

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, FEBRUARY 14, 2001

01-0500

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

PRESENT: [14] Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway,  
Chaney, Fantroy, Walne, Finkelman, Greyson, Blumer, Forsythe Lill  
ABSENT: [1] Miller

The meeting was called to order at 9:22 a.m.

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

Mayor Pro Tem Poss 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 2:15 p.m.

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Mayor

ATTEST:

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Assistant City Secretary

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

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

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, FEBRUARY 14, 2001

EXHIBIT A

3/28/01 10:15 AM  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, FEBRUARY 14, 2001

EXHIBIT B

3/28/01 10:15 AM  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0501

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: Randy Staff, 6964 Tokalon Dr.  
SUBJECT: Non-enforcement of ordinances

SPEAKER: Dwayne Dallas, 6266 St. Albans Dr.  
SUBJECT: Election 2000 #2

SPEAKER: Sandra Crenshaw, 4041 W. Wheatland Rd.  
REPRESENTING: Advocacy For Poor People's Rights To be Represented

SPEAKER: Gerry Barker, 1900 Elm St.  
SUBJECT: Downtown noise

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd.  
REPRESENTING: Malcolm X Community Council  
SUBJECT: 21<sup>st</sup> Century

OPEN MICROPHONE - END OF MEETING:

SPEAKER: Donnie Paul, 8081 Marvin D Love Frwy. **NO SHOW**  
SUBJECT: On duty disability – Police Retiree

SPEAKER: Linda Bates, 1311 W. Wheatland Rd.  
SUBJECT: The unjust in West Dallas

SPEAKER: Glenn Bragg, 3307 Julius Schepps Rd. **NO SHOW**  
SUBJECT: South Dallas moratorium

SPEAKER: William Hopkins, 2011 Leath St.  
SUBJECT: City Code Section 19-38, 1 thru 4

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL  
01-0501  
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SPEAKER: Jewel Floyd, 3815 Myrtle St.  
SUBJECT: Falseness of South Dallas moratorium/"No" Council Pay

SPEAKER: James Brown, 1634 Pennsylvania Ave. **NO SHOW**  
REPRESENTING: South Dallas Businessmen  
SUBJECT: South Dallas Moratorium

SPEAKER: Jerry Brown, 3031 Birmingham Ave.  
SUBJECT: South Dallas Moratorium

SPEAKER: Jurline Hollins, 2832 Marjorie Ave. **NO SHOW**  
SUBJECT: Taxation Without Representation/Chief Terrell Bolton/Commissioner  
John Wiley Price

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0502

Item 1: Approval of Minutes of the January 24, 2001 City Council Meeting

Councilmember Thornton Reese moved to approve the minutes as corrected by Councilmember Greyson to add the sentence on agenda item 81: "The following uses are prohibited on this property"; and correct the spelling of photunias to photinias and to further correct January 10, 2001 voting agenda meeting, to show that Councilmembers Greyson and Blumer voted in favor of Alberta Blair-Robinson, as chair, to the State-Thomas TIF Board.

Motion seconded by Councilmember Loza and unanimously adopted. (Kirk absent when vote taken; Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0503

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-55 was presented for consideration.

Councilmember Forsythe Lill requested that consent agenda items 3 and 50 be considered as individual items. Mayor Pro Tem Poss stated that consent agenda items 3 and 50 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Forsythe Lill 's request.

Councilmember Thornton Reese requested that consent agenda item 34 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 34 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Thornton Reese' request.

Councilmember Greyson requested that consent agenda items 38 and 47 be considered as individual items. Mayor Pro Tem Poss stated that consent agenda items 38 and 47 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Councilmember Finkelman moved to approve all items on the consent agenda with the exception of consent agenda items 3, 34, 38, 47 and 50, which would be considered later in the meeting.

Motion seconded by Councilmember Loza and unanimously adopted. (Kirk absent when vote taken; Miller absent)

Later in the meeting, Mayor Kirk asked the assistant city secretary to reflect in the record that he had voted "Yes" on the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0504

Item 2: Authorize (1) a contract for the electrical work (Bid Package No. 1) for Arlington Hall at Lee Park - Alman Electric, Inc., lowest responsible bidder of four and (2) assignment of the contract to Lee Park Arlington Hall Conservancy - \$302,568 - Financing: 1995 Bond Funds (\$235,000) and 1998 Bond Funds (\$67,568)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0505

Item 3: Authorize (1) a contract for the masonry work (Bid Package No. 2) for Arlington Hall at Lee Park - Texas Commercial Builders, Inc., only bidder and (2) assignment of the contract to Lee Park Arlington Hall Conservancy - \$89,727 - Financing: 1998 Bond Funds

Councilmember Forsythe Lill requested that consent agenda item 3 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 3 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

Later in the meeting, agenda item 3 was brought up for consideration.

Councilmember Forsythe Lill moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Kirk absent when vote taken; Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0506

Item 4: Authorize a contract for the restoration of the Sheep, Goat and Arena Buildings in the Pan American Complex at Fair Park - J.N. Kent Construction Company, Inc., lowest responsible bidder of eight - \$1,566,151 - Financing: Fair Park Agrarian District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0507

Item 5: Authorize (1) a contract for the construction of sidewalks, street paving, street lighting, streetscaping, trees and irrigation system along Canton Street and South Central Expressway for Farmers Market Townhomes with New Star Grading & Paving, lowest responsible bidder of nine, in the amount of \$173,045, (2) assignment of the construction contract to Camden Realty, Inc. for construction administration, and (3) payment to Camden Realty, Inc. in an amount not to exceed \$24,000 for design, construction management and testing - \$197,045 - Financing: Private Funds (Advanced from Camden Realty, Inc. to the Farmers Market TIF District Fund)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0508

Item 6: Authorize an Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for traffic signal improvements at the intersections of SH 310 at Overton Road, Illinois Avenue, and Linfield Road - \$108,234 - Financing: Texas Department of Transportation Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0509

Item 7: **Sidewalk Group 98-109**

Leigh Ann Drive from Wheatland Road to Kirnwood Drive

Cleardale Drive from Polk Street to Greenspan Drive

Castle Hills Drive from Bluffman Drive to Loud Drive

Red Bird Lane (E) from Houston School Road to Old Ox Road

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0510

Item 8: **Sidewalk Group 98-109**

Leigh Ann Drive from Wheatland Road to Kirnwood Drive  
Cleardale Drive from Polk Street to Greenspan Drive  
Castle Hills Drive from Bluffman Drive to Loud Drive  
Red Bird Lane (E) Houston School Road to Old Ox Drive

- \* Authorize a benefit assessment hearing to be held on March 28, 2001, for sidewalk paving - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0511

Item 9: Authorize (1) the acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of approximately 1.87 acres of land from Blanche M. Stanley, improved with a 51,779 square foot building located near the intersection of Chestnut and Hickory Streets, which is currently used for the Property Division of the Police Department and (2) an increase in appropriations in the amount of \$1,109,916 in the Police Department's budget - \$1,109,916 - Financing: Contingency Reserve Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0512

Item 10: An ordinance abandoning a wastewater easement to Alan J. Perkins and Sondra B. Perkins, the abutting owners, containing approximately 1,766 square feet of land located near the intersection of Collinway Place and Downs Lake Circle, providing for the dedication of a new wastewater easement and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24507.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0513

Item 11: An ordinance abandoning a drainage easement to Morning Park, Inc. and Argent Pinnacle Park, L.P., the abutting owners, containing approximately 169,313 square feet of land located near the intersection of North Cockrell Hill Road and Interstate Highway 30, providing for the dedication of a new drainage easement, and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24508.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0514

Item 12: An ordinance abandoning a portion of a floodway management area to Lawrence R. Deere, the abutting owner, containing approximately 660 square feet land located near the intersection of Arbor Park Drive and Royal Lane, and authorizing the quitclaim - Revenue: \$3,843 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24509.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0515

Item 13: An ordinance granting a private license to Anland 1A/1C, L.P., and Anland 5B/6 L.P., for the use of approximately 1,372 square feet of land to construct and maintain a subsurface utility bank under three portions of southbound Houston Street right-of-way near its intersections with Hi Line Drive and Wichita Street - Revenue: \$1,000 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24510.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0516

Item 14: An ordinance granting a private license to Williams TravelCenters, Inc. for the use of approximately 1,200 square feet of land to maintain a drainage facility under Peterbilt Avenue right-of-way located near its intersection with Cedardale Drive - Revenue: \$1,000 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24511.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0517

Item 15: An ordinance abandoning a portion of Meadowood Road to Robert K. Hoffman and Marguerite Hoffman, the abutting owners, containing approximately 4,866 square feet of land located at its intersection with Walnut Hill Lane, and authorizing the quitclaim - Revenue: \$53,769 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24512

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0518

Item 16: Authorize the rejection of the only bid received for replacement carpet in the Convention Center Theater and authorize the re-advertisement for new bids - 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

February 14, 2001

01-0519

Item 17: Authorize the rejection of the only bid received for a thermal imaging system for use at the Dallas Convention Center and authorize the re-advertisement for new bids -  
Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0520

Item 18: Authorize an increase in the price agreement and extension of the contract with AM-KO Building Maintenance Co., Inc. to provide janitorial services at City facilities through the existing contract to include City Hall, Northeast and Northwest, Southeast and Southwest District buildings - \$651,921, from \$2,607,685 to \$3,259,606 - Financing: Current Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0521

Item 19: Authorize the purchase of five light brush fire apparatus from the lowest responsible bidder of three - J & J Acquisition Corporation dba S & S Fire Apparatus Company - Not to exceed \$508,020 - Financing: Current Funds (\$17,736), 1999 Equipment Acquisition Contractual Obligation Notes (\$163,428), 1998 Equipment Acquisition Contractual Obligation Notes (\$163,428), 1997 Equipment Acquisition Contractual Obligation Notes (\$163,428)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0522

Item 20: Authorize the rejection of bids received for verbal and written language translation and interpreting services for municipal court proceedings and authorize the re-advertisement for new bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0523

Item 21: Authorize a twenty-four-month price agreement for tennis court paint with the lowest responsible bidder of three - SealMaster Industries, Inc. - \$82,524 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0524

Item 22: Authorize a twenty-four-month price agreement for grass seed with the lowest responsible bidder of two - Justin Seed - Not to exceed \$145,276 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0525

Item 23: Authorize a forty-eight-month price agreement to provide Police ballistic vests, vest alterations, and replacement of outer vest garment covers with the lowest responsible bidder of six - Second Chance Body Armor, Inc. - Not to exceed \$1,073,700 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0526

Item 24: Authorize a sixty-month price agreement for helicopter parts with the lowest responsible bidder of two - Heli-Dyne Systems, Inc. - Not to exceed \$847,920 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0527

Item 25: Authorize a thirty-six-month price agreement for blacksmith horse shoeing services with the lowest responsible bidder of two - Farrier - Not to exceed \$88,515 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0528

Item 26: Authorize a twenty-four-month multiple award price agreement for heavy equipment rental at the Southside Wastewater Treatment Plant with the lowest responsible bidders of three - Romco Equipment Company, Darr Equipment Company, Con-Equipment, Inc. - Not to exceed \$1,569,612 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0529

Item 27: Authorize the ratification of emergency repairs for testing investigation of the 96-inch Cedar Crest water transmission main in the vicinity of Bonnie View Road and Kiest Boulevard - The Pressure Pipe Inspection Company Ltd. - \$75,000 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0530

Item 28: Authorize settlement of a claim filed by Anthony Wayne Jasper, Claim No. P2001164  
- Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0531

Item 29: Authorize settlement of a claim filed by Enterprise Leasing of DFW, Claim No. 95-008820-01 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0532

Item 30: Authorize settlement of a lawsuit, styled City of Dallas and City of Fort Worth v. Gramex Corporation, et al, Cause No. cc-94-08321-c - Financing: DFW International Airport Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0533

Item 31: Authorize settlement of a lawsuit, styled Faine T. Wistrand v. City of Dallas and Jeffrey P. Rosso, Cause No. cc-00-05492-e - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0534

Item 32: Authorize settlement of a lawsuit, styled Mary Lynn Morris v. City of Dallas, Cause No. 97-10331-C - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0535

Item 33: Authorize settlement of a lawsuit, styled Rosemary Johnson v. City of Dallas, Cause No. DV00-03641-E - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0536

Item 34: Authorize a replacement housing payment and disbursement of funds from the Substandard Housing Assistance Repair Demonstration Program for homeowner, Florine L. Byrd, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board - Not to exceed \$50,000 - Financing: Current Funds (\$22,500) and 1999-00 Community Development Grant Funds (\$27,500)

Councilmember Thornton Reese requested that consent agenda item 34 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 34 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Thornton Reese' request.

Later in the meeting, agenda item 34 was brought up for consideration.

Councilmember Thornton Reese moved to approve the item.

Motion seconded by Councilmember Blumer and unanimously adopted. (Kirk absent when vote taken; Miller absent)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0537

Item 35: Authorize a replacement housing payment and disbursement of funds from the Substandard Housing Assistance Repair Demonstration Program for homeowner, Vivian Bush, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board - Not to exceed \$50,000 - Financing: Current Funds (\$22,500) and 1999-00 Community Development Grant Funds (\$27,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0538

Item 36: Authorize a loan to Eric Byrd dba E. B. Enterprises which is located in the South Dallas/Fair Park Trust Fund target area to provide funding for the continued renovation of 2731 Grand Avenue - Not to exceed \$50,000 - Financing: South Dallas/Fair Park Trust Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0539

Item 37: Authorize (1) a real property tax abatement agreement with Shahab Salehoun and lessee New World Auto Imports, Inc. for the purpose of granting a ten-year abatement of 90% of the taxes on added value to the real property for their new facility located within City of Dallas Enterprise Zone One, at 39644 LBJ South Freeway in Dallas, Texas 75237; and (2) a 100% development fee rebate to Shahab Salehoun in an amount not to exceed \$10,000 - Revenue: First year tax revenue estimated at \$468; Ten-year tax revenue estimated at \$4,673; (Estimated revenue foregone for ten-year real property abatement \$42,053) - \$10,000 - Financing: Public/Private Partnership Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0540

Item 38. Authorize a tangible personal property tax abatement agreement with Qualex Photofinishing Labs, Inc. for the purpose of granting a 5-year abatement of 50% of the taxes on added value to the tangible personal property for its planned operations expansion project to include a research, testing and development component at its current location within City of Dallas Enterprise Zone One at 6300 Cedar Springs Road, Dallas, Texas - Revenue: First year tax revenue estimated at \$20,025 (Estimated foregone revenue for 5-year tangible personal property tax abatement - \$100,125) - Financing: No cost consideration to the City

Councilmember Greyson requested that consent agenda item 38 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 38 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Later in the meeting, agenda item 38 was brought up for consideration.

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Loza.

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

Mayor Pro Tem Poss declared the motion adopted on a divided voice vote with Councilmembers Greyson and Blumer voting "No". (Kirk absent when vote taken; Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0541

Item 39: Authorize economic development grant agreements with twelve community-based nonprofit agencies as follows: (1) St. Philip's Neighborhood Development Corporation in an amount not to exceed \$35,000; (2) Park South YMCA in an amount not to exceed \$10,000; (3) Dallas Bethlehem Center in an amount not to exceed \$11,500; (4) The Science Place in an amount not to exceed \$15,000; (5) Stork's Nest in an amount not to exceed \$20,000; (6) Senior Citizens of Greater Dallas in an amount not to exceed \$8,500; (7) The Child Care Group in an amount not to exceed \$15,000; (8) Friends of MLK in an amount not to exceed \$10,000; (9) Jefferies Street Learning Center in an amount not to exceed \$20,000; (10) Southwest Railroad Historical Society in an amount not to exceed \$20,000; (11) Skillful Living Center, Inc. in an amount not to exceed \$6,000; (12) Communities in Schools in an amount not to exceed \$15,000 - \$186,000 - Financing: South Dallas/Fair Park Trust Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0542

Item 40: Authorize application for and acceptance of City of Dallas Youth Empowerment Project grant funds from the Office of the Governor, Criminal Justice Division, to continue the efforts of the City's Juvenile Delinquency Prevention Initiative for the period September 1, 2001 through August 31, 2002 (\$138,000), September 1, 2002 through August 31, 2003 (\$110,400) and September 1, 2003 through August 31, 2004 (\$82,800) - Not to exceed \$331,200 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0543

Item 41: Authorize Contract Renewal No. 2 with Holmes Street Foundation, Inc. for the provision of substance abuse treatment services in an outpatient setting for adolescents for the period March 1, 2001 through February 28, 2002 - Not to exceed \$75,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0544

Item 42: Authorize a public hearing to be held on February 28, 2001 to receive citizens' comments on the proposed private sale by quitclaim deed of 5 unimproved properties acquired by the taxing authorities from the Sheriff's Sale to qualified non-profit organizations - Financing: No cost consideration to the City

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0545

Item 43: Authorize approval of the bi-weekly tax action - \$33,343 - Financing: Tax  
Distribution Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0546

Item 44: Authorize a professional services contract with the Greater Dallas Hispanic Chamber of Commerce to provide a Community Outreach Liaison Program for the period from February 1, 2001 through January 31, 2002 - \$100,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0547

Item 45: Authorize ten-year concession contracts for management of golf course pro shop operations with Leonard Jones at Cedar Crest and L. B. Houston, Jim Henderson at Stevens, Bob Smith at Tenison and Kim Brown at Grover C. Keeton - Estimated Annual Revenue: \$3,131,092

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0548

Item 46: An ordinance authorizing a Planned Development District for Mixed Uses on property presently zoned an IR Industrial Research District on either side of Inwood Road north and south of Conveyor Lane (Z990-167/1134-NW(RB) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24513.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0549

Item 47: Authorize acceptance of a deed restriction instrument volunteered by the applicant to replace the deed restrictions accepted by the City on January 24, 2001, in conjunction with Zoning Case No. Z990-235/11235-NC(RB), which was approved by the City Council on January 24, 2001 - Financing: No cost consideration to the City

Councilmember Greyson requested that consent agenda item 47 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 47 be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Later in the meeting, agenda item 47 was brought up for consideration.

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

Motion seconded by Councilmember Loza and unanimously adopted. (Kirk absent when vote taken; Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0550

Item 48: An ordinance authorizing a correction to the designation number contained in Ordinance No. 24432 which established the Wheatley Place Historic Overlay District for properties generally bounded by Malcolm X Boulevard, Warren Avenue, Meadow Street and McDermott Avenue (Z990-234/11232-SE(AC) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24514.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0551

Item 49: Authorize application for a new law enforcement-related grant, Clandestine Lab Initiative, to enhance current operational strategies with regard to clandestine drug labs and the illegal drugs they produce in Dallas, from the Office of the Governor, Texas Narcotics Control Program, in the amount of \$136,800, for the period October 1, 2001 through September 30, 2002 (local match in the amount of \$45,600, or 25% of all expenses, will be required if awarded) - Financing: Current Funds (subject to future appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0552

Item 50: Authorize application for second-year continuation of the East Dallas Community Enhancement Program grant, to better respond to the needs of the area's Cambodian, Vietnamese, Laotian, and Hispanic refugees, from the Office of the Governor, Criminal Justice Division, in the amount of \$40,483, for the period October 1, 2001 through September 30, 2002 (local match in the amount of \$9,922, or 20% of all expenses, will be required if awarded) - Financing: Current Funds (subject to future appropriations)

Councilmember Forsythe Lill requested that consent agenda item 50 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 50 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

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

Councilmember Forsythe Lill moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted. (Kirk absent when vote taken; Miller absent)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0553

Item 51: Authorize application for a new law enforcement-related grant, School Crime and Anti-Violence Team, for a program to target and combat school-related crime, from the Office of the Governor, Criminal Justice Division, in the amount of \$472,972, for the period October 1, 2001 through September 30, 2002 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0554

Item 52: Authorize application for third-year continuation of the Public School Child Abuse Response Team grant to provide a liaison with public school officials to respond to child abuse referrals, from the Office of the Governor, Criminal Justice Division, in the amount of \$97,892, for the period October 1, 2001 through September 30, 2002 (local match in the amount of \$63,983, or 40% of all expenses, will be required if awarded) - Financing: Current Funds (subject to future appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0555

Item 53: Authorize application for fifth-year continuation of the Sexual Offender Apprehension Project grant to insure that sex offenders fully comply with the terms of the mandated state registration law as well as the conditions of their probation and parole, from the Office of the Governor, Criminal Justice Division, in the amount of \$71,056, for the period October 1, 2001 through September 30, 2002 (local match in the amount of \$278,647, or 80% of all expenses, will be required if awarded) - Financing: Current Funds (subject to future appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0556

Item 54: Authorize a professional services contract with Haston Associates for groundwater monitoring services at the McCommas Bluff Landfill from February 1, 2001 through January 31, 2002, with one twelve-month renewal option - Not to exceed \$65,600 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0557

Item 55: Authorize a one-year microfilm services contract with the United States National Archives and Records Administration - Fort Worth Branch to microfilm essential and permanent city records in accordance with permanent preservation standards established by state law - Not to exceed \$75,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0558

Public Hearing - **City Center TIF District**

- Item 56: \* A public hearing to receive citizen comments on amendments to the Project Plan and Reinvestment Zone Financing Plan for Tax Increment Financing Reinvestment Zone Number Five, City of Dallas, Texas (“City Center TIF District”) in accordance with the Tax Increment Financing Act, as amended (V.T.C.A. Tax Code, Chapter 311, hereafter the “Act”), to provide changes to the Plan to reallocate funding for environmental remediation, interior and exterior demolition, façade improvements and fire safety corridor improvements in the City Center TIF District, modification of the City Center TIF District Boundary to include the Mercantile, Securities and Horsley Buildings, modifications to the City Center TIF District Project Plan and Reinvestment Zone Financing Plan and modifications of Ordinances 22802, 23034 and 23533 which created the City Center TIF District and adopted the Plan - Financing: No cost consideration to the City
- Item 57: \* An ordinance amending Ordinances 22802, 22975, 23034 and 23533 to amend the Project Plan and Reinvestment Financing Plan for Tax Increment Financing Reinvestment Zone Number Five, City of Dallas, Texas (“City Center TIF District”) in accordance with the Tax Increment Financing Act, as amended (V.T.C.A. Tax Code, Chapter 311, hereafter the “Act”), to provide changes to the Plan to reallocate funding for environmental remediation, interior and exterior demolition, façade improvements and fire safety corridor improvements in the City Center TIF District, modification of the City Center TIF District Boundary to include the Mercantile, Securities Buildings (subject to City Council approval of historic tax incentives by December 31, 2001) and Horsley Buildings, modifications to the City Center TIF District Project Plan and Reinvestment Zone Financing Plan and modifications of Ordinances 22802, 23034 and 23533 which created the City Center TIF District and adopted the Plan - Financing: No cost consideration to the City

The following individuals were in support of the City Center TIF District but did not speak:

Miler Zitmore, 7742 Goforth Cir., representing City Center TIF District  
Alice Murray, 1509 Main St.  
Susan Mead, 3141 Cochran Chapel Rd., representing Jenkins & Gilchrist  
Roger Gault, 11311 N. Central Expwy., representing Onyx Property Company  
Brandt Wood, 3816 Commerce St., representing Jeroboam Restaurant  
Amie Richardson, 906 Allen St.  
Carol Reed, 3701 Turtle Creek Blvd., representing Convention & Visitor's Bureau  
Ron Steinhart, 25 Robledo Dr.  
Lance Josal, 3201 Spring Lake Dr., Richardson, TX., representing RTKL Associates  
John Adams, 115 Central Park West, New York, NY, representing Mercantile Complex,  
L.P.  
Janet Cobb, 4455 Belfort St., Highland Park, TX

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

Motion seconded by Councilmember Forsythe Lill and unanimously adopted. (Miller absent)

Assigned ORDINANCE NO. 24515.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0559

Public Hearing - **City Center TIF District**

Item 58: \* Authorize (1) a development agreement with Stone Place Mall Investors to provide for the funding of facade improvements related to the redevelopment of Stone Street Gardens, located at 1525 Main Street and 1520 Elm Street, in Tax Increment Financing Reinvestment Zone Five, City of Dallas, Texas (City Center TIF District) in an amount not to exceed \$276,000; (2) the funding of design and construction of certain public improvements related to the redevelopment of Stone Street Gardens, located at 1525 Main Street and 1520 Elm Street, in Tax Increment Financing Reinvestment Zone Five, City of Dallas, Texas (City Center TIF District) in an amount not to exceed \$600,000 and (3) the establishment of appropriations in an amount of \$876,000 in the City Center TIF District Fund - Total not to exceed \$876,000 - Financing: City Center TIF District Funds (\$600,000) (\$276,000 to be advanced by a private developer and reimbursed from the City Center TIF District Fund)

The following individual were in support of the City Center TIF District but did not speak:

Susan Mead, 3141 Cochran Chapel Rd., representing Jenkins & Gilchrist

Councilmember Loza moved to close the public hearing and approve the agreement.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted. (Miller absent)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0560

Public Hearing - **City Center TIF District**

- Item 59: \* A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Five, City of Dallas, Texas (City Center TIF District) to reimburse Stone Place Mall Investors for funds advanced pursuant to a development agreement between the City and Stone Place Mall Investors in an amount not to exceed \$276,000 plus interest, for certain public infrastructure improvements related to the redevelopment of Stone Street Gardens, located at 1525 Main Street and 1520 Elm Street in the City Center TIF District - \$276,000 - Financing: To be advanced by a private developer and reimbursed solely from the City Center TIF District Fund; accrued interest on private funds to be repaid solely from the City Center TIF District Fund

The following individual addressed the city council regarding City Center TIF District but did not speak:

Susan Mead, 3141 Cochran Chapel Rd., representing Jenkins & Gilchrist

Councilmember Loza moved to close the public hearing and approve the resolution.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted. (Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0561

Public Hearing - MISCELLANEOUS HEARINGS - UNDER ADVISEMENT

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

Note: This amendment was considered by the City Council at a public hearing on June 28, 2000, August 23, 2000, October 25, 2000 and January 24, 2001, and was taken under advisement until February 14, 2001, with the public hearing open.

No one addressed the city council regarding the amendment to the CBD Streets and Vehicular Circulation Plan.

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

Motion seconded by Councilmember Forsythe Lill and unanimously adopted. (Miller absent)

Assigned ORDINANCE NO. 24516.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0562

The consent zoning docket, consisting of agenda items 61-68, was presented.

Agenda items 61 and 62 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:

|   |                                  |
|---|----------------------------------|
| <del>Agenda item 61: Zoning Case Z990-266/11290-C(JA)</del> | <b>[Considered individually]</b> |
| <del>Agenda item 62: Zoning Case Z001-111/11314-C(JA)</del> | <b>[Considered individually]</b> |
| Agenda item 63: Zoning Case Z001-116/11316-C(JA)            |                                  |
| Agenda item 64: Zoning Case Z001-107/10864-SW(BH)           |                                  |
| Agenda item 65: Zoning Case Z001-109/11299-SE(EB)           |                                  |
| Agenda item 66: Zoning Case Z001-113/11315-SE(FD)           |                                  |
| Agenda item 67: Zoning Case Z001-119/5873-NC(FD)            |                                  |
| Agenda item 68: Zoning Case Z001-124/11317-SE(CG)           |                                  |

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

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

Councilmember Loza moved to close the public hearing, accept the recommendation of the city plan commission in each consent zoning docket case and pass all ordinances and approve all resolutions presented as part of the consent zoning docket.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0563

Item 61: Zoning Case Z990-266/11290-C(JA)

The consent zoning docket, consisting of agenda items 61-68, was presented.

Councilmember Loza requested that consent zoning docket item 61 be removed from the consent zoning docket to be called as an individual hearing. Mayor Pro Tem Poss stated that consent zoning docket item 61 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Loza's request.

Later in the meeting, zoning docket item 61 was brought up for consideration.

A public hearing was called on zoning case Z990-266/11290-C(JA), an application for and an ordinance granting an Historic Overlay District for the Interurban Building, located at 1500 Jackson Street on property zoned CA-1(A) SP.

(The city plan commission recommended approval, subject to preservation criteria)

Councilmember Loza moved to postpone the application until the February 28, 2001 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Fantroy and unanimously adopted. (Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0564

Item 62: Zoning Case Z001-111/11314-C(JA)

The consent zoning docket, consisting of agenda items 61-68, was presented.

Councilmember Loza requested that consent zoning docket item 62 be removed from the consent zoning docket to be called as an individual hearing. Mayor Pro Tem Poss stated that consent zoning docket item 62 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Loza's request.

A public hearing was called on zoning case Z001-111/11314-C(JA), an application for and an ordinance granting an Historic Overlay District for the Olive and Myers Building located at 2200 Young Street and presently zoned CA-1(A) Central Area District.

(The city plan commission recommended approval, subject to preservation criteria)

Councilmember Loza moved to postpone the application until the February 28, 2001 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Fantroy and unanimously adopted. (Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0565

Item 63: Zoning Case Z001-116/11316-C(JA)

Zoning Case Z001-116/11316-C(JA), an application for and an ordinance granting an Historic Overlay District for the Bluit Sanitarium and the R. P. Aspley Building located at 2034 and 2038 Commerce Street on property zoned P.D. No. 357, the Farmer's Market Special Purpose District.

(The city plan commission recommended approval, subject to preservation criteria)

Approved as part of the consent zoning docket.

Assigned ORDINANANCE NO. 24517.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0566

Item 64: Zoning Case Z001-107/10864-SW(BH)

Zoning Case Z001-107/10864-SW(BH), a City Plan Commission authorized hearing to determine proper zoning with consideration being given to amending Conservation District No. 7, to include a reduction of the required number of parking spaces as well as establishing a maximum remote parking distance on property generally bounded by Seventh Street, Melba Street, Llewellyn Avenue and Zang Boulevard and an ordinance implementing the proposed changes.

(The city plan commission recommended approval of changes to restrict the recommended remote parking distance increase only to Subarea 2, and to keep residential off-street parking requirements as per the current Conservation District No. 7 requirements.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24518.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0567

Item 65: Zoning Case Z001-109/11299-SE(EB)

Zoning Case Z001-109/11299-SE(EB), an application for and an ordinance granting a Specific Use Permit for a Fire Station on property zoned an R-7.5(A) Single Family District on the southeast corner of Lancaster Road and 56th Street.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24519.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0568

Item 66: Zoning Case Z001-113/11315-SE(FD)

Zoning Case Z001-113/11315-SE(FD), an application for and an ordinance granting a Specific Use Permit for a Tower/antenna for cellular communication on property located at 3223 Pennsylvania Avenue, southwest of Fourth Street and zoned a CR Community Retail District.

(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. 24520.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0569

Item 67: Zoning Case Z001-119/5873-NC(FD)

Zoning Case Z001-119/5873-NC(FD), an application for and an ordinance granting an expansion of and an amendment to the site plan and conditions for Specific Use Permit No. 1408 for a Child-care facility on property located on Davenport Road north of McCallum Boulevard zoned an R-7.5(A) Single Family District and an R-10(A) Single Family District.

(The city plan commission recommended approval for a five-year time period with eligibility for automatic renewal for additional ten-year time periods.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24521.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0570

Item 68: Zoning Case Z001-124/11317-SE(CG)

Zoning Case Z001-124/11317-SE(CG), a City Plan Commission authorized hearing to determine proper zoning with consideration being given to the granting of a CS Commercial Service District on properties with Freeway frontage on the south side of Interstate-20 between Seagoville Road and Belt Line Road and an ordinance granting the proposal.

(The city plan commission recommended approval with retention of the existing Specific Use Permit No. 1204, volunteered deed restrictions, and a D-1 Dry Overlay.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24522.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0571

Item 69: Public Hearing – Zoning Case Z990-226/11182-C(BP)

A public hearing was called on zoning case Z990-226/11182-C(BP), an application for and an ordinance granting a Planned Development Subdistrict for MF-3 Multiple Family Subdistrict Uses on property presently zoned an MF-3 Multiple Family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the southeast corner of Oak Lawn Avenue and Holland Avenue.

(The city plan commission recommended approval.)

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0572

Item 70: Public Hearing – Zoning Case NC 001-101PN

A public hearing was called on zoning case NC 001-101PN, an application for and an ordinance granting the street name change of Houston Street and West Houston Street between I35E on the north and Continental Avenue on the south to “Victory Avenue”.

(The city plan commission recommended approval.)

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.

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

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

Motion seconded by Councilmember Walne.

Councilmember Blumer moved to substitute for Councilmember Loza’s motion to rename the street to Tax Pit Drive.

The substitute motion died for lack of a second.

After discussion, Mayor Kirk called the vote on Councilmember Loza’s motion.

Mayor Kirk declared the motion unanimously adopted. (Poss abstaining; Miller absent)

Assigned ORDINANCE NO. 24523.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0573

Item 71: Public Hearing-DEVELOPMENT CODE AMENDMENTS UNDER  
ADVISEMENT- INDIVIDUAL

A public hearing was called on 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 new sub-uses for Communications exchange facilities and Utility services.

(The city plan commission recommended approval. This item was considered by the City Council at a public hearing on December 13, 2000, and was taken under advisement until February 14, 2001, 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:

Kirk Williams, 5400 Renaissance Tower  
Susan Mead, 3141 Cochran Chapel Rd.  
William Cothrum, 500 S. Ervay St.

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

Motion seconded by Councilmember Walne.

Councilmember Finkelman asked Councilmember Mallory Caraway if she would accept a friendly amendment to her motion to include language that states, above-ground fuel storage tanks on emergency generators for utility service uses and communications exchange facility uses be allowed but the maximum capacity of these tanks may not exceed 11,000 gallons in non-residential districts or 3,500 gallons in residential districts and direct staff to work with the industries to develop language related to landscaping issues and bring this back to the Transportation and Telecommunications Committee before coming to City Council.

Councilmember Mallory Caraway accepted the amendment as part of her motion.

Councilmember Walne who, seconded the original motion, also accepted the amendment.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

01-0573

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Councilmember Greyson asked Councilmember Mallory Caraway if she would accept a friendly amendment to her motion that ZOAC be directed to look at parking requirements for the local utility use on TXU easements that are used as hike and bike trails.

Councilmember Mallory Caraway accepted the amendment as part of her motion.

Councilmember Walne who, seconded the original motion, also accepted the amendment.

After discussion, Mayor Kirk called the vote on Councilmember Mallory Caraway's motion as modified by the friendly amendments.

Mayor Kirk declared the motion as modified by the friendly amendments, unanimously adopted.  
(Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0574

01-0575

Item 72: Consideration of appointments to boards and commissions (List of nominees is available in the City Secretary's Office)

The assistant city secretary distributed a report showing all nominations and renominations received for city board and commission appointments for the 1999-2001 board term updated through February 14, 2001.

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

Councilmember Walne moved to ratify the appointment of Laura Whiting, as chair to the Environmental Health Commission.

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

Later in the meeting, Councilmember Loza moved to ratify the appointment of Alice Murray, as chair to the Reinvestment Zone Five Board (City Center).

Motion seconded by Councilmember Finkelman and unanimously adopted. (Kirk absent when vote taken; Miller absent)

Councilmember Loza 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 Deputy Mayor Pro Tem Salazar and unanimously adopted. (Kirk absent when vote taken; Miller absent)

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

**01-0598 Board Officers**  
**01-0599 CDC COMMUNITY DEVELOPMENT COMMISSION**  
**01-0603 HSC HUMAN SERVICES COMMISSION**  
**01-0604 RDC REDISTRICTING COMMISSION**

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0576

Item 73: **Actions Related to the May 5, 2001 City Election**

- \* An ordinance ordering a general election to be held in the City of Dallas on Saturday, May 5, 2001, for the purpose of electing members of the City Council to represent Districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14 for the term beginning June 11, 2001 - Financing: This action has no cost consideration to the City

Mayor Pro Tem Poss moved to pass the ordinance.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Miller absent)

Assigned ORDINANCE NO. 24524.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0577

Item 74: **Actions Related to the May 5, 2001 City Election**

- \* A resolution authorizing a joint election agreement and election services contract between the City of Dallas, various other jurisdictions within Dallas County, and Dallas County for the conduct of a joint election to be held on Saturday, May 5, 2001, and authorizing an extension of the agreement for a runoff election, if necessary, to be held on Saturday, June 2, 2001 - \$1,788,600 - Financing: Current Funds

(Note: If election costs exceed the \$475,000 budgeted in FY 2000-01, the City Manager plans to recommend the use of Contingency Reserve Funds for the additional costs.)

Mayor Pro Tem Poss moved to approve the resolution.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0578

Item 75: **Actions Related to the May 5, 2001 City Election**

- \* A resolution approving the appointment of citizens to serve as election judges for the May 5, 2001, joint election and the June 2, 2001, runoff election, if necessary  
- Financing: This action has no cost consideration to the City

Deputy Mayor Pro Tem Salazar moved to postpone the resolution until the February 28, 2001 voting agenda meeting of the city council.

Motion seconded by Councilmember Greyson and unanimously adopted. (Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0579

Item 76: **Actions Related to the May 5, 2001 City Election**

- \* A resolution authorizing the Mayor to appoint an ad hoc City Council Canvassing Committee to review the returns of the May 5, 2001, general election and submit a canvass report to the full city council on Wednesday, May 9, 2001 - Financing: This action has no cost consideration to the City

Mayor Kirk appointed Councilmember Donna Blumer, chair, Councilmembers Barbara Mallory-Caraway and John Loza to serve as the canvassing committee to review the returns of the May 5, 2001 general election.

Mayor Pro Tem Poss moved to approve the resolution.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0580

Item 77: Authorize hardship relief for Eddy J. Royal on property at 3100 Colonial 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

The assistant city secretary announced that Councilmember Chaney had deferred consideration of consent agenda item 77 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

February 14, 2001

01-0581

Item 78: Authorize hardship relief for Mike Marigos on property at 3650 Lamar Street 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. (Kirk absent when vote taken; Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0582

Item 79: Authorize a Preservation Incentives Tax Abatement for 2036/2038 Commerce Street -  
Financing: No cost consideration to the City (Estimated revenue foregone for ten-year  
abatement - \$62,105)

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk absent when vote  
taken; Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0583

Item 80: Authorize a Preservation Incentives Tax Abatement for 2200-2216 Young Street -  
Financing: No cost consideration to the City (Estimated revenue foregone for ten-year  
abatement - \$388,160)

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Hill and unanimously adopted. (Kirk absent when vote  
taken; Miller absent)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0584

Item 81: Authorize the rejection of bids received for anhydrous ammonia and authorize the re-advertisement for new bids - Financing: No cost consideration to the City

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Fantroy and unanimously adopted. (Kirk absent when vote taken; Miller absent)

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0585

Item 82: Authorize the ratification of an emergency purchase for 500 tons of anhydrous ammonia - BBB Fertilizer Company - \$232,230 - Financing: Water Utilities Current Funds

Councilmember Loza moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted. (Kirk absent when vote taken; Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0586

Item 83: Authorize a professional services contract with The Portico Group to provide design guidelines and design services for the Dallas Zoo - \$284,486 - Financing: 1998 Bond Funds

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Kirk absent when vote taken; Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0587

Item 84: Authorize a professional services contract with Oglesby-Greene, Inc., to provide design services for a master plan and commissary facility for the Dallas Zoo - \$184,775 - Financing: 1998 Bond Funds

Councilmember Finkelman moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted. (Kirk absent when vote taken; Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0588

Item 85: Authorize a professional services contract with Oglesby-Greene, Inc., to provide design services for a new Conservation Education and Science Center at the Dallas Zoo - \$247,818 - Financing: 1998 Bond Funds

Councilmember Finkelman moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted. (Kirk absent when vote taken; Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0589

Item 86: Authorize a professional services contract with HDR Engineering, Inc. to provide engineering services for paving, drainage, and bridge improvements on Churchill Way from 250 feet east of Coit Road to the northbound U.S. 75 service road - \$679,223 - Financing: 1995 Bond Funds

Councilmember Finkelman moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0590

Item 87: Authorize a contract for the construction of a replacement facility for existing Fire Station No. 25 to be located at 2112 56th Street - Big Sky Construction Company, Inc., lowest responsible bidder of two - \$1,894,395 - Financing: 1985 Bond Funds (\$346,442), 1995 Bond Funds (\$1,547,953)

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Mallory Caraway.

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

|             |      |  |
|-------------|------|--|
| Voting Yes: | [10] | Kirk, Poss, Salazar, Loza, Mallory Caraway, Walne, Finkelman, Greyson, Blumer, Forsythe Lill |
| Voting No:  | [4]  | Thornton Reese, Hill, Chaney, Fantroy  |
| Absent:     | [1]  | Miller   |

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0591

Item 88: Authorize a contract for the repainting and repair of the Forest Lane elevated storage tank and Cedardale Road elevated storage tank - TMI Coatings, Inc., lowest responsible bidder of six - \$537,800 - Financing: Water Utilities Capital Construction Funds

Councilmember Blumer moved to approve the item.

Motion seconded by Councilmember Walne.

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

|             |     |   |
|-------------|-----|---|
| Voting Yes: | [9] | Kirk, Poss, Loza, Mallory Caraway, Walne, Finkelman, Greyson, Blumer, Forsythe Lill |
| Voting No:  | [5] | Salazar, Thornton Reese, Hill, Chaney, Fantroy                                      |
| Absent:     | [1] | Miller  |

Mayor Kirk declared the motion adopted.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0592

Closed Session

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

- Robert Jackson, Willie Taylor, Marlin Price and John Holt v. The City of Dallas, Texas; Chief of Police Terrell Bolton, in his Individual and Official Capacities; City Manager Teodoro Benavides, in his Individual and Official Capacities; and Assistant City Manager Charles Daniels, in his Individual and Official Capacities; Civil Action No. 3:00-CV-588-H consolidated with Jill Muncy, Pamela Walt, Donald Whitten, and Douglas Kowalski v. City of Dallas, Texas, and Chief of Police Terrell Bolton, in his Individual and Official Capacities, Civil Action Number 3:99-CV-2960-P
- Due to the unforeseen break of the 84-inch water transmission main in the vicinity of Lawther Drive and Northwest Highway on Thursday, February 8, 2001, and the imminent threat it poses to the public health and safety of Dallas citizens because of the damage done to public and private property, a closed session will be held under Section 551.071 of the T.O.M.A. to discuss with City Attorney the legal options available to address the damages resulting from the water main break.

A closed session was held as authorized by Chapter 551, "OPEN MEETINGS," of the Texas Open Meetings Act) to discuss the following matters:

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

- Due to the unforeseen break of the 84-inch water transmission main in the vicinity of Lawther Drive and Northwest Highway on Thursday, February 8, 2001, and the imminent threat it poses to the public health and safety of Dallas citizens because of the damage done to public and private property, a closed session will be held under Section 551.071 of the T.O.M.A. to discuss with City Attorney the legal options available to address the damages resulting from the water main break.

No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0593

Addendum addition 1: Authorize a thirty-six-month price agreement for industrial and medical gases with the lowest responsible bidders of two - GWS Welding Supply and Nordan Smith dba Industrial Welding Supply - Not to exceed \$143,971 - Financing: Current Funds (\$80,624), Water Utilities Current Funds (\$59,028), Convention and Event Services Current Funds (\$4,319)

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Greyson and unanimously adopted. (Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0594

Addendum addition 2: Authorize an increase in the contract with Texas Standard Construction, Inc. for additional resurfacing improvements for Asphaltic Concrete Resurfacing Group 4 - \$347,175, from \$1,389,288 to \$1,736,463 - Financing: 1998 Bond Funds

Councilmember Blumer moved to approve the item.

Motion seconded by Councilmember Fantroy.

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

Voting Yes: [14] Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway,  
Chaney, Fantroy, Walne, Finkelman, Greyson, Blumer, Forsythe Lill  
Voting No: [0]  
Absent: [1] Miller

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0595

Addendum addition 3: **Financial Advisor Contracts**

- \* Authorize a five-year contract with First Southwest Company to serve as co-financial advisor and provide financial advisory and arbitrage computation services - Financing: Co-financial advisory fees to be paid from bond proceeds and Water Utilities Current Funds, contingent upon completion of each bond sale; arbitrage computation fees to be paid from Current Funds in an amount not to exceed \$80,000 per annum; fees for advisory services not related to bond issuance to be paid from Current Funds in an amount not to exceed \$30,000 per annum

Councilmember Loza moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted. (Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0596

Addendum addition 4: **Financial Advisor Contracts**

- \* Authorize a five-year contract with Estrada Hinojosa & Company, Inc. to serve as co-financial advisor and provide financial advisory services - Financing: Co-financial advisory fees to be paid from bond proceeds and Water Utilities Current Funds, contingent upon completion of each bond sale; fees for advisory services not related to bond issuance to be paid from Current Funds in an amount not to exceed \$20,000 per annum

Councilmember Loza moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted. (Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0597

NOTICE OF DEFERRED OR DELETED ITEMS

In accordance with Paragraph (d) of Section 7.11 of the City Council Rules of Procedure, the attached notices of deferred or deleted items were posted adjacent to each entrance to the city council chamber in Room 6 E North, City Hall.

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

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, FEBRUARY 14, 2001

EXHIBIT C

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, FEBRUARY 14, 2001

01-0500

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

PRESENT: [14] Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway,  
Chaney, Fantroy, Walne, Finkelman, Greyson, Blumer, Forsythe Lill  
ABSENT: [1] Miller

**CORRECTION**



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0572

Item 70: Public Hearing – Zoning Case NC 001-101PN

A public hearing was called on zoning case NC 001-101PN, an application for and an ordinance granting the street name change of Houston Street and West Houston Street between I35E on the north and Continental Avenue on the south to “Victory Avenue”.

(The city plan commission recommended approval.)

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.

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

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

Motion seconded by Councilmember Walne. ~~and unanimously adopted. (Poss abstaining; Miller absent)~~

Councilmember Blumer moved to substitute for Councilmember Loza’s motion to rename the street to Tax Pit Drive.

The substitute motion died for lack of a second.

After discussion, Mayor Kirk called the vote on Councilmember Loza’ motion.

Mayor Kirk declared the motion unanimously adopted. (Poss abstaining; Miller absent)

Assigned ORDINANCE NO. 24523.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0573

Item 71: Public Hearing-DEVELOPMENT CODE AMENDMENTS UNDER  
ADVISEMENT- INDIVIDUAL

A public hearing was called on 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 new sub-uses for Communications exchange facilities and Utility services.

(The city plan commission recommended approval. This item was considered by the City Council at a public hearing on December 13, 2000, and was taken under advisement until February 14, 2001, 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:

Kirk Williams, 5400 Renaissance Tower  
Susan Mead, 3141 Cochran Chapel Rd.  
William Cothrum, 500 S. Ervay St.

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

Motion seconded by Councilmember Walne.

Councilmember Finkelman asked Councilmember Mallory Caraway if she would accept a friendly amendment to her motion to include language that states, above-ground fuel storage tanks on emergency generators for utility service uses and communications exchange facility uses be allowed but the maximum capacity of these tanks may not exceed 11,000 gallons in non-residential districts or 3,500 gallons in residential districts and direct staff to work with the industries to develop language related to landscaping issues and bring this back to the Transportation and Telecommunications Committee before coming to City Council.

Councilmember Mallory Caraway accepted the amendment as part of her motion.

Councilmember Walne who, seconded the original motion, also accepted the amendment.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

01-0573

Page 2

Councilmember Greyson asked Councilmember Mallory Caraway if she would accept a friendly amendment to her motion that ZOAC be directed to look at parking requirements for the local utility use on TXU easements that are used as hike and bike trails.

Councilmember Mallory Caraway accepted the amendment as part of her motion.

Councilmember Walne who, seconded the original motion, also accepted the amendment.

After discussion, Mayor Kirk called the vote on Councilmember Mallory Caraway's motion as modified by the friendly amendments.

Mayor Kirk declared the motion as modified by the friendly amendments, unanimously adopted.  
(Miller absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

February 14, 2001

01-0578

Item 75: **Actions Related to the May 5, 2001 City Election**

- \* A resolution approving the appointment of citizens to serve as election judges for the May 5, 2001, joint election and the June 2, 2001, runoff election, if necessary  
- Financing: This action has no cost consideration to the City

~~Councilmember~~ Deputy Mayor Pro Tem Salazar moved to postpone the resolution until the February 28, 2001 voting agenda meeting of the city council.

Motion seconded by Councilmember Greyson and unanimously adopted. (Miller absent)