Z989-234/10157-NC(RB)

Zoning Case Z989-234/10157-NC(RB), an application to amend the existing deed restrictions on property presently zoned an MU-3 Mixed Use District and a Neighborhood Office District, and a resolution authorizing acceptance of an instrument terminating the existing deed restrictions, and an instrument providing for new deed restrictions volunteered by the applicant on the northwest corner of North Central Expressway and Maham Road.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2094

Item 92: Zoning Case Z990-163/11118-SW(FD)

The consent zoning docket, consisting of agenda items 91-96 was presented.

Councilmember Miller requested that consent zoning docket item 92 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 92 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Miller's request.

A public hearing was called on zoning case Z990-163/1118-SW(FD), an application for and an ordinance granting an amendment to the development plan and conditions for Planned Development District No 186 for residential, office and retail uses and an ordinance creating a new Planned Development District for TH-2(A) Townhouse District Uses, A(A) Agricultural District Uses, Church Use and Surface Parking Use on property presently zoned PDD No. 186, and an A(A) Agricultural District on Kiest Boulevard, between Mountain Creek Parkway and Spur 408.

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

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

Appearing in favor of the city plan commission recommendation:

Susan Mead, 1445 Ross Ave., representing the applicant

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

- (1) Full execution of a three-way contract for construction of a right turn deceleration lane on east bound and west bound Kiest Boulevard into the main points of ingress-egress to the property, as shown on the attached development plan for Subarea 1 and for the modification of the median to provide left-turn lanes according to Texas Department of Transportation specifications.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

00-2094

Page 2

- (2) Funding for the cost of installation of parking control signs on Kiest Boulevard placed in escrow with the Department of Public Works and Transportation.
- (3) Full execution of a three way contract for construction of sidewalks to the City of Dallas standards along Kiest Boulevard, except as partially waived in subsection (5).
- (4) Provision of marked pedestrian crosswalks on Kiest Boulevard.
- (5) A waiver of the sidewalk requirements pursuant to Section 51A-8.606 is hereby granted only as to that portion of Subarea 1 where a sidewalk would otherwise be required, beginning at the church driveway shown on the Subarea 1 development plan, and from that point in an easterly direction for 360 feet.

and pass the ordinance.

Assigned ORDINANCE NO. 24302.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2095

Item 93: Zoning Case Z990-182/11143-C(JC)

Zoning Case Z990-182/11143-C(JC), an application for and an ordinance granting a GR General Retail Subdistrict on property presently zoned a P Parking Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District on Knight Street, southwest of Cedar Springs Road, and a resolution accepting a deed restriction instrument submitted in conjunction with the change of zoning.

(The city plan commission recommended approval.)

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2096

Item 94: Zoning Case Z990-183/11144-NW(FD)

Zoning Case Z990-183/11144-NW(FD), an application for and an ordinance granting a Specific Use Permit for a Public or Private School on property presently zoned an R-7.5(A) Single Family District on the southwest corner of Westside Drive and South Versailles Avenue.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24303.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2097

Item 95: Zoning Case Z990-185/11146-C(FD)

The consent zoning docket, consisting of agenda items 91-96 was presented.

Councilmember Forsythe Lill requested that consent zoning docket item 95 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 95 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.

A public hearing was called on Zoning Case Z990-185/11146-C(FD), an application for and an ordinance granting a Specific Use Permit for a Restaurant with drive-in or drive-through service on property presently zoned a GR General Retail Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District on the north corner of Cedar Springs Road and Oak Lawn Avenue.

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

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

Councilmember Forsythe Lill moved to postpone the application until the August 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.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2098

Item 96: Zoning Case Z990-193/6480-SW(MB)

The consent zoning docket, consisting of agenda items 91-96 was presented.

Councilmember Miller requested that consent zoning docket item 96 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 96 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Miller's request.

A public hearing was called on Zoning Case Z990-193/6480-SW(MB), an application for and an ordinance granting an amendment to the north concept plan and conditions for Planned Development District No. 521 for Single Family, Multifamily, Office, and Retail uses on property north of I-20 between Spur 408 and Mountain Creek Parkway.

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

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

Councilmember Blumer moved to close the public hearing, accept the recommendation of the city plan commission and bring the ordinance back on the August 9, 2000 voting agenda meeting of the city council.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2099

Item 97: Public Hearing – Zoning Case Z990-132/11086-NW(MB)

A public hearing was called on zoning case Z990-132/11086-NW(MB), an application for and an ordinance granting a Planned Development District for IR Industrial Research District Uses, a Group Residential Facility and an Overnight General Purpose Shelter on property presently zoned an IR Industrial Research District on Cass Street, southeast of Amelia Street.

(The city plan commission recommended approval.)

The city secretary announced that council approval of the application required the favorable vote of three-fourths of all members of the council.

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

Appearing in favor of the city plan commission recommendation:

Michael Coker, 6390 LBJ Frwy., representing Union Gospel Mission

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

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

Assigned ORDINANCE NO. 24304.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2100

Item 98: Public Hearing – Zoning Case Z990-190/1027-NC(RB)

A public hearing was called on zoning case Z990-190/1027-NC(RB), an application for and an ordinance granting a Planned Development District for a Private school, Private school dormitory, Child-care facility, and R-16(A) Single Family District Uses on property presently zoned an R-16(A) Single Family District and an application for and an ordinance granting the termination of the existing Specific Use Permit No. 7 for a Private school on a portion of the site and an amendment to the conditions for the remaining portion of Specific Use Permit No. 7 subject to an amended site plan on Forest Lane between Inwood Road and Welch Road.

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

Appearing in opposition to the city plan commission recommendation:

Henry Marr, 4657 Hallmark

Appearing in favor of the city plan commission recommendation:

William Cothrum, 500 S. Ervay St., representing the applicant

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

Motion seconded by Councilmember Finkelman and unanimously adopted.

Assigned ORDINANCE NO. 24305 and ORDINANCE NO. 24306.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2101

Item 99: Public Hearing – Zoning Case Z990-140/8760-C(FD)

A public hearing was called on zoning case Z990-140/8760-C(FD), an application for and an ordinance granting an amendment to the site plan and conditions for Specific Use Permit No. 1191 for a Child-care Facility, Foster Home, and Nursing Home Uses on property presently zoned an MF-2 Multiple Family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, in order to terminate the Child-care and Nursing Home Uses, retain the Foster Home Use, and add a Public or Private School Use and a Community Service Center Use at the north corner of Knight Street and Brown Street.

(The city plan commission recommended approval. This application was considered by the City Council at a public hearing on April 26, 2000, May 10, 2000, and May 24, 2000, and was taken under advisement until June 28, 2000, with the public hearing open.)

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

Councilmember Forsythe Lill moved to postpone the application until the August 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.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2102

Item 100: Public Hearing – Zoning Case Z978-336/8956-NW(RB)

A public hearing was called on zoning case Z978-336/8956-NW(RB), an application for and an ordinance granting a CR Community Retail District on property presently zoned an R-5(A) Single Family District on the northeast corner of Walton Walker Boulevard (Loop 12) and Martinez Trail, and a resolution accepting a deed restriction instrument submitted in conjunction with the change of zoning.

(The city plan commission recommended approval, subject to deed restrictions volunteered by the applicant. This application was considered by the City Council at a public hearing on June 14, 2000 and was taken under advisement until June 28, 2000, with the public hearing open.)

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

Deputy Mayor Pro Tem Salazar moved to close the public hearing, accept the recommendation of the city plan commission, pass the ordinance and approve the resolution.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

Assigned ORDINANCE NO. 24307.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2103

Item 101: Public Hearing – Zoning Case Z990-176/11137-C(RB)

A public hearing was called on zoning case Z990-176/11137-C(RB), an application for and an ordinance granting a Planned Development Subdistrict for MF-2 Multiple Family Subdistrict Uses on property presently zoned an MF-2 Multiple Family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District north of Fitzhugh Avenue on Buena Vista Street.

(The city plan commission recommended approval. This application was considered by the City Council at a public hearing on June 14, 2000 and was taken under advisement until June 28, 2000, with the public hearing open.)

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

Councilmember Forsythe Lill moved to close the public hearing, accept the recommendation of the city plan commission, with the following change:

“The left to right reversal of the original plan such that the driveway would exit to Buena Vista on the left side of the complex instead of the right side in order to accommodate drainage, and to adopt the ordinance with the revised plan”

and pass the ordinance.

Motion seconded by Councilmember Loza .

Later in the meeting, Councilmember Forsythe Lill moved to reconsider agenda item 101 in order to correct an error in the development/landscape plan.

Motion seconded by Councilmember Hill.

Councilmember Forsythe Lill moved to close the public hearing, accept the recommendation of the city plan commission, with the following change:

“The corrected plan indicates a setback from Katy Trail of 10 feet on the left side of the plan, and of 12 feet one inch on the right side of the plan”

and pass the ordinance.

Motion seconded by Councilmember Loza and unanimously adopted.

Assigned ORDINANCE NO. 24308.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2104

Item 102: Public Hearing - FLOODPLAIN APPLICATIONS

A public hearing was called on consideration on application for a fill permit and removal of the floodplain (FP) prefix from .349 acres of land currently in the 100-year floodplain of the Richardson Branch, a tributary to White Rock Creek, located at the southeast corner of Greenville Avenue and Forest Lane, zoned Community Retail (CR) and Neighborhood Office (NO) - Fill Permit 00-01 - Financing: No cost consideration to the City

The following individual addressed the city council regarding the application:

Michael Clark, 675 Hillcrest Plaza Dr., representing Kroger

Councilmember Walne moved to close the public hearing and approve the application.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2105

Public Hearing - BENEFIT ASSESSMENT HEARINGS

Alley Group 98-1115

Alley between Alaska Avenue and Marsalis Avenue from McVey Avenue to Corning Avenue

Alley between Willomet Avenue and Winnetka Avenue from Burlington Boulevard to Brooklyn Avenue

- Item 103: * Benefit assessment hearing for alley paving, water and wastewater main improvements on the alleys listed above
- Item 104: * Ordinance levying benefit assessments for alley paving, water and wastewater main improvements on the alleys listed above
- Item 105: * Authorize a contract for the construction of alley paving, water and wastewater main improvements on the alleys listed above - JDJ Construction Company, lowest responsible bidder of five - \$273,200 - Financing: 1998 Bond Funds (\$114,380), Water Utilities Capital Construction Funds (\$158,820)

A public hearing was called to receive citizen comments on a proposal to levy benefit assessments for alley paving, water and wastewater main improvements on the Alley between Alaska Avenue and Marsalis Avenue from McVey Avenue to Corning Avenue and the Alley between Willomet Avenue and Winnetka Avenue from Burlington Boulevard to Brooklyn Avenue.

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

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

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

Assigned ORDINANCE NO. 24309.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2106

Public Hearing - BENEFIT ASSESSMENT HEARINGS

Churchill Way from Hillcrest Road to Breckenridge Drive

- Item 106: * Benefit assessment hearing for street paving, storm drainage, water and wastewater main improvements on the street listed above
- Item 107: * Ordinance levying benefit assessments for street paving, storm drainage, water and wastewater main improvements on the street listed above
- Item 108: * Authorize a contract for the construction of street paving, storm drainage, water and wastewater main improvements on the street listed above - McMahon Contracting, Inc., lowest responsible bidder of seven - \$718,430 - Financing: 1998 Bond Funds (\$530,497), Water Utilities Capital Construction Funds (\$187,933)

A public hearing was called to receive comments on a proposal to levy benefit assessments for street paving, storm drainage, water and wastewater main improvements on Churchill Way from Hillcrest Road to Breckenridge Drive.

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

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

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

Assigned ORDINANCE NO. 24310.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2107

00-2108

Item 109: Consideration of appointments to boards and commissions (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A.)

There were no consideration of appointments to boards and commission.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2109

Item 110: Authorize acceptance of the request of the Youth Commission and Teen Leadership Council to the City Council to endorse and support recommendations for strategies for tobacco education and prevention programs - Financing: No cost consideration to the City

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2110

Item 111: Authorize personnel classification and position changes in various departments which include upgrades, downgrades and reclassifications resulting from the review of classifications as mandated by Council Resolution #94-3507, October 1, 1994

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2111

Item 112: Authorize hardship relief for Alpha VII, Inc. on property at 3120 Grand Avenue from the South Dallas moratorium on the acceptance of applications for building permits and certificates of occupancy for certain uses (Resolution No. 000591, adopted by the City Council on February 9, 2000; and extended by Resolution No. 001694, adopted by the City Council on May 24, 2000) - Financing: No cost consideration to the City

The city secretary announced that Councilmember Chaney had deferred consideration of agenda item 112 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2112

Closed Session

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

- Debra Walker, et al. v. HUD, et al
- City of Fort Worth, Texas and American Airlines, Inc. v. City of Dallas, Texas et al., Cause No. 48-171109-97
- Continental Airlines, Inc. and Continental Express, Inc. v. City of Dallas, Texas and City of Fort Worth, Texas, et al., Cause No. 3:98-CV-1187-R(consolidated with City of Dallas, Texas v. Department of Transportation, et al., Cause No. 3:97-CV-2734-R)
- 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
- Arrendondo, et al v. City of Dallas, Cause No. 199-1743-99
- MD, II v. City of Dallas, et al., DV98-01880-D
- MD, II v. City of Dallas, et al., DV98-08343-B
- MD, II Entertainment, Inc. v. City of Dallas, et al., DV97-08254-J
- MD, II Entertainment, Inc. v. City of Dallas, et al., 99-00755-L
- D Burch, Inc. v. City of Dallas, et al., DV98-02710-L
- D Burch, Inc. v. City of Dallas, et al., 97-06039-J
- D Burch, Inc. v. City of Dallas, et al., DV99-00756-D
- D Burch, Inc. v. City of Dallas, et al., DV98-08344-F
- Allen-Burch, Inc. v. City of Dallas, et al., DV98-08343-B
- Allen-Burch, Inc. v. City of Dallas, et al., DV98-01118-G
- Allen-Burch, Inc. v. City of Dallas, et al., DV99-00754-L
- ERAF Corporation v. City of Dallas, et al., DV98-02501-A
- Northwest Entertainment v. City of Dallas, et al., DV98-05799-E
- Northwest Investments v. City of Dallas, et al., DV98-05801-E
- Avalon Residential Care Homes, Inc. v. City of Dallas, Civil Action No. 3:99-CV-2141-P
- Robert Thomas Buck v. Dexter Calvin Grant and City of Dallas, Cause No. 94-01861
- James Norris v. City of Dallas and Jose Guzman, Cause No. cc-99-10166-d
- TCI Dallas (AT&T) Cable Rate Case Appeal

The posted closed session was not held.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2113

Addendum addition 1: A resolution urging Congress to provide sufficient additional appropriations to implement the Department of Housing and Urban Development's (HUD) new final rule entitled "Requirements for Notification, Evaluation and Reduction of Lead-Based Paint Hazards in Federally Owned Residential Property and Housing Receiving Federal Assistance", and urging HUD to modify the regulation prior to implementation - Financing: No cost consideration to the City

Councilmember Loza moved to approve the resolution.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2114

Addendum addition 2: Authorize a contract with the Dallas Summer Musicals Management Group, Inc. for repairs and maintenance at the Majestic Theatre and Fair Park Music Hall including roof leaks, HVAC system upgrade, painting, installation of security locks and other miscellaneous building repairs - \$270,000 - Financing: Current Funds

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2115

Addendum addition 3: Declare 2 tracts of land, containing approximately 16,889 square feet and approximately 1,125 square feet of city-owned land located near the intersection of Wichita Street and northbound Houston Street Extension, unwanted and unneeded and authorize their conveyance to Anland 10, L. P. - Financing: No cost consideration to the City

The city secretary announced that Councilmember Miller had deferred consideration of addendum addition 3 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2116

Addendum addition 4: Declare approximately 13,863 square feet of city-owned land located near the intersection of Wichita Street and northbound Houston Street Extension, unwanted and unneeded and authorize its conveyance to Anland 1A/1C, L.P. - Financing: No cost consideration to City

The city secretary announced that Councilmember Miller had deferred consideration of addendum addition 4 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2117

Addendum addition 5: Declare the land, including the air rights, in the area located above an elevation of 424.4 feet over approximately 365 square feet of city-owned land near the intersection of Wichita Street and northbound Houston Street Extension, unwanted and unneeded and authorize its conveyance to Anland 1A/1C, L. P. - Financing: No cost consideration to the City

The city secretary announced that Councilmember Miller had deferred consideration of addendum addition 5 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2118

Addendum addition 6: An ordinance (1) abandoning portions of Houston Street, containing approximately 2,406 square feet of land located near the intersection of Continental Avenue and Houston Street, to Anland 2A, L.P., the abutting owner and (2) abandoning portions of Flynn Street, Dale Alley and an unnamed street, containing approximately 15,593 square feet of land located near the intersection of Wichita Street and Houston Street Extension, to Anland 1A/1C, L.P., the abutting owner, and authorizing the quitclaim - Revenue: \$292,118 plus the \$20 ordinance publication fee

The city secretary announced that Councilmember Miller had deferred consideration of addendum addition 6 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2119

Addendum addition 7: An ordinance abandoning portions of Alamo Street to Anland 5B/6, L.P., the abutting owner, containing approximately 22,961 square feet of land located near the intersection of Alamo Street and Hi-Line Drive, and authorizing the quitclaim - Revenue: \$156,135 plus the \$20 ordinance publication fee

The city secretary announced that Councilmember Miller had deferred consideration of addendum addition 7 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2120

Addendum addition 8: An ordinance abandoning portions of Field and Olin Welbourne Streets to Anland 10, L.P., the abutting owner, containing approximately 13,255 square feet of land located near the intersection of Field and Wichita Streets, and authorizing the quitclaim - Revenue: \$197,281 plus the \$20 ordinance publication fee

The city secretary announced that Councilmember Miller had deferred consideration of addendum addition 8 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2121

Addendum addition 9: An ordinance abandoning unneeded street right-of-way abutting the North Houston Street Extension to Anland 3, L.P., the abutting owner, containing approximately 12,755 square feet of land located near the intersection of Wichita Street and North Houston Street Extension, and authorizing the quitclaim - Revenue: \$189,839 plus the \$20 ordinance publication fee

The city secretary announced that Councilmember Miller had deferred consideration of addendum addition 9 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2122

Addendum addition 10: An ordinance abandoning portions of Payne Street, containing approximately 3,395 square feet of land, and a portion of Alamo Street, containing approximately 7,649 square feet of land located between North Akard Street and the North Houston Street Extension to Anland 10, L.P., the abutting owner, and authorizing the quitclaim - Revenue: \$334,098 plus the \$20 ordinance publication fee

The city secretary announced that Councilmember Miller had deferred consideration of addendum addition 10 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2123

Addendum addition 11: An ordinance abandoning an alley to Blackburn Central Holdings, L.P., the abutting owner, containing approximately 263 square feet of land located on Blackburn Street between McKinney Avenue and Cole Avenue, and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee

Councilmember Forsythe Lill moved to pass the ordinance.

Motion seconded by Councilmember Loza and unanimously adopted.

Assigned ORDINANCE NO. 24311.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2124

Addendum addition 12: Authorize (1) a contract for the construction of the Dallas Convention Center Expansion and Renovation 2002 project with Manhattan Construction Company, lowest responsible bidder of two in the amount of \$92,785,000; and, (2) assignment of the construction contract to Austin Commercial, Inc. for construction management within the Guaranteed Maximum Price - \$92,785,000 - Financing: 1998 Convention Center Expansion Funds

The city secretary announced that Deputy Mayor Pro Tem Salazar had deferred consideration of addendum addition 12 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

After the Notice of Deferred Items had been posted Deputy Mayor Pro Tem Salazar stated that he had notified the city secretary in writing that he had deferred addendum item 12 until the next voting agenda meeting, and he moved to withdraw the deferral and consider the item as an individual item.

Mayor Kirk stated the addendum item 12 would be considered in the meeting, there being no objection voiced to Deputy Mayor Pro Tem Salazar's request.

Deputy Mayor Pro Tem Salazar moved to approve the item .

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2125

Addendum addition 13: An ordinance amending Chapter 45 of the Dallas City Code and repealing Ordinance No. 16129, as amended, to codify and revise taxicab rates of fare - Financing: No cost consideration to the City

The following individual addressed the city council regarding taxicab rates of fare:

Tunde Obazee, 6132 Glenview Dr., North Richland Hills, Tx., representing Association of United Taxicab Operators

Councilmember Mallory Caraway moved to pass the ordinance.

Motion seconded by Councilmember Walne and unanimously adopted.

Assigned ORDINANCE NO. 24312.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2126

Addendum addition 14: Authorize a professional services contract with Water Technology, Inc. to provide a master plan for citywide aquatics - \$197,000 - Financing: 1995 Bond Funds (\$177,000) and 1998 Bond Funds (\$20,000)

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Mallory Caraway

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2127

Addendum addition 15: Authorize an amendment to the City of Dallas Housing Department's Developer Fee Rebate Program Statement to increase program participation by increasing the number of reservations which can be made, decreasing the completion ratio prior to additional reservations, extending the reservation period and adding eligible activities for reimbursement/rebate - Financing: No cost consideration to the City

Councilmember Loza moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2128

Addendum addition 16: Authorize (1) a contract for the construction of street paving, utility and streetscaping improvements for Cityplace West Boulevard located in Tax Increment Financing Reinvestment Zone Number Two, City of Dallas, Texas (Cityplace Area TIF District) with Tiseo Paving Company, lowest responsible bidder of six in the amount of \$1,637,636, (2) assignment of the construction contract to Oak Creek Partners, Limited for construction administration, and (3) payment to Oak Creek Partners, Limited in an amount not to exceed \$411,900 for design, construction management, testing, surveying and street lights - \$2,049,536 - Financing: Private Funds (\$2,049,536 advance from Oak Creek Partners, Limited to the Cityplace Area TIF District Fund)

Councilmember Forsythe Lill moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2129

Addendum addition 17: Authorize (1) a contract for the construction of street paving, streetscaping, street lighting, pedestrian lighting, and other safety enhancements and amenities such as benches and bike racks on streets around Republic Center (St. Paul Street, Pacific Avenue, Ervay Street, and Bryan Street) located in Tax Increment Financing Reinvestment Zone Number Five, City of Dallas (City Center TIF District) with Texas Standard Construction, Inc., the only bidder in the amount of \$833,790, (2) assignment of the construction contract to Republic Center Limited Partnership for construction administration, (3) payment to Republic Center Limited Partnership in an amount not to exceed \$61,390 for design and construction management, and (4) an increase in appropriations in the amount of \$3,790 in the City Center TIF District Fund - \$895,180 - Financing: Private Funds (\$815,180 advance from Republic Center Limited Partnership to the City Center TIF District Fund of which \$750,000 will be reimbursed by City Center TIF District Fund), City Center TIF District Fund (\$80,000)

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2130

Addendum addition 18: Authorize a professional services contract with Halff Associates, Inc. for the preparation of the Lower Five Mile Creek Floodplain Management Study from its confluence with the Trinity River to Bonnie View Road and conceptual design and permitting of levee and swale improvements for the expansion of the McCommas Bluff Landfill - \$834,710 - Financing: 1985 Bond Funds (\$346,991), Capital Construction Funds (\$450,000), Current Funds (\$37,719)

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2131

Addendum addition 19: Authorize a professional services contract with Freese and Nichols, Inc. for the preparation of the Elm Fork Floodplain Management Study - \$497,018 - Financing: 1998 Bond Funds

The following individual addressed the city council regarding the Elm Fork Floodplain Management Study:

Marcus Wood, 5335 Ridgelawn Dr., representing Mixmaster Business Association

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Chaney.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2132

Addendum addition 20: Authorize an increase in the contract with Tiseo Paving Company for the removal of concrete on Guillot Street and Allen Street (State-Thomas Phase V-B) - \$46,616, from \$814,318 to \$860,934 - Financing: Private Funds (Advance from Post Apartment Homes, L.P. to the State-Thomas TIF District Fund)

Councilmember Forsythe Lill moved to approve the item.

Motion seconded by Councilmember Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2133

Addendum addition 21: Authorize an increase in the contract with Gibson & Associates, Inc. for the construction of Davis/Bishop Area improvements - \$162,306, from \$2,424,072 to \$2,586,378 - Financing: Neighborhood Renaissance Partnership Section 108 Notes (\$124,025), 1998-99 Community Development Grant Funds (\$38,281)

Mayor Pro Tem Poss moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2134

Addendum addition 22: **Neighborhood Renaissance Partnership Program**

- * Authorize (1) a contract with Allied Builders, Inc., lowest responsible bidder of four, for eleven projects in Area "D" of the Neighborhood Renaissance Partnership Program to construct exterior building improvements under the "Business Facade Improvement Program", thereby upgrading the facade of commercial/retail buildings, funded through NRP Section 108 Loan Guarantee Funds of the Section 108 program; (2) the City Manager or his designee, to implement the business facade program administered by the Economic Development Department, including the NRP Program; (3) the City Manager or his designee, to execute grant contracts for the facade improvements with eleven individual business owners in Area "D"; (4) the City Manager to execute all amendments for any contract documents required to administer the program; and (5) the disbursement of funds for the Neighborhood Renaissance Partnership Program - \$96,095 - Financing: Neighborhood Renaissance Program Section 108 Notes

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2135

Addendum addition 23: **Neighborhood Renaissance Partnership Program**

- * Authorize (1) a contract with New World Industries, lowest responsible bidder of four, for ten projects in Area "C" of the Neighborhood Renaissance Partnership Program to construct exterior building improvements under the "Business Facade Improvement Program", thereby upgrading the facade of commercial/retail buildings, funded through NRP Section 108 Loan Guarantee Funds; (2) the City Manager or his designee, to implement the business facade program administered by the Economic Development Department, including the NRP Program; (3) the City Manager or his designee, to execute grant contracts for the facade improvements with ten individual business owners in Area "C"; and (4) the City Manager to execute all amendments for any contract documents required to administer the program; and (5) the disbursement of funds for the Neighborhood Renaissance Partnership Program - \$77,740 - Financing: Neighborhood Renaissance Partnership Section 108 Notes

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2136

Addendum addition 24: **Southern Dallas Public/Private Partnerships**

- * Authorize (1) an infrastructure cost participation agreement with Morning Park, Inc., a Texas corporation as Nominee for MPI Realty, Ltd., a Texas limited partnership in an amount not to exceed \$6,164,131 for the cost of eligible infrastructure improvements serving Pinnacle Park, payable only after verified completion of improvements; (2) an increase in appropriations in the amount of \$1,550,000 in the Public/Private Partnership Fund; and (3) receive developer funds and increase appropriations by \$2,092,131 in the Public/Private Partnership Fund - Financing: 1998 Bond Funds (\$1,300,000); Public/Private Partnership Funds (\$2,772,000); Private Funds (\$2,092,131)

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2137

Addendum addition 25: **Southern Dallas Public/Private Partnerships**

- * Authorize Supplemental Agreement No. 1 to the contract with Halff Associates, Inc. to provide additional engineering services for the design of water mains in Pinnacle Park commercial development area - \$40,418, from \$381,943 to \$422,361 - Financing: Public/Private Partnership Funds

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2138

Addendum addition 26: **Southern Dallas Public/Private Partnerships**

- * Authorize an increase in the contract with Cajun Constructors, Inc., for the construction of water mains in Pinnacle Park commercial development area - \$351,000, from \$6,153,500 to \$6,504,500 - Financing: Public/Private Partnership Funds

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2139

Addendum addition 27: **Southern Dallas Public/Private Partnerships**

- * Authorize an increase in the contract with Cajun Constructors, Inc., for the construction of water and wastewater mains for Pinnacle Park commercial development area - \$1,549,000, from \$8,072,000 to \$9,621,000 - Financing: Public/Private Partnership Funds

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2140

Addendum addition 28: **Southern Dallas Public/Private Partnerships**

- * Authorize a real property tax abatement agreement with Morning Park, Inc., a Texas corporation, as Nominee for MPI Realty, Ltd., a Texas limited partnership and successors to be assigned to Lincoln Property Company 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 office-tech facilities within Pinnacle Park in City of Dallas Enterprise Zone One, Dallas, Texas - Revenue: First year tax revenue estimated at \$6,008; ten-year revenue estimated at \$60,075 (Estimated revenue foregone for ten-year abatement is \$540,675) - Financing: No cost consideration to the City

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2141

Addendum addition 29: **Southern Dallas Public/Private Partnerships**

- * Authorize a development agreement with The Courtland Group for the funding and construction of certain public infrastructure improvements in an amount not to exceed \$7,000,000 at Mountain Creek Industrial Business Park in City of Dallas Enterprise Zone Two, Dallas, Texas - \$7,000,000 - Financing: 1998 Bond Funds

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2142

Addendum addition 30: **Southern Dallas Public/Private Partnerships**

- * Authorize a resolution evidencing the City's intent to consider granting a property tax abatement to The Courtland Group for the construction of four new industrial facilities at Mountain Creek in City of Dallas Enterprise Zone Two, Dallas, Texas at a future City Council date prior to September 1, 2005 - Financing: No cost consideration to the City

Councilmember Mallory Caraway moved to approve the resolution.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2143

Addendum addition 31: **Southern Dallas Public/Private Partnerships**

- * Authorize a resolution evidencing the City's intent to enter into a development agreement with LBJ-Diamond and Langdon 114 for funding and construction of certain public infrastructure improvements in an amount not to exceed \$8,300,000 in Southport Business Park located in City of Dallas Enterprise Zone Three, City of Dallas, Texas - Financing: No cost consideration to the City

Councilmember Mallory Caraway moved to approve the resolution.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2144

Addendum addition 32: **Southern Dallas Public/Private Partnerships**

- * Authorize a resolution evidencing the City's intent to consider granting tax abatement for the construction of four new industrial facilities in Southport Business Park with LBJ-Diamond and Langdon 114 at a future City Council date prior to September 1, 2005 - Financing: No cost consideration to the City

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2145

Addendum addition 33: **Southern Dallas Public/Private Partnerships**

- * Authorize an infrastructure cost participation agreement with James Michael Boney and Vernon Jordon (developers) for an amount not to exceed \$1,000,000 for infrastructure improvements for The Villages of Runyon Springs, a residential development consisting of 278 acres located between Lancaster Road and Houston School Road near Simpson Stuart Road - Financing: 1995 Bond Funds

Councilmember Fantroy moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2146

Addendum addition 34: **Southern Dallas Public/Private Partnerships**

- * Authorize an infrastructure cost participation agreement with James Michael Boney and Vernon Jordon (developers) for an amount not to exceed the rate in evaluated cost tables or rate in contract for the oversizing of water and wastewater mains or \$350,000 whichever is less, within 90 days of acceptance by the Department - Financing: Water Utilities Current Funds

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2147

Addendum addition 35: **Southern Dallas Public/Private Partnerships**

Direct the City Manager to secure funds in an amount not to exceed \$3,000,000 from public and/or private sources to purchase approximately 200 acres in the I-20 corridor of Southern Dallas for establishment of a permanent campus in Southern Dallas for the University of North Texas System Center (Deputy Mayor Pro Tem Salazar and Councilmembers Hill, Mallory Caraway, Fantroy, and Chaney via Mayor Kirk)

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Finkelman.

Councilmember Hill moved to amend the resolution to direct the city manager to secure the funds by January 2002.

Motion seconded by Councilmember Chaney.

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

Mayor Kirk declared the motion adopted on a divided voice vote, with Councilmembers Miller, Blumer and Greyson voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2148

Addendum addition 36: **Southern Dallas Public/Private Partnerships**

Authorize a contract with the Oak Cliff Foundation to loan an amount not to exceed \$1,700,000 of Neighborhood Renaissance Partnership Section 108 Notes for land acquisition, including eligible site preparation, professional, and other related soft costs, construction, reconstruction, historic preservation, rehabilitation costs associated with renovation of the Texas Theater and related properties, 231 W. Jefferson Boulevard and 210 Sunset Avenue, into a community performing arts center in furtherance of the elimination or prevention of blighted and deteriorated conditions - Not to exceed \$1,700,000 - Financing: Neighborhood Renaissance Partnership Section 108 Notes (Forgivable loan - not to exceed \$1,200,000; Term loan - \$500,000)

The city secretary announced that Councilmember Blumer had deferred consideration of addendum addition 36 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

After the Notice of Deferred Items had been posted, Councilmember Blumer stated that she had notified the city secretary in writing that she had deferred addendum addition 36 until the next voting agenda meeting, but that she wished to withdraw the deferral and consider the item as an individual item.

Mayor Kirk stated that addendum addition 36 would be considered later in the meeting, there being no objection voiced to Councilmember Blumer's request.

Later in the meeting addendum addition 36 was brought up for consideration.

The following individual addressed the city council regarding the Oak Cliff Foundation:

Pam Conley, 901 Madison Ave.

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2149

Addendum addition 37: An ordinance closing Crethaven Road at Bluff View Boulevard to all vehicular traffic, pursuant to Resolution No. 93-4028, which authorizes the Policy for Closure of Local Residential Streets to Through Vehicular Traffic - Revenue: \$1,500 plus the \$20 ordinance publication fee

Councilmember Forsythe Lill moved to pass the ordinance.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

Assigned ORDINANCE NO. 24313.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2150

Addendum addition 38: An ordinance abandoning a portion of Berne Street, an alley and five utility easements to John P. Zito, Michelle Zito, Kenneth R. Gibbons, the Estate of M.L. Isbell, Charles R. Carnahan, Norman Hogue, Marciano Olivarez, William J. Teeter and William Whitfield Bishop, the abutting owners, containing approximately 43,045 square feet of land near the intersection of Hampton Road and Illinois Avenue, providing for the dedication of approximately 4,200 square feet of land needed for street right-of-way, and authorizing the quitclaim - Revenue: \$244,341 plus the \$20 ordinance publication fee

Councilmember Mallory Caraway moved to pass the ordinance.

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

Assigned ORDINANCE NO. 24314.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2151

Addendum addition 39: An ordinance abandoning portions of Meyers Street, Park Row Avenue and two alleys to Eban Village I, Ltd. and Eban Village II, Ltd., the abutting owners, containing approximately 81,982 square feet of land located near the intersection of Meyers Street and Grand Avenue, and providing for the dedication of approximately 18,320 square feet of land needed for street and alley rights-of-way, and not less than approximately 39,093 square feet of land for a private drive, and authorizing the quitclaim - Revenue: \$20,884 plus the \$20 ordinance publication fee

Councilmember Chaney moved to pass the ordinance.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

Assigned ORDINANCE NO. 24315.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2152

Addendum addition 40: An ordinance adding Chapter 12A, "Code of Ethics," to the Dallas City Code, as amended; repealing Article XII of Chapter 2, "Administration," and Article I of Chapter 31A, "Officers and Employees"; providing a purpose; providing principles of conduct for elected and appointed city officials; defining terms; revising the ethics laws governing current and former officials and employees of the city; providing regulations, restrictions, and prohibitions relating to improper economic benefits, unfair advancement of private interests, gifts, confidential government information, outside employment, and use of public property and resources; regulating political activities of city officials and employees; providing restrictions on contracting with the city and representing the private interests of others before the city; providing requirements for certain city officials and employees to file financial disclosure reports and travel reports; providing for the creation, membership, qualifications, jurisdiction, and powers of the ethics advisory commission; providing procedures and requirements for the disposition of complaints of ethics violations; providing for legal council to the ethics advisory commission; providing for enforcement and penalties relating to ethics violations; providing a saving clause; providing a severability clause; and providing an effective date and an expiration date - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the Code of Ethics:

Roy Williams, 5881 Preston View Blvd., representing Forty Acres and a Mule
Sydney Kay, 5718 Harvest Hill Rd.

Edith Tyloch, 13548 Red Fern Ln., representing RANDCO

Fred Lewis, 4509 Edgemont, Austin, Tx, representing Campaigns for People
Marvin Crenshaw, 5134 Malcolm X Blvd.

Edgar Butschek, 13439 Spring Grove Ave., representing RANCO

Councilmember Thornton Reese moved to pass the ordinance as presented.

Motion seconded by Mayor Pro Tem Poss.

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Councilmember Miller moved to amend the ordinance by amending Section (b) Contents of financial disclosure report to substitute the state's disclosure form as described in the Government Code Chapter 572.

Motion seconded by Councilmember Blumer

Mayor Kirk called the vote on the motion:

Voting Yes: [4] Loza, Miller, Greyson, Blumer

Voting No: [11] Kirk, Poss, Salazar, Thornton Reese, Hill, Mallory Caraway, Chaney, Fantroy, Walne, Finkelman, Forsythe Lill

Mayor Kirk declared the motion failed.

Councilmember Miller moved to amend the ordinance by amending Subsection (b) Contents of Financial Report to include the following:

- (1) The state disclosure form's Part 2 re: (which includes name of person holding the stock, number of shares up to 4,999 net gain/loss if sold up to \$25,000+)
- (2) The state disclosure form's Part 3 re: Bonds, Notes and other Commercial paper (which includes description of instrument, name of person holding the instrument, net gain/loss if sold up to \$25,000+)
- (3) The state disclosure form's Part 4 re: Income from Interest, Dividends, Royalties, and Rents (which includes source of income, family member who received the income, amount of income up \$25,000+)
- (4) The state disclosure form's Part 6A 43: Interest in Real Property (which includes name of family member who holds the property, number of lots or acres, county where located, street address, names of persons retaining an interest, net gain/loss if sold up to \$25,000+)

Motion seconded by Councilmember Blumer.

Mayor Kirk called the vote on the motion:

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

Mayor Kirk declared the motion failed.

Councilmember Miller moved to amend the ordinance by amending Section 12A-3 Improper Economic Benefit by restoring fully the following under Subsection (a):

- (7) a business entity that the official or employee knows is an affiliated business or partner of a business entity in which any person listed in Subsection (a) (1) holds an economic interest;
- (8) a business entity that the official or employee knows is an affiliated business or partner of a business entity in which any persons listed in Subsection (a) (2) or (a) (4) holds a substantial economic interest;

And thereby restore fully Sec. 12A-3(2), **DEFINITIONS:**

- (3) **AFFILIATED.** Business entities are “affiliated” if one is the parent or subsidiary of the other or if they are subsidiaries of the same parent business entity.

and

Sect. 12A-7(c)(3) to restore the word “affiliate”

Mayor Kirk asked Councilmember Thornton Reese as the maker of the original motion if she would accept.

Councilmember Thornton Reese stated that she would not accept.

Mayor Kirk called the vote on the motion:

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

Mayor Kirk declared the motion adopted.

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Councilmember Miller moved to reinstate Subsection (b) (4) but use the first degree of consanguinity instead of second: "A city official or employee shall not appoint or employ, or take any action to influence the appointment of employment of, any relative within the first degree of consanguinity or affinity or any member of the official's or employee's household to any office, position of employment, or board or commission within the city.

Motion seconded by Councilmember Blumer.

Mayor Kirk called the vote on the motion:

Voting Yes: [7] Poss, Loza, Miller, Walne, Finkelman, Greyson, Blumer

Voting No: [8] Kirk, Salazar, Thornton Reese, Hill, Mallory Caraway, Chaney, Fantroy, Forsythe Lill

Mayor Kirk declared the motion failed.

Councilmember Miller moved to amend Subsection (b) (4) to prohibit council members from appointing relatives (within the first degree of consanguinity or affinity) of their fellow council members to the city's Ethics Commission and its quasi-judicial boards and commissions (or all boards and commissions if the amendment is approved.

Motion seconded by Councilmember Blumer.

Mayor Kirk called the vote on the motion:

Voting Yes: [8] Poss, Loza, Miller, Walne, Finkelman, Greyson, Blumer, Forsythe Lill

Voting No: [7] Kirk, Salazar, Thornton Reese, Hill, Mallory Caraway, Chaney, Fantroy

Mayor Kirk declared the motion adopted.

Councilmember Miller moved to restore Subsection (d) and add language in boldface: "Duty to cooperate. All city officials and employees shall cooperate with the ethics advisory commission and shall supply testimony or evidence to assist the commission in carrying out its charge, **except to the extent that they invoke their Fifth Amendment rights against self-incrimination.** Failure to abide by the obligations imposed by this subsection is a violation of this chapter."

Motion seconded by Councilmember Blumer.

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Mayor Kirk called the vote on the motion:

Voting Yes: [5] Miller, Walne, Finkelman, Greyson, Blumer
Voting No: [10] Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway,
Chaney, Fantroy, Forsythe Lill

Mayor Kirk declared the motion failed.

Councilmember Miller moved to restore in part Subsection (A):

(A) The term 'client' includes **any specialized and highly personalized** professional business relationship of an individual official or employee. **The term does not include a regular or ordinary business or vendor relationship.**

Motion seconded by Councilmember Blumer.

Mayor Kirk called the vote on the motion:

Voting Yes: [10] Poss, Salazar, Loza, Miller, Chaney, Walne, Finkelman, Greyson, Blumer,
Forsythe Lill
Voting No: [5] Kirk, Thornton Reese, Hill, Mallory Caraway, Fantroy

Mayor Kirk declared the motion adopted.

Councilmember Miller moved to substitute prior language, as recommended by the Ethics Task Force, in Subsection (a) Filing, which would allow any person to file a complaint with the Ethics Commission.

The prior language reads: "Any person other than an ethics advisory commission member who believes there has been a violation of this chapter may file a sworn complaint, under the penalty of perjury, with the city secretary."

Motion seconded by Councilmember Blumer.

Mayor Kirk called the vote on the motion:

Voting Yes: [5] Loza, Miller, Finkelman, Blumer, Forsythe Lill
Voting No: [10] Kirk, Poss, Salazar, Thornton Reese, Hill, Mallory Caraway, Chaney,
Fantroy, Walne, Greyson

Mayor Kirk declared the motion failed.

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Councilmember Miller moved to restore in part Subsection (B):

- (B) If the official or employee does not personally represent the client but conducts business as a member of a primary partnership or professional corporation or conduct business through another entity, a client of the partnership, professional corporation, or entity is deemed to be a client of the official or employee if:
- (i) the partnership, professional corporation, or entity either derives two percent or more of its annual gross income within the preceding 12 months from the client **or is currently engaged on a matter that will likely generate two percent or more of the entity's gross income within the next 12 months; and**
 - (ii) the city official or employee knows of the client's relationship.

Motion seconded by Councilmember Blumer.

Mayor Kirk called the vote on the motion:

Voting Yes: [6] Poss, Loza, Miller, Chaney, Greyson, Blumer
Voting No: [9] Kirk, Salazar, Thornton Reese, Hill, Mallory Caraway, Fantroy, Walne,
Finkelman, Forsythe Lill

Mayor Kirk declared the motion failed.

Councilmember Miller moved to amend Subsection (a) to add language in bold: "Economic interest affected. To avoid the appearance and risk of impropriety, a city official or employee shall not take any official action, **or participate in or attempt to influence in any way**, that he or she knows is likely to affect particularly the economic interests of;

Motion seconded by Councilmember Blumer.

After discussion, Councilmember Miller withdrew her amendment.

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Councilmember Miller moved to amend Subsection (a) (4) to delete the word substantial: “(4) a business entity in which the official or employee knows that he or she holds a (substantial) economic interest.”

After discussion, Mayor Kirk asked Councilmember Thornton Reese if she would accept the amendment.

Councilmember Thornton Reese accepted the amendment.

Councilmember Miller moved to amend Subsection (b) (2) “Each financial disclosure report must be on a form provided by the city secretary and must contain all of the following information.”

Add the following: “A list of the employee’s or official’s clients, as defined in Sec. 12A-2(9)(b), that contribute two percent or more of the annual gross income of the official’s or employee’s partnership, professional corporation, or business entity for the preceding 12 months.”

Motion seconded by Councilmember Blumer.

Mayor Kirk called the vote on the motion:

Voting Yes: [2] Miller, Blumer

Voting No: [13] Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Fantroy, Walne, Finkelman, Greyson, Forsythe Lill

Mayor Kirk declared the motion failed.

Councilmember Miller moved to amend Subsection (a) (b) to remove all references to “substantial” (economic interest) so that it reads “economic interest”:

(b) ~~substantial~~ economic interest affected. To avoid the appearance and risk of impropriety, a city official or employee shall not take any official action that he or she knows is likely to affect particularly the ~~substantial~~ economic interests of:

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- (1) the official's or employee's parent, child, spouse, or other family member within the first degree of consanguinity or affinity;
- (2) the official's or employee's domestic partner;
- (3) an outside employer of the official's or employee's parent, child, spouse, or other family member within the first degree of consanguinity or affinity, or domestic partner, but only if the official or employee knows the family member or domestic partner has a ~~substantial~~ substantial economic interest in the outside employer;
- (4) a business entity in which the official or employee knows that a ~~substantial~~ substantial economic interest is held by his or her:
 - (A) parent, child, spouse, or other family member within the first degree of consanguinity or affinity; or
- (5) a person or business entity:
 - (A) from whom, within the past 12 months, the official's or employee's spouse, directly or indirectly, has:
 - (i) solicited an offer of employment;
 - (ii) received and not rejected an offer of employment; or
 - (iii) accepted an offer of employment; or
 - (B) with whom the official's or employee's spouse, directly or indirectly, is engaged in negotiations pertaining to a business opportunity.

Motion seconded by Councilmember Blumer.

Mayor Kirk called the vote on the motion:

Voting Yes: [7] Loza, Miller, Walne, Finkelman, Greyson, Blumer, Forsythe Lill

Voting No: [8] Kirk, Poss, Salazar, Thornton Reese, Hill, Mallory Caraway, Fantroy

Mayor Kirk declared the motion failed.

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Councilmember Miller moved to amend Subsection (a) "Who must file" to include:

- 1) Business Development Corporation Board.
- 2) Community Development Commission.
- 3) Consolidated Economic Development Boards
- 4) Dallas Central Appraisal District Board
- 5) Housing Financial Corporation Board
- 6) All of the reinvestment zone boards
- 7) Assistant city managers
- 8) Department directors

Councilmember Miller stated that she would further amend Subsection (a) by deleting 3, 4 and 8.

Motion seconded by Councilmember Blumer.

Mayor Kirk called the vote on the motion:

Voting Yes: [10] Poss, Salazar, Loza, Miller, Thornton Reese, Chaney, Finkelman,
Greyson, Blumer, Forsythe Lill

Voting No: [5] Kirk, Hill, Mallory Caraway, Fantroy, Walne

Mayor Kirk declared the motion adopted.

Councilmember Finkelman moved to add the word "domestic partner" wherever the word "spouse" is used.

Motion seconded by Councilmember Loza.

Mayor Kirk called the vote on the motion:

Voting Yes: [15] Kirk, Poss, Salazar, Loza, Miller, Thornton Reese, Hill, Mallory Caraway,
Chaney, Fantroy, Walne, Finkelman, Greyson, Blumer, Forsythe Lill

Voting No: [0]

Mayor Kirk declared the motion adopted.

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Councilmember Finkelman moved to asked the city attorney to add language that would allow a sitting Ethics Commissioner who is completing their term, but has begun an ethics hearing to continue hearing that case to completion.

After discussion, Councilmember Finkelman withdrew her motion.

Mayor Pro Tem Poss moved to amend Section 5 of 12A.43 by inserting January 1, 2001 as the effective date of the ordinance.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

Councilmember Blumer moved to amend Section 12A-15(b) to delete within one year after terminating of official duties to ever.

“A former city official or employee may not ever perform work on a compensated basis relating to a discretionary contract or if he or she personable participated in the negotiating awarding of the contract.

Motion seconded by Councilmember Miller.

Mayor Kirk called the vote on the motion:

Voting Yes: [2] Miller, Blumer

Voting No: [13] Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Fantroy, Walne, Finkelman, Greyson, Forsythe Lill

Mayor Kirk declared the motion failed.

Councilmember Blumer moved to add: no city employee who negotiates a contract with an entity may engage in any discussion relating to that employees employment with that entity until the passage of one year if the entity initiates such a discussion the employee shall immediately report that discussion to the city council.

Councilmember Miller made an amendment to Councilmember Blumer’s motion to provide that if a job offer is made to a department head or higher and its with someone who in the past twelve months has worked on a discretionary contract; that employee must disclose the offer to his superiors whether or not he/she accept or rejects the offer.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

00-2152

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

Mayor Kirk declared with no one else requesting to speak the question calls itself.

Mayor Kirk called the vote on Councilmember Blumer's motion with Councilmember Miller's amendment:

Voting Yes: [7] Loza, Miller, Walne, Finkelman, Greyson, Blumer, Forsythe Lill

Voting No: [7] Kirk, Poss, Salazar, Thornton Reese, Hill, Mallory Caraway, Chaney, Fantroy

Mayor Kirk declared the motion failed.

Councilmember Blumer moved to change the make up of the commission to 15 instead of seven.

Motion seconded by Councilmember Miller.

Mayor Kirk called the vote on the motion:

Voting Yes: [3] Miller, Greyson, Blumer

Voting No: [12] Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Fantroy, Walne, Finkelman, Forsythe Lill

Mayor Kirk declared the motion failed.

Councilmember Miller moved to add that if a department head or higher has worked on a discretionary contract personally in the last twelve months and gets an offer of employment from the person he is working with, he must report that to his superiors.

Motion seconded by Councilmember Blumer.

Mayor Kirk called the vote on the motion:

Voting Yes: [9] Poss, Loza, Miller, Chaney, Walne, Finkelman, Greyson, Blumer,
Forsythe Lill

Voting No: [6] Kirk, Salazar, Thornton Reese, Hill, Mallory Caraway, Fantroy

Mayor Kirk declared the motion adopted.

Mayor Kirk called the vote on the ordinance as amended:

Voting Yes: [15] Kirk, Poss, Salazar, Loza, Miller, Thornton Reese, Hill, Mallory Caraway,
Fantroy, Chaney, Walne, Finkelman, Greyson, Blumer, Forsythe Lill

Voting No: [0]

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 24316.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2153

Addendum addition 41: Authorize a professional services contract with HNTB Corporation to develop a comprehensive land use plan for the Trinity River Corridor - \$924,957 - Financing: 1998 Bond Funds (\$878,837), Contingency Reserve Funds (\$46,120)

The following individuals addressed the city council regarding the Trinity River Corridor:

Deborah Alves, 5719 Deseret Trl., representing Real Estate Council
Bob Darrouzet, 4600 Beverly Dr., Highland Park
Campbell Read, 5839 Monticello Ave., representing Save the Trinity

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Mayor Pro Tem Poss.

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

Voting Yes: [10] Kirk, Poss, Salazar, Loza, Thornton Reese, Mallory Caraway, Fantroy,
Walne, Finkelman, Forsythe Lill
Voting No: [5] Miller, Hill, Chaney, Greyson, Blumer

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2154

Addendum addition 42: Authorize the City of Dallas Housing Finance Corporation to adopt Multifamily Program policy revisions to further define project eligibility, establish degree of rehabilitation required; require social services for project residents and provide for the use of ad valorem tax savings received by Community Housing Development Organizations
- Financing: No cost consideration to the City

The following individual addressed the city council regarding the City of Dallas Housing Finance Corporation:

Albert Parker, 9647 Oak Gate Ln.

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2155

Addendum addition 43: Authorize a Memorandum Agreement with the Dallas Opera Foundation wherein they pledge to donate no less than \$3,333,333 to be used for the acquisition of land for the future development of the performing arts center - 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.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2156

Addendum addition 44: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of 14 tracts of vacant land, containing a total of approximately 2.3 acres, located near the intersection of Ross Avenue and Fairmount Street, for the Performing Arts Center (list attached) - \$6,136,320 - Financing: 1998 Bond Funds (\$4,602,240) Performing Arts Complex Funds (\$1,534,080)

Councilmember Forsythe Lill moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2157

Addendum addition 45: Authorize a contract for the purchase and installation of furniture for the Police, Building Inspection and Water Departments at the Northwest Service Center - GF Office Furniture, Ltd., lowest responsible bidder of two - \$455,797 - Financing: Northwest Service Center Relocation Funds

Councilmember Loza moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2158

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, JUNE 28, 2000

EXHIBIT C

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JUNE 28, 2000

00-2000

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

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

ABSENT: [0]

CORRECTION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 28, 2000

00-2094

Item 92: Zoning Case Z990-163/11118-SW(FD)

The consent zoning docket, consisting of agenda items 91-96 was presented.

Councilmember Miller requested that consent zoning docket item 92 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 92 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Miller's request.

A public hearing was called on zoning case Z990-163/1118-SW(FD), an application for and an ordinance granting an amendment to the development plan and conditions for Planned Development District No 186 for residential, office and retail uses and an ordinance creating a new Planned Development District for TH-2(A) Townhouse District Uses, A(A) Agricultural District Uses, Church Use and Surface Parking Use on property presently zoned PDD No. 186, and an A(A) Agricultural District on Kiest Boulevard, between Mountain Creek Parkway and Spur 408.

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

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

Appearing in favor of the city plan commission recommendation:

Susan Mead, 1445 Ross Ave., representing the applicant

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

- (1) Full execution of a three-way contract for construction of a right turn deceleration lane on east bound and west bound Kiest Boulevard into the main points of ingress-egress to the property, as shown on the attached development plan for Subarea 1 and for the modification of the median to provide left-turn lanes according to Texas Department of Transportation specifications.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

00-2094

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- (2) Funding for the cost of installation of parking control signs on Kiest Boulevard placed in escrow with the Department of Public Works and Transportation.
- (3) Full execution of a three way contract for construction of sidewalks to the City of Dallas standards along Kiest Boulevard, except as partially waived in subsection (5) **below**.
- (4) Provision of marked pedestrian crosswalks on Kiest Boulevard.
- (5) A waiver of the sidewalk requirements pursuant to Section 51A-8.606 is hereby granted only as to that portion of Subarea 1 where a sidewalk would otherwise be required, beginning at the church driveway shown on the Subarea 1 development plan, and from that point in an easterly direction for ~~350~~ **360** feet.

and pass the ordinance.

Assigned ORDINANCE NO. 24302.