

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, DECEMBER 13, 2000

00-3650

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 12:12 p.m.

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

Mayor Kirk asked all members of the city council and the audience to stand and pray in silence.

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 6:45 p.m.

Mayor

ATTEST:

City Secretary

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

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

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, DECEMBER 13, 2000

EXHIBIT A

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, DECEMBER 13, 2000

EXHIBIT B

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3651

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: Leonard Mitchell, 10445 Harvest Rd. **NO SHOW**
SUBJECT: Dallas Police Department Internal Affairs

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Media, KKK, Dallas Morning News, EPA, DHA, Mayor Ron Kirk

SPEAKER: Randy Staff, 696 Tokalon Dr.
SUBJECT: Neighborhood

SPEAKER: R. Wilson, 4827 Wateka Dr. **NO SHOW**
SUBJECT: City Park and Recreation requiring identification to enter in city and public building

SPEAKER: Albert Parker, 9647 Oak Gate Ln.
SUBJECT: Enforcing the new city sex business ordinance referring to motels on Jim Miller Rd. and South Loop 12

OPEN MICROPHONE - END OF MEETING:

SPEAKER: Robert Smithback, 408 Park Ave.
SUBJECT: Dallas Police Department, City Services

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd. **CANCELED**
REPRESENTING: Malcolm X Community Council

SPEAKER: Pam Wick, 4200 S. Fitzhugh Ave. **NO SHOW**
REPRESENTING: Our Brother's Keeper
SUBJECT: South Dallas Teenage Issues

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SPEAKER: Charles Hawthorne, 2602 Wells St. **NO SHOW**
REPRESENTING: Our Brother's Keeper
SUBJECT: South Dallas Teenage Issues

SPEAKER: Anshequia Hattley, 2710 Jeffries St. **NO SHOW**
REPRESENTING: Our Brother's Keeper
SUBJECT: South Dallas Teenage Issues

SPEAKER: Jurline Hollins, 1514 Homeland St.
SUBJECT: Taxation Without Representation, Corruption at City Hall

SPEAKER: Marilyn Johnson-Cobbs, 2311 Marburg St.
SUBJECT: Problems with Intercity Community Development Corporation

SPEAKER: Victor Smith, 1423 W. Red Bird Ln.
SUBJECT: Resident next door

SPEAKER: Ted Groesbeck, 16213 Hwy 51, Gainesville, TX
SUBJECT: Granting an occupancy license

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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00-3652

Item 1: Approval of Minutes of the November 8, 2000 City Council Meeting

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

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CITY OF DALLAS, TEXAS

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00-3653

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-112 was presented for consideration.

The city secretary announced that the city manager had deleted agenda items 34, 75 and 101 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

The city secretary announced that Councilmember Fantroy had deferred consideration of consent agenda item 56 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Blumer requested that agenda items 3, 76, 79, 80, 83, 84, 85, 86, 87, 88 and 89 be considered as individual items. Mayor Kirk stated that consent agenda items 3, 76, 79, 80, 83, 84, 85, 86, 87, 88 and 89 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Blumer's request.

Councilmember Miller requested that agenda items 20, 51, 76, 79, 80 and 82 be considered as individual items. Mayor Kirk stated that consent agenda items 20, 21, 76, 79, 80 and 82 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Miller's request.

Mayor Pro Tem Poss requested that agenda items 42, 83, 84, 85, 86 and 87 be considered as individual items. Mayor Kirk stated that consent agenda items 42, 83, 84, 85, 86 and 87 would be considered as individual items later in the meeting, there being no objection voiced to Mayor Pro Tem Poss' request.

Deputy Mayor Pro Tem Salazar requested that agenda item 91 would be considered as an individual item. Mayor Kirk stated that consent agenda item 91 would be considered as an individual item later in the meeting, there being no objection voiced to Deputy Mayor Pro Tem Salazar's request.

Councilmember Forsythe Lill requested that agenda item 110 would be considered as an individual item. Mayor Kirk stated that consent agenda item 110 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

Councilmember Walne moved to approve all items on the consent agenda with the exception of consent agenda items 34, 75 and 101, which was deleted on the addendum, consent agenda 56, which was deferred, and consent agenda items 3, 20, 42, 51, 76, 79, 80, 82, 83, 84, 85, 86, 87, 88, 89, 91 and 110, which would be considered later in the meeting.

Motion seconded by Councilmember Greyson and unanimously adopted.

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CITY OF DALLAS, TEXAS

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00-3654

Item 2: Authorize a professional services contract with Brown, Reynolds, Watford, Architects, Inc. to provide a conceptual design for expansion of The Dallas Aquarium Building at Fair Park - \$100,000 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

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00-3655

Item 3: Authorize a professional services contract with Carter & Burgess, Inc. to prepare a Long Range Strategic Plan for the Park and Recreation Department - \$1,398,870 - Financing: 1985 Bond Funds (\$500,000), 1995 Bond Funds (\$288,970), 1998 Bond Funds (\$540,000) and Samuell Trust Funds (\$69,900)

Councilmember Blumer requested that consent agenda item 3 be considered as an individual item. Mayor Kirk stated that consent agenda item 3 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 3 was brought up for consideration.

Councilmember Blumer moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

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00-3656

Item 4: Authorize a professional services contract with Jones & Boyd, Inc. to provide design services for playground facilities at Eladio R. Martinez, Emma Carter, Helen C. Emory, Kidd Springs, Alta Mesa, Bitter Creek and Tommie M. Allen Parks - \$62,000
- Financing: 1998 Bond Funds

Approved as part of the consent agenda.

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00-3657

Item 5: Authorize a professional services contract with Halff Associates, Inc. to provide engineering services for the replacement or rehabilitation of water and wastewater mains located in an area bounded by Mockingbird Lane, I. H. 30, Illinois Avenue and Hampton Road - \$1,199,998 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

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00-3658

Item 6: Authorize a contract for gymnasium and kitchen repairs at Samuell Grand Recreation Center - Vaughan Construction, Inc., lowest responsible bidder of four - \$170,000 - Financing: Samuell Trust Funds

Approved as part of the consent agenda.

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00-3659

Item 7: Authorize a contract for roof replacement at the Equipment and Building Services' Offices located at 2761 Municipal Street - Tyler Consolidated, Inc. dba American Consolidated Roofing, only bidder - \$78,135 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

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00-3660

Item 8: Authorize a contract for the construction of a wastewater main from I-20 southwest approximately 3,000 feet to Bonnie View Road - Atkins Bros. Equipment Co., Inc., lowest responsible bidder of fourteen - \$415,074 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

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00-3661

Item 9: Authorize a contract for construction of a new restaurant including outdoor decking and kitchen equipment, utility additions, structural repairs and enhancements to the main entry bridge, new paving from the entry bridge to the crossover road at the Exxon Tiger Exhibit at the Dallas Zoo - Southcrest Corporation, lowest responsible bidder of four - \$3,652,438 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

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00-3662

Item 10: Authorize a contract for site development including removal and relocation of two soccer fields, irrigation, walking trail and concrete parking area at Anderson-Bonner Park - Riverway Contractors and Management, Inc., lowest responsible bidder of seven - \$216,515 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

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00-3663

Item 11: Authorize a contract for site development including walkways, playground replacement, restriping basketball court, retaining wall and drinking fountain at Herndon Park - R-Con, Inc., lowest responsible bidder of four - \$151,775 - Financing: Neighborhood Renaissance Partnership Program Section 108 Notes

Approved as part of the consent agenda.

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00-3664

Item 12: Authorize a contract for water infiltration and structural repairs for The Dallas Aquarium Building at Fair Park - Bluebonnet Waterproofing, Inc., lowest responsible bidder of three - \$344,780 - Financing: 1998 Bond Funds (\$223,780) and Capital Construction Funds (\$121,000)

Approved as part of the consent agenda.

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00-3665

Item 13: Authorize a contract for restoration of the Automobile Building, Phase II at Fair Park - Mart, Inc., lowest responsible bidder of three - \$621,000 - Financing: State Fair of Texas Capital Construction Funds

Approved as part of the consent agenda.

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00-3666

Item 14: Authorize a contract for the construction of the Trinity River boat ramp, access road and parking near Sylvan Avenue at the Trinity River - R-Con, Inc., lowest responsible bidder of ten - \$245,684 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

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00-3667

Item 15: Authorize a contract for the construction of peak flow improvements and closure of Lagoon A at the Central Wastewater Treatment Plant - S. J. Louis Construction of Texas Ltd., L.L.P., lowest responsible bidder of five - \$7,087,762 - Financing: Water Utilities Capital Improvement Funds (\$6,988,162) and Water Utilities Capital Construction Funds (\$99,600)

Approved as part of the consent agenda.

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00-3668

Item 16: Authorize Supplemental Agreement No. 1 to the professional services contract with Conley Design Group, Inc. to provide a revised scope of work for the roof replacement at Love Field Airport - \$94,993, from \$128,200 to \$223,193 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

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00-3669

Item 17: Authorize Supplemental Agreement No. 2 to the contract with FACL, Inc. to provide miscellaneous modifications for conservation of the murals at the Centennial and Food and Fiber Buildings at Fair Park - \$422,930, from \$2,503,118 to \$2,926,048 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

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00-3670

Item 18: Authorize Supplemental Agreement No. 3 to the contract with Selzer Associates to provide contract administration and additional design services for interior renovations at Cummings Park Recreation Center - \$14,000, from \$22,350 to \$36,350 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

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00-3671

Item 19: Authorize Supplemental Agreement No. 1 to the contract with ArchiTexas - Architecture, Planning and Historic Preservation, Inc. to provide historic paint analysis for the Sheep and Goat, Poultry and Arena Buildings within the Pan American Complex at Fair Park - \$42,700, from \$47,120 to \$89,820 - Financing: State Fair of Texas Capital Construction Funds

Approved as part of the consent agenda.

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00-3672

Item 20: Authorize Supplemental Agreement No. 1 to the contract with Water Technology, Inc. to provide geotechnical investigation, site survey design, construction documents and construction administration for spraygrounds at Daniieldale, Mildred L. Dunn, Pemberton Hill and Umphress Parks and geotechnical and survey for proposed sites for additional spraygrounds at Overlake and Barry Barker Parks - \$171,272, from \$197,000 to \$368,272 - Financing: 1995 Bond Funds (\$63,636) and 1998 Bond Funds (\$107,636)

Councilmember Miller requested that consent agenda item 20 be considered as an individual item. Mayor Kirk stated that consent agenda item 20 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 20 was brought up for consideration.

Councilmember Thornton Reese moved to approve the item.

Motion seconded by Councilmember Fantroy and unanimously adopted.

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00-3673

Item 21: Authorize Supplemental Agreement No. 2 to the contract with Stephens & Associates Architects to provide additional plan review and/or site inspection of new or altered Park and Recreation Department facilities for compliance with Texas Accessibility Standards - \$15,500, from \$14,900 to \$30,400 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

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00-3674

Item 22: Authorize Supplemental Agreement No. 1 to the contract with Huitt-Zollars, Inc. for additional engineering services for State-Thomas/Clyde Lane storm drainage relief system and State-Thomas/Maple-Routh Connection storm drainage relief system - \$45,500, from \$132,820 to \$178,320 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

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00-3675

Item 23: Authorize an increase in the contract with the Texas Department of Transportation for the construction of channel improvements on Five Mile Creek at Loop 12 - \$117,997, from \$882,585 to \$1,000,582 - Financing: 1995 Bond Funds (\$12,004), Water Utilities Capital Construction Funds (\$105,993)

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

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00-3676

Item 24: Authorize an increase in the contract with Cajun Constructors, Inc. for additional improvements at the Eastside Water Treatment Plant and system renovations at the Southcliff Pump Station Reservoir - \$1,122,726, from \$6,504,500 to \$7,627,226 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

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00-3677

Item 25: Authorize an increase in the contract with Agronomics Management Group, Inc. for anaerobic digesters and plant sewer improvements at the Southside Wastewater Treatment Plant - \$105,118, from \$7,526,000 to \$7,631,118 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

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December 13, 2000

00-3678

Item 26: Authorize the rejection of bids received for athletic field renovation, Phase II at W.W. Samuell-Grand Park and authorize readvertisement for new bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

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December 13, 2000

00-3679

Item 27: Authorize (1) the rejection of Bid Package No. 1 - Concrete, Bid Package No. 2 - Finish Carpentry and Millwork, Bid Package No. 3 - Masonry, Bid Package No. 4 - Drywall and Plaster, Bid Package No. 5 - Earthwork/Asphalt & Concrete Paving, Bid Package No. 7 - Glazing, Bid Package 8 - Site Utilities, Bid Package No. 9 - Toilet Accessories, Bid Package No. 10 - Roofing and Copper Cladding and Bid Package No. 11 - Food Services Equipment for the Dallas Arboretum Trammell Crow Visitor Education Pavilion and (2) authorize readvertisement for new bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3680

Item 28: Authorize (1) a Participation Agreement with Texas Hampton Senior Housing LP and Southwest Housing Management, Inc. for the construction of a traffic signal at Hampton Road and Perryton Drive and (2) an increase in appropriations in the Street System Facilities Improvement Fund - \$15,000 - Financing: 1995 Bond Funds (to be reimbursed by Texas Hampton Senior Housing LP and Southwest Housing Management, Inc.)

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

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December 13, 2000

00-3681

Item 29: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of 16 tracts of vacant land, from 8 property owners, containing a total of approximately 1,289 square feet for the Woodbine Avenue Improvement Project - \$2,400 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

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December 13, 2000

00-3682

Item 30: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of 4 tracts of vacant land containing a total of approximately 50 acres for the Trinity River Corridor Project - \$110,600 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

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December 13, 2000

00-3683

Item 31: Authorize acquisition of approximately 24,555 square feet of improved land from Baylor Health Care System and Baylor University Medical Center located along the proposed Fair Park Link Alignment Project - \$245,550 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

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00-3684

Item 32: Authorize acquisition of 3,600 square feet of land from Lois Burton, improved with a single family dwelling, located near the intersection of Frost Avenue and Malcolm X Boulevard - \$25,000 and eligible relocation benefits, not to exceed \$5,250 for tenant-occupied property, plus reasonable moving expenses - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

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December 13, 2000

00-3685

Item 33: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of 20 tracts of vacant land including temporary construction easements and access easements, containing a total of approximately 246,210 square feet located from Harry Hines Boulevard north of IH 635, along the Burlington Northern Santa Fe Railroad in the City of Farmers Branch to the Elm Fork Water Treatment Plant in the City of Carrollton for the installation and maintenance of a water transmission main - \$223,378 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

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December 13, 2000

00-3686

Item 34: Authorize settlement in lieu of proceeding further in condemnation of the Baptist Foundation of Texas, of a vacant tract of land containing approximately 6.3 acres, for the Oak Cliff Animal Shelter replacement site located at the intersection of Westmoreland Road and Interstate Highway 30 - \$345,432 - Financing: 1998 Bond Funds

Deleted on the addendum to the agenda.

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00-3687

Item 35: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of two tracts of land containing a total of approximately 8,531 square feet for the Colorado Boulevard Paving Project - \$40,413 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

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December 13, 2000

00-3688

Item 36: Authorize release of a lien on real property located at 2701 Reagan, Dallas, Dallas County, Texas (Resource Center of Dallas, Inc. - formerly The Foundation for Human Understanding, Inc.) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

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December 13, 2000

00-3689

Item 37: Authorize a lease agreement with HQ Global Workplaces, Inc., a Delaware corporation, for approximately 142 square feet of office space located at 816 Congress Avenue, Suite 1164, Austin, Texas, to be used by Assistant City Attorney - \$1,276 per month for a total of \$15,312 annually - Financing: Current Funds

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

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December 13, 2000

00-3690

Item 38: An ordinance abandoning an alley to Jeffexpo, Ltd., Samuel Bert, Jr., Nicholas L. Bert, and Mary Bert, the abutting owners, containing approximately 3,002 square feet of land located near the intersection of Ash Lane and Exposition Avenue and authorizing the quitclaim - Revenue: \$15,310 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24458.

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CITY OF DALLAS, TEXAS

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December 13, 2000

00-3691

Item 39: An ordinance abandoning a portion of an alley to Knox Park Partners, L.P., the abutting owner, containing approximately 1,488 square feet of land located near the intersection of Haskell Avenue and Buena Vista Street, and authorizing the quitclaim
- Revenue: \$20,869 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24459.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

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December 13, 2000

00-3692

Item 40: An ordinance abandoning a portion of Lovett Street to Master-Halco, Inc., the abutting owner, containing approximately 47,055 square feet of land located near its intersection with Buckner Boulevard and authorizing the quitclaim - Revenue: \$49,996 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24460.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3693

Item 41: Authorize the quitclaim of 18 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders - Revenue: \$152,316

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3694

Item 42: An ordinance granting a private license to Anland 10, L.P. for the use of approximately 1,207 square feet of land to construct and maintain a subsurface pedestrian tunnel under Northbound Houston Street - Revenue: \$1,521 annually plus the \$20 ordinance publication fee

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

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

Mayor Pro Tem Poss announced that she had a conflict of interest and would abstain from voting or participating in any discussion. Mayor Pro Tem Poss left the city council chamber.

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted. (Poss abstaining)

Assigned ORDINANCE NO. 24462.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3695

Item 43: An ordinance granting a private license to Minerva Casarin containing approximately 125 square feet of land to install and maintain an awning over a portion of West Jefferson Boulevard right-of-way near its intersection with Tyler Street - Revenue: \$1,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24463.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3696

Item 44: An ordinance granting a revocable license to Ricardo Celis for the use of approximately 125 square feet of land to install and maintain an awning over a portion of West Jefferson Boulevard right-of-way near its intersection with Tyler Street - Revenue: \$1,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24464.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITYCOUNCIL

December 13, 2000

00-3697

Item 45: An ordinance abandoning a portion of an alley to New Covenant Presbyterian Church, the abutting owner, containing approximately 3,598 square feet of land located near the intersection of Ferguson Road and Buckner Boulevard, and authorizing the quitclaim - Revenue: \$6,270 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24465.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3698

Item 46: An ordinance abandoning a portion of a floodway management area to Lennart T. Wingardh and Marina A. Wingardh, Trustees of the Wingardh Family Trust, the abutting owners, containing approximately 2,144 square feet of land located near the intersection of Old Preston Court and Old Preston Place, and authorizing the quitclaim - Revenue: \$8,200 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24461.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3699

Item 47: An ordinance closing a portion of an alley, containing approximately 4,260 square feet of land located between Ellis and Hugo Streets to the passage of vehicular traffic
- Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24466.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3700

Item 48: An ordinance closing and vacating a portion of Cockrell Street containing approximately 49,320 square feet of land located near the intersection of Cockrell and Bellview Streets, for the purpose of consolidating this area with the adjacent City-owned property - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24467.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3701

Item 49: An ordinance granting renewal of a private license containing approximately 228 square feet of land to 500 South Ervay, L.P. for the purpose of utilizing and maintaining the existing steps, loading dock and trash compactor in a portion of Marilla Street right-of-way near Ervay Street - Revenue: \$1,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24468.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3702

Item 50: Authorize a sixty-month price agreement for janitorial services at the Central Service Center located at Hall and Canton with the lowest responsible bidder of seven – Andrew’s Building Services - Not to exceed \$2,092,783 - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3703

Item 51: Authorize a thirty-six-month contract for Compaq computer equipment maintenance with the lowest responsible bidder of four - NPA Computers, Inc. - Not to exceed \$133,992 - Financing: Current Funds

Councilmember Miller requested that consent agenda item 51 be considered as an individual item. Mayor Kirk stated that consent agenda item 51 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 51 was brought up for consideration.

Councilmember Thornton Reese moved to defer the item.

Motion seconded by Councilmember Miller.

Councilmember Fantroy moved to substitute for Councilmember Thornton Reese' motion to approve the item.

Motion seconded by Councilmember Greyson.

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

Voting Yes:	[8]	Kirk, Poss, Salazar, Chaney, Fantroy, Finkelman, Greyson, Forsythe Lill
Voting No:	[7]	Loza, Miller, Thornton Reese, Hill, Mallory Caraway, Walne, Blumer

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3704

Item 52: Authorize a multiple award purchase of automobiles, light trucks, vans and utility trucks from the lowest responsible bidders of twelve - Allen Samuels Ford, Masters International, Inc., Metro Truck Sales, Permian Autos, Inc., Showcase Chevrolet, Southwestern International Trucks, Inc., Sonic-Lute Riley, L. P., Toyota of Irving, Village Ford of Lewisville - Not to exceed \$12,023,415 - Financing: 2000 Equipment Acquisition Contractual Obligation Notes (\$7,709,073), Current Funds (\$4,137,378), Convention Center Current Funds (\$41,608), Aviation Current Funds (\$45,064), Building Inspection Current Funds (\$64,400), 2000-01 Urban Development Action Grant Funds (\$25,265)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3705

Item 53: Exercise the option to purchase nine litter bodies, a forestry dump body and a forestry body under the same terms as previously awarded on June 23, 1999, by Resolution #99-2058 from the lowest responsible bidders of three - B & C Body Co., Industrial Disposal Supply - Not to exceed \$98,674 - Financing: 2000 Equipment Acquisition Contractual Obligation Notes

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3706

Item 54: Exercise the option to purchase truck bodies and trailers under the same terms as previously awarded on June 28, 2000, by Resolution #00-2056 from the lowest responsible bidders of seven - B & C Body Co., Davis Truck & Equipment Co., Inc., Equipment Southwest, Inc., H.D. Industries, Inc., Industrial Disposal Supply, Transtar Technologies, LC - Not to exceed \$810,157 - Financing - 2000 Equipment Acquisition Contractual Obligation Notes (\$803,163), Current Funds (\$6,994)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3707

Item 55: Authorize a multiple award purchase of truck bodies and trailers from the lowest responsible bidders of five - B & C Body Co., Davis Truck & Equipment Co., Inc., Equipment Southwest, Inc., Vermeer Equipment of Texas, Inc. - Not to exceed \$559,043 - Financing - 2000 Equipment Acquisition Contractual Obligation Notes

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3708

Item 56: Authorize a multiple award purchase of heavy equipment from the lowest responsible bidders of nineteen - Al-jon, Inc., American Material Handling, Bane Machinery, Inc., Cemen-Tech, Inc., Con-Equipment, Inc., Conley-Lott- Nichols Machinery Co., Continental Equipment Co., Inc., Crescent Machinery Co., Darr Equipment, Romco Equipment Co., STM Equipment - Not to exceed \$3,279,411 - Financing: 2000 Equipment Acquisition Contractual Obligation Notes

The city secretary announced that Councilmember Fantroy had deferred consideration of consent agenda item 56 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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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3709

Item 57: Exercise the option to purchase heavy equipment under the same terms as previously awarded on June 14, 2000, by Resolution #00-1858 from the lowest responsible bidders of fourteen - Conley, Lott, Nichols Machinery Company, United Equipment Rentals Gulf, L.P., Continental Equipment Co. L.P., Crescent Machinery Co. - Not to exceed \$781,036 - Financing: 2000 Equipment Acquisition Contractual Obligation Notes

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3710

Item 58: Exercise the option to purchase light duty wheel loader/backhoes and forklifts under the same terms as previously awarded on March 23, 1998, by Resolution #98-0906 from the lowest responsible bidders of eight - Dallas Ford New Holland and Equipment Depot - Not to exceed \$224,273 - Financing: 2000 Equipment Acquisition Contractual Obligation Notes

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3711

Item 59: Exercise the option to purchase automated side loader trucks under the same terms as previously awarded on March 8, 2000, by Resolution #00-0905, from the lowest responsible bidder of three - RDO Truck Center Company - Not to exceed \$376,425 - Financing: 2000 Equipment Acquisition Contractual Obligation Notes

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3712

Item 60: Exercise the option to purchase high side brush trailers under the same terms as previously awarded on June 12, 1996, by Resolution #96-1985 from the lowest responsible bidder of three - Industrial Disposal Supply - Not to exceed \$52,635 - Financing - 2000 Equipment Acquisition Contractual Obligation Notes

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3713

Item 61: Exercise the option to purchase heavy trucks under the same terms as previously awarded on February 24, 1999, by Resolution #99-0759, from the only bidder - RDO Truck Center - Not to exceed \$215,950 - Financing: 2000 Equipment Acquisition Contractual Obligation Notes

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3714

Item 62: Exercise the option to purchase truck mounted flushers under the same terms as previously awarded on August 26, 1998, by Resolution #98-2433 from the only bidder - Hi-Way Equipment Company - Not to exceed \$148,332 - Financing: 2000 Equipment Acquisition Contractual Obligation Notes

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3715

Item 63: Exercise the option to purchase medium and heavy duty wheel loader/backhoes under the same terms as previously awarded on September 22, 1999, by Resolution #99-2988 from the lowest responsible bidders of three - RDO Equipment Company, Darr Equipment Co. - Not to exceed \$ 465,022 - Financing: 2000 Equipment Acquisition Contractual Obligation Notes

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3716

Item 64: Authorize a forty-eight-month price agreement for employee service awards consisting of pins and charms with the lowest responsible bidder of four - J. Brandt Co., Inc. - Not to exceed \$221,311 - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3717

Item 65: Authorize (1) a twenty-four-month price agreement for food for birds, snakes and other reptiles at the Dallas Zoo with the only responsible bidder of three - Harlan Sprague Dawley, Inc.; (2) the rejection of bids received for other animal food; and (3) the readvertisement for new bids - Not to exceed \$64,900 - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3718

Item 66: Authorize the purchase of one gas chromatograph mass spectrometer from the only bidder - Gerstel, Inc. - Not to exceed \$122,959 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3719

Item 67: Authorize a twenty-four-month price agreement for tools with the lowest responsible bidders of nine - Big 'D' Tool Center, Briggs-Weaver Incorporated, CECO Sales Corporation, Colonial Hardware Corporation, W.W. Grainger Inc., MSC Industrial Supply Company, Sears Industrial Sales, Snap-on Tools, and Texas Best Diversified, Inc. dba Bluebonnet Supply - Not to exceed \$1,653,648 - Financing: Current Funds (\$858,073), Aviation Current Funds (\$22,000), Convention and Event Services Current Funds (\$38,000), Water Utilities Current Funds (\$735,575)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3720

Item 68: Authorize the ratification of an emergency purchase for repair of a railroad spur track at the East Side Treatment Plant - Lone Star Railroad Contractors, Inc. - \$40,653 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3721

Item 69: Authorize the ratification of emergency roof replacement and asbestos abatement at the Lancaster Kiest Branch Library at 3039 S. Lancaster Road - ICE Contractors Inc., lowest responsible bidder of three - \$360,901 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3722

Item 70: Authorize a professional services contract with KPMG, LLP for expert professional services necessary in several lawsuits involving appeals from Board of Adjustment rulings, and any other proceedings relating to the subject matter of these lawsuits - \$200,000 - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3723

Item 71: Authorize settlement of a lawsuit, styled Select Diamond Company v. City of Dallas and Donald A. Terry, Cause No. DV99-8536-M - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3724

Item 72: Authorize Supplemental Agreement No. 2 to the professional services contract with Acsys, Inc., for additional management and technical support services necessary for the installation, configuration and testing of 34 i-Mac processors and the network infrastructure for the City Attorney's Office Macintosh computer system - \$30,000, from \$25,000 to \$55,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3725

Item 73: Authorize an Interlocal Agreement with the Texas Natural Resource Conservation Commission to implement local control strategies that will result in the reduction of nitrogen oxide emissions, to improve Texas air quality and assist the airlines at Dallas Love Field in meeting the ground support equipment standard as defined in the Dallas Ft. Worth Attainment Demonstration State Implementation Plan - Financing: No cost consideration to the City

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3726

Item 74: Authorize the acceptance of a grant from the Ivor O'Connor Morgan Trust for renovations and facility improvements at the Ivor O'Connor Morgan Home for Lost and Strayed Dogs located at the Forney Road Animal Shelter - \$65,100 - Financing: Ivor O'Connor Morgan Trust Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3728

Item 75: Authorize a loan to Eric Byrd dba E. B. Enterprises which is located in the South Dallas/Fair Park Trust Fund target area will provide funding to continue the renovation of 2731 Grand Avenue - Not to exceed \$50,000 - Financing: South Dallas/Fair Park Trust Funds

Deleted on the addendum to the agenda

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3727

Item 76: Authorize a public hearing to be held on January 10, 2001 to receive citizens' comments concerning the creation of City of Dallas Reinvestment Zone No. 56 in Deep Ellum in order to consider (1) an ordinance creating City of Dallas Reinvestment Zone No. 56 on January 10, 2001; and (2) real and business personal property tax abatement on January 10, 2001 - Financing: No cost consideration to the City

Councilmembers Miller and Blumer requested that consent agenda item 76 be considered as an individual item. Mayor Kirk stated that consent agenda item 76 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Miller and Blumer's request.

Later in the meeting, agenda item 76 was brought up for consideration.

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill.

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

Voting Yes:	[11]	Kirk, Poss, Loza, Thornton Reese, Mallory Caraway, Chaney, Fantroy, Walne, Finkelman, Greyson, Forsythe Lill
Voting No:	[2]	Miller, Blumer
Absent when vote taken:	[2]	Salazar, Hill

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3729

Item 77: Authorize an amendment to the real property tax abatement agreement with Dynasty Consolidated Industries, Inc. and its lessor, Exchange Holdings Inc., authorized by City Council on December 9, 1998, by Resolution No. 98-3551, to extend the substantial completion date from January 31, 2001 to December 31, 2001 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3730

Item 78: Authorize an infrastructure cost participation agreement with LBJ Diamond, LP, a Texas limited partnership for the construction of interior public improvements to the business park including street lighting on Port and Dynasty Streets in an amount not to exceed (1) 30% of the total contract price or (2) \$25,702 whichever amount is less
- Financing: 1995 Bond Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3731

Item 79: Authorize a professional services contract with the City of Dallas Business Development Corporation for a term of one year for marketing and promotion of industrial and business growth and development in Dallas - Not to exceed \$235,000 - Financing: Public/Private Partnership Funds

Councilmembers Miller and Blumer requested that consent agenda item 79 be considered as an individual item. Mayor Kirk stated that consent agenda item 79 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Miller and Blumer's request.

Later in the meeting, agenda item 79 was brought up for consideration.

Councilmember Mallory Caraway moved to approve the motion.

Motion seconded by Mayor Pro Tem Poss.

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

Voting Yes:	[11]	Kirk, Poss, Salazar, Thornton Reese, Mallory Caraway, Chaney, Fantroy, Walne, Finkelman, Greyson, Forsythe Lill
Voting No:	[3]	Loza, Miller, Blumer
Absent when vote taken:	[1]	Hill

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3732

Item 80: Authorize a real property tax abatement agreement with Morning Park Inc., for the purpose of granting a ten-year abatement of 90% of the taxes on added value to the real property for the construction of a speculative warehouse/office facility located within City of Dallas Enterprise Zone One at Pinnacle Park, Dallas, Texas- Revenue: First year tax revenue estimated at \$10,757; ten-year tax revenue estimated at \$94,914; Estimated revenue foregone for ten-year abatement \$854,271

Councilmembers Miller and Blumer requested that consent agenda item 80 be considered as an individual item. Mayor Kirk stated that consent agenda item 80 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Miller and Blumer.

Later in the meeting, agenda item 80 was brought up for consideration.

Mayor Pro Tem Poss announced that she had a conflict of interest and would be abstain from voting or participating in any discussion. Mayor Pro Tem Poss left the city council chamber.

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Loza.

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

Voting Yes:	[10]	Kirk, Salazar, Loza, Thornton Reese, Mallory Caraway, Chaney, Fantroy, Walne, Finkelman, Forsythe Lill
Voting No:	[3]	Miller, Greyson, Blumer
Abstain:	[1]	Poss
Absent when vote taken:	[1]	Hill

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3733

Item 81: Authorize an application from Dallas Ethiopian Cab Drivers Association (D.E.C.D.A.), Inc. dba Star Cab for an annual permit for taxicab operating authority in the City of Dallas - Revenue \$25,000 annually

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3734

Item 82: Authorize the extension of terms to enter into a management agreement with Dallas Summer Musicals and obtain the funding commitments required of the Oak Cliff Foundation to obtain funding 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 - Financing: No cost consideration to the City

Councilmember Miller requested that consent agenda item 82 be considered as an individual item. Mayor Kirk stated that consent agenda item 82 would be considered as an individual item later in the meeting, agenda item 82 was brought up for consideration.

Later in the meeting, agenda item 82 was brought up for consideration.

Councilmember Miller moved to approve the item with the following changes:

- 1) That the Oak Cliff Foundation shall submit all construction documents on the Texas Theatre project to the city's Public Works director
- 2) That the Dallas City Council be notified prior to adoption of any changes in the structure of the Oak Cliff Foundation's board of directors, as described in the Foundation's bylaws, as attached; and that the Dallas City Council shall recommend by November 30 of each year two of the three at large directors as described in the attached bylaws for consideration by The Foundation. No disbursements of city funds shall be approved if any of The Foundation's at large positions on the Board of Directors are vacant, or if the structure of The Foundation's board, as set fourth in the attached bylaws, has been changed. This latter provision takes effect at the time the city council recommends its two at large appointments.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3735

Item 83: **Sports Arena TIF District**

- * Authorize a development agreement with Center Operating Company, L.P., for the funding, acquisition, design, and construction of Woodall Rodgers Plaza located in Tax Increment Financing Reinvestment Zone Number Seven, City of Dallas, Texas (Sports Arena TIF District) and increase appropriations in the Sports Arena TIF District Fund in the amount of \$2,000,000 - Financing: Principal in an amount not to exceed \$2,000,000 to be advanced by Center Operating Company, L.P., and reimbursed with interest from the Sports Arena TIF District Fund; accrued interest on private funds to be repaid solely from the Sports Arena TIF District Fund

Mayor Pro Tem Poss and Councilmember Blumer requested that consent agenda item 83 be considered as an individual item. Mayor Kirk stated that consent agenda item 83 would be considered as an individual item later in the meeting, there being no objection voiced to Mayor Pro Tem Poss and Councilmember Blumer's request.

Later in the meeting, agenda item 83 was brought up for consideration.

Mayor Pro Tem Poss announced that she had a conflict of interest and would abstain from voting or participating in any discussion. Mayor Pro Tem Poss left the city council chamber.

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Poss abstaining)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3736

Item 84: **Sports Arena TIF District**

- * A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Seven, City of Dallas, Texas (Sports Arena TIF District) to reimburse Center Operating Company, L.P., for funds advanced for the acquisition, design, and construction of Woodall Rodgers Plaza in Tax Increment Financing Reinvestment Zone Number Seven, City of Dallas, Texas (Sports Arena TIF District) - Financing: No cost consideration to the City

Mayor Pro Tem Poss and Councilmember Blumer requested that consent agenda item 84 be considered as an individual item. Mayor Kirk stated that consent agenda item 84 would be considered as an individual item later in the meeting, there being no objection voiced to Mayor Pro Tem Poss and Councilmember Blumer's request.

Later in the meeting, agenda item 84 was brought up for consideration.

Mayor Pro Tem Poss announced that she had a conflict of interest and would abstain from voting or participating in any discussion. Mayor Pro Tem Poss left the city council chamber.

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Poss abstaining)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3737

Item 85: A resolution approving the By-Laws for Tax Increment Financing Reinvestment Zone Number Seven, City of Dallas (Sports Arena TIF District) - Financing: No cost consideration to the City

Mayor Pro Tem Poss and Councilmember Blumer requested that consent agenda item 85 be considered as an individual item. Mayor Kirk stated that consent agenda item 85 be considered as an individual item later in the meeting, there being no objection voiced to Mayor Pro Tem Poss and Councilmember Blumer's request.

Later in the meeting, agenda item 85 was brought up for consideration.

Mayor Pro Tem Poss announced that she had a conflict of interest and would abstain from voting or participating in any discussion. Mayor Pro Tem Poss left the city council chamber.

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Poss abstaining)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3738

Item 86: Authorize a professional services contract with EDAW, Inc. for the development of the site master plan and the Phase I design and construction observation services for Woodall Rodgers Plaza - \$268,628 - Financing: Sports Arena Tax Increment Financing District Funds (Advance from Center Operating Company, L.P.)

Mayor Pro Tem Poss and Councilmember Blumer requested that consent agenda item 86 be considered as an individual item. Mayor Kirk stated that consent agenda item 86 be considered as an individual item later in the meeting, there being no objection voiced to Mayor Pro Tem Poss and Councilmember Blumer's request.

Later in the meeting, agenda item 86 was brought up for consideration.

Mayor Pro Tem Poss announced that she had a conflict of interest and would abstain from voting or participating in any discussion. Mayor Pro Tem Poss left the city council chamber.

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Poss abstaining)

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3739

Item 87: Authorize a contract with Cork Marcheschi for the design, fabrication and installation of site-specific neon artwork to be incorporated into Woodall Rodgers Plaza - Not to exceed \$315,000 - Financing: Sports Arena TIF District Funds (Advance from Center Operating Company, L.P.)

Mayor Pro Tem Poss and Councilmember Blumer requested that consent agenda item 87 be considered as an individual item. Mayor Kirk stated that consent agenda item 87 be considered as an individual item later in the meeting, there being no objection voiced to Mayor Pro Tem Poss and Councilmember Blumer's request.

Later in the meeting, agenda item 87 was brought up for consideration.

Mayor Pro Tem Poss announced that she had a conflict on interest and would abstain from voting or participating in any discussion. Mayor Pro Tem Poss left the city council chamber.

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Poss abstaining)

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3740

Item 88: **Pro-Line International Business Incentives**

- * Authorize (1) a tangible personal property tax abatement agreement with Pro-Line International, Inc. for the purpose of granting a ten-year abatement of 90% of the taxes on new tangible personal property value, and (2) a 100% development fee rebate in an amount not to exceed \$25,000 related to the retention of the company's operations within City of Dallas Enterprise Zone One at 2121 Panoramic Circle, Dallas, Texas - Revenue: First year tax revenue estimated at \$1,169; ten-year tax revenue estimated at \$25,865; Estimated revenue foregone for ten-year abatement \$232,500 - Financing: Public/Private Partnership Funds

Councilmember Blumer requested that consent agenda item 88 be considered as an individual item. Mayor Kirk stated that consent agenda item 88 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 88 was brought up for consideration.

Councilmember Mallory Caraway moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3741

Item 89: **Pro-Line International Business Incentives**

- * Authorize an economic development grant agreement with Pro-Line International, Inc. for the retention of West Dallas Walker area employees and the proactive recruitment of Walker area residents for new and vacant positions in an amount not to exceed \$150,000 - Financing: Walker Consent Decree Funds

Councilmember Blumer requested that consent agenda item 89 be considered as an individual item. Mayor Kirk stated that consent agenda item 89 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 89 was brought up for consideration.

Councilmember Mallory Caraway moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3742

Item 90: Authorize a contract with the University of Texas Southwestern Medical Center at Dallas for the continuation of a Minority AIDS Education Program for the period January 1, 2001 through December 31, 2001 - Not to exceed \$137,500 - Financing: 2000-01 Housing Opportunities For Persons With AIDS Funds (\$79,000) and Current Funds (\$58,500)

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3743

Item 91: Authorize a professional services contract with Los Barrios Unidos Community Clinic, Inc., to provide eye exams and eyeglass services to eligible West Dallas residents for the period December 1, 2000 through November 30, 2001 - Not to exceed \$20,000 - Financing: 2000-01 Urban Development Action Grant Funds

Deputy Mayor Pro Tem Salazar requested that consent agenda item 91 be considered as an individual item. Mayor Kirk stated that consent agenda item 91 would be considered as an individual item later in the meeting, there being no objection voiced to Deputy Mayor Pro Tem Salazar's request.

Later in the meeting, agenda item 91 was brought up for consideration.

Deputy Mayor Pro Tem Salazar announced that he had a conflict of interest and would abstain from voting or participating in any discussion. Deputy Mayor Pro Tem Salazar left the city council chamber.

Councilmember Finkelman moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted. (Salazar abstaining)

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3744

Item 92: Authorize a secured, no-interest forgivable loan agreement with Resource Center of Dallas, Inc. for renovation of the facility located at 2701 Reagan Street, Dallas, Dallas County, Texas, for the period December 1, 2000 through November 30, 2001 (Agencies that renovate properties with Community Development Grant Funds are required to provide a public service to eligible persons for a minimum of five years) - Not to exceed \$105,763 - Financing: 1999-00 Community Development Grant Reprogramming Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3745

Item 93: Authorize a secured, no-interest forgivable loan agreement with Shared Housing Center, Inc. for the renovation of the facility located at 402 N. Good Latimer, Dallas, Dallas County, Texas, for the period December 1, 2000 through November 30, 2001 (Agencies that renovate properties with Community Development Grant Funds are required to provide a public service to eligible persons for a minimum of five years) - Not to exceed \$100,000 - Financing: 1999-00 Community Development Grant Reprogramming Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3746

Item 94: Authorize a secured, no-interest forgivable loan agreement with LifeNet Community Behavioral Healthcare for the renovation of the facility located at 4907 Gaston Avenue, Dallas, Dallas County, Texas, for the period December 1, 2000 through November 30, 2001 (Agencies that renovate properties with Community Development Grant Funds are required to provide a public service to eligible persons for a minimum of five years) - Not to exceed \$50,600 - Financing: 2000-01 Community Development Grant Reprogramming Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3747

Item 95: Authorize an amendment to the secured no-interest loan agreement with Sunny Acres Community Action Association, approved on September 13, 2000 by Resolution No. 00-2802, to change the project activity from renovations of a facility to construction of a new facility at 3742 Dixon Avenue - Financing: No cost consideration to the City

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3748

Item 96: Authorize a professional services contract with Temporary Medical Staffing, Inc., for the provision of services of a phlebotomist to obtain blood specimens for lead screening for residents of the city of Dallas for the period December 1, 2000 through September 30, 2001 - Not to exceed \$30,000 - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3749

Item 97: Authorize a contract with the Texas Department of Health to enforce state and federal asbestos demolition and renovation regulations within the city limits for the period September 1, 2000 through August 31, 2001 - Not to exceed \$111,580 - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3750

Item 98: Authorize an Interlocal Agreement with Dallas County to provide assistance for persons eligible for services under the Housing Opportunities for Persons with AIDS contract for the period January 1, 2001 through September 30, 2003 - Not to exceed \$2,206,140 - Financing: 2000-01 Housing Opportunities for Persons with AIDS Grant Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3751

Item 99: Authorize exercise of the final twelve-month renewal option to the contract with Buck Consultants, Inc. to provide actuarial and benefits consulting services planned for January 1, 2001 through December 31, 2001 - Not to exceed \$250,000 - Financing: Employee Benefits Current Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3752

Item 100: Authorize an increase in the contract with Eckerd Health Services for prescription drug services for the 2001 Employee Benefit Program and Retiree Health Plan year - \$12,300,000, from \$23,579,000 to \$35,879,000 - Financing: Employee Benefits Current Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3753

Item 101: Authorize a modification to the \$2,897,490 Revolving Loan Fund loan made to Dallas City Homes, for the acquisition and rehabilitation of 102 houses throughout West Dallas and South Dallas, and a modification to the \$246,000 Rental Rehabilitation Loan also made to Dallas City Homes for rehabilitation of 30 units (with release of the obligations under the Rental Rehabilitation Program Long -Term Obligations Agreement which expires April 30, 2002) - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3754

Item 102: Authorize the reconstruction on site of eight homes in accordance with the Home Repair Program Statement requirements for the properties located at 1353 Grant Street, 2526 Lowery Street, 2615 Hooper Street, 2235 East Ann Arbor Avenue, 2411 Cadillac Drive, 4911 Terry Street, 5324 Lindsley Avenue, and 918 Parkview Avenue - Not to exceed \$400,000 - Financing: Walker Interest Earnings (\$150,000), 1999-00 HOME Funds (\$83,316), 1998-99 HOME Funds (\$16,684), Neighborhood Renaissance Partnership Program Section 108 Notes (\$150,000)

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3755

Item 103: **Trinity River Project Legislative Services**

- * Authorize a personal services contract with Hector Alcalde for legislative services regarding the Trinity River Project from December 13, 2000 through December 13, 2001 - Not to exceed \$60,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3756

Item 104: **Trinity River Project Legislative Services**

- * Authorize a personal services contract with Paul Schlesinger for legislative services regarding the Trinity River Project from December 13, 2000 through December 13, 2001 - Not to exceed \$20,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3757

Item 105: Authorize approval of the bi-weekly tax action - \$13,555 - Financing: Tax
Distribution Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3758

Item 106: Authorize a twenty-year Interlocal Agreement with two five-year renewal options with Dallas Public Schools for a new athletic field at Elisha M. Pease Elementary School located adjacent to Cummings Park - Financing: No cost consideration to the City

Councilmember Chaney requested that consent agenda item 106 be considered as an individual item. Mayor Kirk stated that consent agenda item 106 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Chaney's motion.

Later in the meeting, agenda item 106 was brought up for consideration.

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

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted. (Chaney abstaining)

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3759

Item 107: Authorize a contract with Raymond Major for management and operation of Fretz Park Tennis Center located at 6950 Beltline Road, for the period beginning January 1, 2001 through September 30, 2004 - Estimated Revenue: \$27,000 annually

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3760

Item 108: Authorize a professional services contract with J-Quad and Associates Ltd., for provision of services for the South Dallas/Fair Park Plan, to include a Planned Development District ordinance, a Commercial Corridor Revitalization Plan, and a community participation program - \$89,000 - Financing: 1999-00 Community Development Grant Reprogramming Funds (\$50,000), Current Funds (\$39,000)

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3761

Item 109: Authorize adoption of the I-20 Freeway Corridor Land Use Study and approval of the recommendations contained therein as a guide in the implementation of future development along the I-20 Freeway Corridor from Houston School Road to Beltline Road - Financing: No cost consideration to the City

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3762

Item 110: An ordinance granting an Historic Overlay District for the Crozier Tech High School (1907 Old Dallas High School Building) on property presently zoned CA-1 (A)-SP, a Central Area District, located at 2214-18 Bryan Street, northeast of Pearl Street - Financing: No cost consideration to the City

Councilmember Forsythe Lill requested that consent agenda item 110 be considered as an individual item. Mayor Kirk stated that consent agenda item 110 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's motion.

Later in the meeting, agenda item 110 was brought up for consideration.

The city secretary announced that this item was heard before the city council on October 11, 2000 as a public hearing. Therefore, the following individuals were not allowed to speak in accordance with City Council Rules of Procedure Section 6.3(e).

Ralph Martinez, 5350 Amesbury Dr., representing Dal-Tech Alumni Association
Bobby Jones, 4419 Marigold Tr., Mesquite, TX, representing Dal-Tech Alumni Association
Barry Knight, 5400 Renaissance Tower, representing the applicant

Councilmember Forsythe Lill moved to approve the item with the following change:

“To approve the ordinance, save the 1907 building and allow for surface parking on the west side of the building”

Motion seconded by Councilmember Loza.

Councilmember Greyson asked Councilmember Forsythe Lill if she would accept a friendly amendment to her motion to clarify surface parking on the sides.

Councilmember Forsythe Lill stated that she would not accept the amendment as part of her motion.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

00-3762

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

Voting Yes: [13] Kirk, Salazar, Loza, Miller, Thornton Reese, Hill, Mallory Caraway,
Chaney, Fantroy, Finkelman, Greyson, Blumer, Forsythe Lill

Voting No: [2] Poss, Walne

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 24469.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3763

Item 111: Authorize a Local Agreement with the Harris County District Attorney for the City to receive 70% and the Harris County District Attorney to receive 30% of all money and proceeds from the disposition of forfeiture of property and controlled substances under Chapter 59 of the Texas Code of Criminal Procedure for the period beginning September 27, 2000, unless terminated by either the District Attorney or the City of Dallas - Financing: No cost consideration to the City

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3764

Item 112: Authorize the City of Dallas Water Utilities Department to participate in a joint effort for the submission of a Qualifications Proposal to the Oklahoma Water Resources Development Board to request the ability to obtain water from the southeast Oklahoma river basins - \$30,000 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3765

Public Hearing - **Reinvestment Zone No. 55**

- Item 113: * A public hearing to receive citizen comments concerning the creation of a reinvestment zone for commercial-industrial tax abatement, to be known as City of Dallas Reinvestment Zone No. 55, located at 3061 Saner Avenue for the purpose of granting tax abatement on the added value to the real property of Victory Packaging, Inc. and its lessor, Dallas VP Partners, Ltd. - Financing: No cost consideration to the City
- Item 114: * An ordinance designating property located at 3061 Saner Avenue as Reinvestment Zone No. 55 for commercial-industrial tax abatement for the purpose of granting real property tax abatement to Victory Packaging, Inc. and its lessor, Dallas VP Partners, Ltd. and providing for an effective date - Financing: No cost consideration to the City

No one addressed the city council regarding Reinvestment Zone No. 55.

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

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

Assigned ORDINANCE NO. 24470.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3766

Public Hearing - **Reinvestment Zone No. 55**

Item 115: * Authorize (1) a real property tax abatement agreement with Victory Packaging, Inc., and its lessor, Dallas VP Partners, Ltd., for the purposes of granting a ten-year abatement of 75% of the taxes on added value to the real property for the consolidation of its distribution and packaging operations within City of Dallas Commercial Zone "A" at 3061 Saner Avenue; and (2) a 100% development fee rebate to Victory Packaging, Inc. in an amount not to exceed \$10,000; First year revenue is estimated at \$5,469; Ten-year revenue is estimated at \$54,690; (Estimated revenue for ten-year real property tax abatement \$164,055) - Financing: Public/Private Partnership Funds

No one addressed the city council regarding Reinvestment Zone. 55.

Councilmember Walne moved to close the public hearing and authorize the tax abatement agreement.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3767

The consent zoning docket, consisting of agenda items 116-124, was presented.

Agenda items 118, 119 and 124 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 116: Zoning Case Z990-167/11134-NW(RB)
Agenda item 117: Zoning Case Z990-228/11229-NE(EB)
~~Agenda item 118: Zoning Case Z990-235/11235-NC(RB)~~ [Considered individually]
~~Agenda item 119: Zoning Case Z990-256/11259-NC(EB)~~ [Considered individually]
Agenda item 120: Zoning Case Z990-259/9697-NC(FD)
Agenda item 121: Zoning Case Z990-267/10537-SE(JC)
Agenda item 122: Zoning Case Z990-270/1762-NC(JC)
Agenda item 123: Zoning Case Z990-271/11280-SW(JC)
~~Agenda item 124: Zoning Case Z990-257/9317-C(EB)~~ [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.

The following individual addressed the city council regarding the consent zoning docket:

William Hopkins, 2011 Leath St., regarding Zoning Case Z990-235/11235-NC(RB), Zoning Case Z990-271/11280-SW(JC) and Zoning Case Z90-257/9317C(EB).

Mayor Pro Tem Poss 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 Loza and unanimously adopted.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3768

Item 116: Zoning Case Z990-167/11134-NW(RB)

Zoning Case Z990-167/11134-NW(RB), an application for a Planned Development District for Mixed Uses on property presently zoned an IR Industrial Research District on Inwood Road, south of Lupo Drive.

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

Approved as part of the consent zoning docket.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3769

Item 117: Zoning Case Z990-228/11229-NE(EB)

Zoning Case Z990-228/11229-NE(EB), an application for and an ordinance granting a Specific Use Permit for a tower/antenna for cellular communication on property presently zoned a CR Community Retail District on the northeast corner of Northwest Highway and Abrams Road.

(The city plan commission recommended approval for a ten-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. 24471.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3770

Item 118: Zoning Case Z990-235/11235-NC(RB)

The consent zoning docket, consisting of agenda items 116-124 was presented.

Councilmember Greyson requested that consent zoning docket item 118 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 118 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Greyson's request.

A public hearing was called on zoning case Z990-235/11235-NC(RB), an application for and an ordinance granting a CS Commercial Service District on property presently zoned a CH Clustered Housing District at the intersection of Frank Jackson Drive and Ronnie Drive, and a resolution authorizing acceptance of a deed restriction instrument volunteered by the applicant.

(The city plan commission recommended approval, subject to deed restrictions volunteered by the applicant.)

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

Appearing in favor of the city plan commission recommendation.

Rick Fambro, 4011 W. Plano Pkwy., representing the applicant

Councilmember Greyson moved to postpone the application until the January 10, 2001 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Blumer and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3771

Item 119: Zoning Case Z990-256/11259-NC(EB)

The consent zoning docket, consisting of agenda items 116-124 was presented.

Councilmember Greyson requested that consent zoning docket item 119 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 119 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Greyson's request.

A public hearing was called on zoning case Z990-256/11259-NC(EB), an application for and an ordinance granting a CS Commercial Service District on property presently zoned a CH Clustered Housing District on Frank Jackson Drive, North of McCallum Boulevard, and a resolution authorizing acceptance of a deed restriction instrument volunteered by the applicant.

(The city plan commission recommended approval, subject to deed restrictions volunteered by the applicant.)

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

Councilmember Greyson moved to postpone the application until the January 10, 2001 voting agenda meeting and to continue the public hearing at that time.

Motion seconded by Councilmember Blumer and unanimously adopted.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3772

Item 120: Zoning Case Z990-259/9697-NC(FD)

Zoning Case Z990-259/9697-NC(FD), an application for and an ordinance granting an RR Regional Retail District on property presently zoned an MU-3 Mixed Use District on Goldmark Drive at North Central Expressway, and a resolution authorizing acceptance of a deed restriction instrument volunteered by the applicant.

(The city plan commission recommended approval, subject to deed restrictions volunteered by the applicant.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24472.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3773

Item 121: Zoning Case Z990-267/10537-SE(JC)

Zoning Case Z990-267/10537-SE(JC), an application for and an ordinance granting a Specific Use Permit for a Mini-warehouse Use on property presently zoned a CR Community Retail District on Lake June Road, west of Masters Drive.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24473.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3774

Item 122: Zoning Case Z990-270/1762-NC(JC)

Zoning Case Zoning Case Z990-270/1762-NC(JC), an application for and an ordinance granting an amendment to Planned Development District No. 68, for a Medical Clinic, Office, and Related Uses on the southeast corner of Churchill Way and Preston Road.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24474.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3775

Item 123: Zoning Case Z990-271/11280-SW(JC)

Zoning Case Z990-271/11280-SW(JC), an application for and an ordinance granting a Planned Development District for Industrial Uses on property presently zoned an IR Industrial Research District and an application for and an ordinance terminating Specific Use Permit No. 98 for mining located southeast of the intersection of Cockrell Hill Road and Interstate 30.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24475 and 24476.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3776

Item 124: Zoning Case Z990-257/9317-C(EB)

The consent zoning docket, consisting of agenda items 116-124 was presented.

Councilmember Greyson requested that consent zoning docket item 124 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 124 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Greyson's request.

A public hearing was called on zoning case Z990-257/9317-C(EB), an application for an MU-3 Mixed Use District on property presently zoned a CR Community Retail District on Collett Avenue, north of Columbia Avenue, and an ordinance granting an MF-2(A) Multiple-family District.

(The city plan commission recommended denial of an MU-3 Mixed Use District and approval of an MF-2(A) Multiple-family District.

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 and pass the ordinance.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

Assigned ORDINANCE NO. 24477.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3777

Item 125: Public Hearing – DEVELOPMENT CODE AMENDMENT – CONSENT

A proposal for and an ordinance amending Article X (Landscape and Tree Preservation Regulations) of the Dallas Development Code concerning amendments regarding the Reforestation Program, maintenance and replacement of required trees.

(The city plan commission recommended approval.)

Deleted on the addendum to the agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3778

Item 126: Public Hearing – DEVELOPMENT COEE AMENDMENT – CONSENT

A proposal for and an ordinance amending Chapter 51 and 51A of the Dallas Development Code to revise the regulations for local utilities and to create a new sub-use for communications exchange facilities.

(The city plan commission recommended approval.)

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

The following individuals were in support of the ordinance but did not speak:

Susan Mead, 1445 Ross Ave., representing Jenkins & Gilchrist
Richard Strom, 1445 Ross Ave., representing Jenkins & Gilchrist

Councilmember Mallory Caraway moved to refer the item back to the Transportation and Telecommunications Committee, and bring the ordinance back at a later date.

Motion seconded by Councilmember Greyson and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3779

Item 127: Public Hearing – Zoning Case Z990-237/10547-NW(FD)

A public hearing was called on zoning case Z990-237/10547-NW(FD), 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 Singleton Boulevard and Toronto Street, and a resolution authorizing acceptance of a deed restriction instrument volunteered by the applicant.

(The city plan commission recommended approval, subject to deed restrictions volunteered by the applicant.)

Appearing in opposition to the city plan commission recommendation:

William Hopkins, 2011 Leath St.

No one appeared 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 and pass the ordinance.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

Assigned ORDINANCE NO. 24478.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3780

Item 128: Public Hearing – Zoning Case Z990-249/11242-C(JC)

A public hearing was called on zoning case Z990-249/11242-C(JC), an application for and an ordinance granting a Specific Use Permit for a Bank or Savings & Loan with Drive-in Window service on property presently zoned an HC Heavy Commercial Subdistrict in Planned Development District No. 193, the Oak Lawn Special Purpose District on the southeast corner of Fairmount Street and Maple-Routh Connection.

(The city plan commission recommended approval for a ten-year time period with eligibility for automatic renewal for additional ten-year time periods, subject to a site plan, landscape plan and conditions. This application was considered by the City Council at a public hearing on November 8, 2000, and was taken under advisement until December 13, 2000, with the public hearing open.)

Appearing in opposition to the city plan commission recommendation:

William Hopkins, 2011 Leath St.

Appearing in favor of the city plan commission recommendation:

Barry Knight, 5400 Renaissance Tower
Judy Smith Hearst, 2512 Thomas Ave.

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

LANDSCAPING. The landscape screen, as shown on the attached landscape plan, located between the drive-through lanes and the Maple/Routh Connector, must consist of evergreen plant materials (e.g. holly) that are a minimum of three feet in height. These evergreen plant materials must be capable of reaching six feet in height within five years.

LIGHTING.

(1) The intensity of spillover light across the Maple/Routh Connector, measures at a point five feet inside the residential lot line and five feet above the ground surface, may not exceed 0.1 foot candle.

(2) Recessed lighting must be used under the drive-through canopy.

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00-3780

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(3) No light poles may be located on the north side of the Property between the building and the Maple/Routh Connector.

(4) All light poles on the property must be full cut-off fixtures. For purposes of this condition, the term “full cut-off fixture” means a light fixture that does not emit light above the fixture’s horizontal angle. Full cut-off fixtures direct light down to the ground.

(5) No light pole may exceed 20 feet in height.

(6) The structure may be illuminated by ground-level lighting.

(7) No surface-mounted lighting is permitted on the structure on sides facing the Maple/Routh Connector, except as part of internally-lit box signs identifying the bank.

INGRESS-EGRESS. The driveway on the Maple/Routh Connector will be “right turn in” and “right turn out” only. Signage must be provided on-site to direct traffic to turn right only on the Maple/Routh Connector, and pass the ordinance.

Motion seconded by Councilmember Loza and unanimously adopted.

Assigned ORDINANCE NO. 24479.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3781

Public Hearing - BENEFIT ASSESSMENT HEARINGS

Superior Street from Emmett Street to Clarendon Drive

- Item 129: * A public hearing to receive citizens' comments to correct and adjust the assessment for the cost of improvements against Lot 12, Block 6/3807 on Superior Street from Emmett Street to Clarendon Drive
- Item 130: * An ordinance amending Ordinance 23504, dated April 22, 1998, to reflect the correction and adjustment to the assessment for the cost of improvements against abutting property owner of Lot 12, Block 6/3807 on Superior Street from Emmett Street to Clarendon Drive - Financing: No cost consideration to the City

A public hearing was called to receive comments on a proposal to levy benefit assessments to correct and adjust the assessment for the cost of improvements against Lots 12, Block 6/3807 on Superior Street from Emmett Street to Clarendon Drive.

Appearing in opposition to the proposed improvements or the assessments:

William Hopkins, 2011 Leath St.

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

Deputy Mayor Pro Tem Salazar moved to close the public hearing and pass the ordinance levying the assessments.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

Assigned ORDINANCE NO. 24480.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3782

Item 131: Consideration of appointments to boards and commissions (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A.)

The city secretary distributed a report showing all nominations and renominations received for city board and commission appointments for the 1999-2001 board term updated through December 13, 2000.

The city secretary noted that the report indicated nominees and renominees for individual appointments cleared for council action that met all qualifications for service. The city secretary also noted that the term for each nominee would end August 31, 2001.

Councilmember Mallory Caraway moved to appoint all of the nominees to "individual appointment" positions in the report who meet all qualifications for service to the boards and commissions of the city for the term ending August 31, 2001.

Motion seconded by Councilmember Hill and unanimously adopted.

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3783

Item 132: Appointment of members to the DART Board (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A.) (List of nominees is available in the City Secretary's Office)

Mayor Kirk called a recess of the meeting in order that the city council could meet in executive session under Section 551.071 of the Texas Government Code (Open Meetings Act) to confer with the city attorney.

Following the executive session the city council reconvened in open session.

Councilmember Loza moved to appoint Brenda E. Reyes to the DART Board.

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3784

Item 133: Adoption of the City of Dallas' *Public/Private Partnership Program Guidelines & Criteria for Non-Residential Projects* governing tax abatement agreements and other city incentives intended to promote private investment, tax base growth and job creation pursuant to the Property Redevelopment and Tax Abatement Act (V.T.C.A., Tax code, Chapter 312) - Financing: No cost consideration to the City

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Finkelman.

Councilmember Chaney asked Councilmember Walne if he would accept the following changes as a friendly amendment to his motion:

- 1) Restore the assumption that "But For" is met for those projects seeking business incentives in Southern Dallas that meet minimum eligibility criteria
- 2) Eliminate the requirement that projects in Southern Dallas meet both investment and job creation criteria

Councilmember Walne accepted the amendment as part of his motion.

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

Voting Yes:	[12]	Kirk, Poss, Salazar, Loza, Hill, Mallory Caraway, Chaney, Fantroy, Walne, Finkelman Greyson, Forsythe Lill
Voting No:	[2]	Miller, Blumer
Absent when vote taken:	[1]	Thornton Reese

Mayor Kirk declared the motion adopted.

Later in the meeting, Councilmember Thornton Reese asked that the record reflect that she had voted "Yes" on the motion.

Mayor Kirk asked the city secretary to reflect in the records that Councilmember Thornton Reese had voted in favor of the motion.

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Voting Yes:	[13]	Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Fantroy, Walne, Finkelman Greyson, Forsythe Lill
Voting No:	[2]	Miller, Blumer

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3785

Item 134: Authorize acquisition, including the exercise of the right of eminent domain if such becomes necessary, from Bear Creek DFW Associates, Ltd., of a leasehold interest containing approximately 310,376 square feet of land located at D-FW International Airport for the construction of Terminal D - \$27,000,000 (offer amount) to \$45,000,000 - Financing: D-FW International Airport Joint Revenue Bond Funds (no cost consideration to the City)

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted.

Later in the meeting, Councilmember Forsythe Lill requested that agenda item 134 be reconsidered.

Motion seconded by Councilmember Loza.

All members voted in the affirmative to reconsider agenda item 134.

Councilmember Forsythe Lill announced that she had conflict of interest and would abstain from voting or participating in any discussion. Councilmember Forsythe Lill left the city council chamber.

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted. (Forsythe Lill abstaining)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3786

Item 135: A resolution authorizing the creation of a non-profit airport facility financing corporation to act on behalf of the Cities of Dallas and Fort Worth, Texas - Financing:
No cost consideration to the City

Mayor Pro Tem Poss moved to approve the resolution.

Motion seconded by Councilmember Finkelman and unanimously adopted.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3787

Item 136: Authorize hardship relief for Paul Nance on property at 2200 Second Avenue from the South Dallas moratorium on the acceptance of applications for building permits and certificates of occupancy for certain uses - Financing: No cost consideration to the City

Councilmember Chaney moved to defer the item until the March 28, 2001 voting agenda meeting of the city council.

Motion seconded by Councilmember Fantroy and unanimously adopted.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3788

Item 137: Authorize a thirty-six-month multiple award price agreement for traffic signal hardware with the lowest responsible bidders of seven - Component Products, Inc., Consolidated Traffic Controls, Inc., General Traffic Equipment Corporation, Hi-Tech Signals, Inc., and Traffic Parts, Inc. - Not to exceed \$311,150 - Financing: Current Funds

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

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

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

Line Item #3 - Consolidated Traffic Controls, Inc.

Line Item #5 - Hi-Tech Signals, Inc.

Mayor Pro Tem Poss moved to award the price agreement to Consolidated Traffic Controls, Inc. and Hi-Tech Signals, Inc. the low bidders as determined from the proposals of the bidders and by the drawing to break the tie.

Motion seconded by Councilmember Walne and unanimously adopted.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3789

Item 138: Authorize the use of the boundary area and primary study areas identified in the initial phase of the Trinity River Corridor Project Comprehensive Land Use Plan as a basis for the continuation of the remaining phases of the Trinity River Corridor Project Comprehensive Land Use Plan - Financing: No cost consideration to the City

Councilmember Finkelman moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3790

Item 139: An ordinance amending Chapter 27 of the Dallas City Code to provide that the assessment of civil penalties against a substandard structure commences on the date a default notice is issued; to provide security standards for apartment complexes; to revise the standards for exempting apartment complexes from licensing and inspection fees; to provide grounds for denial or revocation of an apartment complex license if operation of the complex is in violation of city zoning laws; and to require attendance at training programs for certain apartment complexes - Financing: No cost consideration to the City

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

Councilmember Walne moved to pass the ordinance with the following change:

Add Section 27-45 to the Dallas City Code to read as follows:

“SEC. 27-45. ATTENDANCE AT CRIME WATCH MEETINGS.

The owner, operator, or other person in control of an apartment complex shall attend a total of at least four crime watch meetings each calendar year. The meetings must be attended in the neighborhood in which the apartment complex is located or, if that neighborhood has no crime watch organization, then in the nearest neighborhood that does. A written statement, signed by a crime watch chair, verifying that the owner, operator, or other person in control of the apartment complex attended a crime watch meeting must be submitted to the director upon request.”

Motion seconded by Mayor Pro Tem Poss and unanimously adopted. (Fantroy abstaining)

Assigned ORDINANCE NO. 24481.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3791

Item 140: An ordinance amending Chapters 7 and 32 of the Dallas City Code to provide for the establishment of off-leash sites for dogs; to provide regulations for the use of off-leash sites; and to create a defense for violation of city leash laws if a dog is in an off-leash site - Financing: No cost consideration to the City

The following individuals addressed the city council regarding Chapters 7 and 32 of the Dallas City Code:

Eric Nadel, 10612 De Bercy Ct.
Sara Perkins, 5706 Monticello Ave.

Councilmember Forsythe Lill moved to pass the ordinance.

Motion seconded by Councilmember Loza.

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

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

Assigned ORDINANCE NO. 24482.

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CITY OF DALLAS, TEXAS

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December 13, 2000

00-3792

Item 141: An ordinance amending Chapter 28 of the Dallas City Code to adjust parking rates and establish parking lot boundaries in certain areas in the City - Financing: No cost consideration to the City

Councilmember Walne moved to pass the ordinance.

Motion seconded by Councilmember Finkelman and unanimously adopted.

Assigned ORDINANCE NO. 24483.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

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December 13, 2000

00-3793

Item 142: Authorize a secured, no-interest forgivable loan agreement with African American Men of Peace Development Corporation for the construction of a facility located at 4002 Fernwood Avenue and 4010 Fernwood Avenue, Dallas, Dallas County, Texas, for the period December 1, 2000 through November 30, 2001 (Agencies that renovate properties with Community Development Grant Funds are required to provide a public service to eligible persons for a minimum of five years) - Not to exceed \$100,000 - Financing: 1999-00 Community Development Grant Funds (\$28,153) and 1998-99 Community Development Reprogramming #2 Grant Funds (\$71,847)

Councilmember Thornton Reese moved to approve the item.

Motion seconded by Councilmember Mallory Caraway.

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

Voting Yes:	[12]	Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Fantroy, Walne, Finkelman, Forsythe Lill
Voting No:	[2]	Miller, Blumer
Absent when vote taken:	[1]	Greyson

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3794

Item 143: An ordinance establishing a fund for the deposit, investment and use of the initial grants required by Section 7, Paragraph a. of the franchises granted to Western Integrated Networks Inc. and TCI Cablevision of Dallas, Inc. on August 23, 2000 as well as initial grants required by subsequent cable television franchises - Financing: No cost consideration to the City

Councilmember Loza moved to pass the ordinance.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

Assigned ORDINANCE NO. 24484.

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CITY OF DALLAS, TEXAS

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December 13, 2000

00-3795

Closed Session

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

- 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

The posted closed session was not held.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3796

Addendum addition 1: Authorize a professional services contract with the law firm of Cooper & Scully, P.C., to represent the City of Dallas in the lawsuit, styled City of Dallas v. Explorer Pipeline Company, Inc., et al., and any other proceedings relating to the subject matter of this litigation, in an amount not to exceed \$500,000 - Financing: Water Utilities Current Funds

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

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted. (Kirk abstaining)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3797

Addendum addition 2: Authorize settlement of an Administrative Complaint, styled In the Matter of City of Dallas, a municipality, Permittee, Docket No. CWA-6-01-1604 - Financing: Current Funds

Councilmember Thornton Reese moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

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December 13, 2000

00-3798

Addendum addition 3: Authorize the purchase of E-Passes for employee participation in the City's E-Pass Program through DART (Dallas Area Rapid Transit) in an effort to support the City's current clean air initiatives and to improve the City's mass transportation program - Not to exceed \$200,000 - Financing: Current Funds

The city secretary announced that the city manager had deleted addendum addition 3 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedures.

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December 13, 2000

00-3799

Addendum addition 4: Authorize an increase in the maximum loan amount from \$17,500 to \$27,500 for a previously approved Substandard Housing Assistance and Repair program home, located at 6131 Sarah Lee Drive and also authorize an increase the maximum loan amount from \$43,750 to \$50,000 for four previously approved Home Repair replacement housing loans for reconstruction of homes located at 1112 Brock Street, 2610 Brooklyn Avenue, 3227 Goldspier Drive, and 1519 Georgia Avenue - Not to exceed \$35,000 - Financing: 1999-00 HOME Funds (\$12,500), 1999-00 Community Development Grant Funds (\$10,000), Walker Interest Earnings (\$6,250), and Neighborhood Renaissance Partnership Program Section 108 Notes (\$6,250)

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

December 13, 2000

00-3800

Addendum addition 5: An ordinance amending Chapter 12A of the Dallas City Code to provide that a person required to file a financial disclosure report under the new ethics code does not have to report gifts received from a domestic partner on account of personal relationship (Deputy Mayor Pro Tem Salazar, Councilmembers Lill, Miller, Hill, Greyson, Loza, Fantroy, and Finkelman via Mayor Kirk)

Councilmember Loza moved to pass the ordinance.

Motion seconded by Councilmember Fantroy.

Councilmember Forsythe Lill asked Councilmember Loza if he would accept a friendly amendment to her motion to amend Section 12A-2 of the Dallas City Code by renumbering Subsections (16) through (30) as Subsections (17) through (31) and adding new Subsection (16) to read as follows:

“(16) DOMESTIC PARTNER means an individual who, on a continuous basis, lives in the same household and shares the common resources of life in a close, personal, intimate, committed relationship with a city official or employee. A domestic partner may be of the same or opposite gender as the official or employee and is not married to or related by blood to the official or employee.”

Councilmember Loza accepted the amendment as part of his motion.

During debate on Councilmember Forsythe Lill’s motion, Deputy Mayor Pro Tem moved the previous question.

Motion seconded by Councilmember Thornton Reese.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

00-3800

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Mayor Kirk called the vote on Deputy Mayor Pro Tem Salazar's motion to end debate and proceed to an immediate vote on the pending question.

Voting Yes: [13] Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway,
Chaney, Fantroy, Walne, Finkelman, Greyson, Forsythe Lill

Voting No: [2] Miller, Blumer

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

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

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

Voting No: [1] Blumer

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 24485.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3801

Addendum addition 6: Authorize a five-year contract to provide public access cable television services that allow the general community to utilize public access channels in accordance with the City's franchises and in accordance with federal, state and local laws - Dallas Community Television, Inc., only bidder - Not to exceed \$3,500,000 - Financing: Current Funds (subject to annual appropriations)

The city secretary announced that Councilmember Blumer 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.

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 6 until the next voting agenda meeting, but that she wished to withdraw the deferral and consider the item as an individual item.

Motion seconded by Councilmember Miller.

Mayor Kirk stated that addendum addition 6 would be considered later in the meeting, there being no objection voiced to Councilmember Blumer's request.

Later in the meeting addendum addition 6 was brought up for consideration.

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3802

Addendum addition 7: Authorize a contract for the construction of the trolley system including street paving, drainage, water and wastewater main improvements for the McKinney Avenue Trolley North Extension project - Texas-Sterling Construction, Inc., lowest responsible bidder of three - \$5,821,788 - Financing: 1995 Bond Funds (\$3,655,619), (\$2,704,200 to be reimbursed by the Texas Department of Transportation), 1998 Bond Funds (\$465,300), Water Utilities Capital Improvement Funds (\$765,019), Water Utilities Capital Construction Funds (\$35,850), 2000 Cityplace TIF Bonds (\$900,000)

Councilmember Forsythe Lill moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3803

Addendum addition 8: Authorize an increase in the contract with Ed Bell Construction Company for the Houston Street Extension project, including related streets and infrastructure, to add the environmental remediation of the Woodall Rodgers Plaza - \$208,701, from \$14,827,098 to \$15,035,799
- Financing: Sports Arena Tax Increment Financing District Funds (Advance from Center Operating Company, L.P.)

Mayor Pro Tem Poss announced that she had conflict of interest and would abstain from voting or participating in any discussion. Mayor Pro Tem Poss left the city council chamber.

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Loza.

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

Mayor Kirk declared the motion adopted on a divided voice vote, with Councilmember Blumer voting "No." (Poss abstaining)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3804

Addendum addition 9: Authorize (1) a professional services contract with Hunt Construction Group, Inc. for Phase 1 (design) construction management services for a new parking facility at Dallas Love Field Airport in the amount of \$545,195; and (2) the procurement of the project professional liability insurance in the amount of \$150,000 - \$695,195 - Financing: Aviation Capital Construction Funds

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3805

Addendum addition 10: **Dallas Convention Center Expansion and Renovation 2002 Project**

- * Authorize (1) Supplemental Agreement No. 2 to the contract with Austin Commercial, Inc. for additional construction management services and replenishing the construction contingency for the Dallas Convention Center Expansion and Renovation 2002 project, and (2) an increase in appropriations in the amount of \$3,176,000 in the 1998 Convention Center Expansion Fund - \$3,176,000, from \$107,882,881 to \$111,058,881 - Financing: 1998 Convention Center Expansion Funds

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3806

Addendum addition 11: **Dallas Convention Center Expansion and Renovation 2002 Project**

- * Authorize an increase in the contract with Manhattan Construction Company for the construction of the Dallas Convention Center Expansion and Renovation 2002 project, within the Guaranteed Maximum Price - Financing: No additional cost consideration to the City

Councilmember Loza moved to approve the item.

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3807

Addendum addition 12: An ordinance granting a CS Commercial Service District and a Specific Use Permit for a Commercial bus station and terminal, and a resolution accepting deed restrictions volunteered by the applicant on property presently zoned a CR Community Retail District located on the north side of West Davis Street, west of Westmoreland Road - Z990-255/11275-SW(RB) - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Salazar moved to pass the ordinance.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

Assigned ORDINANCE NO. 24486 and ORDINANCE NO. 24487.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3808

Addendum addition 13: Authorize an increase in the contract with Gibson & Associates, Inc. for the construction of Davis/Bishop Area improvements - \$91,195, from \$2,586,378 to \$2,677,573 - Financing: Neighborhood Renaissance Partnership Section 108 Notes

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

December 13, 2000

00-3809

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).

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, DECEMBER 13, 2000

EXHIBIT C

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS