

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 28, 2001

01-0950

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

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

The meeting was called to order at 9:27 a.m.

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

The invocation was given by Councilmember John Loza.

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

After all business properly brought before the city council had been considered the city council adjourned at 4:07 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.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 28, 2001

EXHIBIT A

5/9/01 4:14 PM
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 28, 2001

EXHIBIT B

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0951

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: Albert Parker, 9647 Oak Gate Ln.
REPRESENTING: John Q. Public
SUBJECT: Chief of Police: A public servant of integrity

Albert Parker did not speak; instead he passed his time to former Mayor Pro Tem Diane Ragsdale.

SPEAKER: Diane Ragsdale, 3611 Dunbar St.
SUBJECT: False allegations against Honorable Councilmember Lipscomb and Chief of Police

SPEAKER: Anna Albers, 201 N. Edgefield Ave.
REPRESENTING: Trinity River Action Coalition
SUBJECT: Trinity River/Cadillac Heights

SPEAKER: Fahim Minkah, 7106 Nandina Dr.
SUBJECT: Lack of Track and Field practice facilities in Dallas

NO SHOW

SPEAKER: Roy Honeycutt, 7614 Eastern Ave.
SUBJECT: Wasted tax money

SPEAKER: Campbell Read, 5839 Monticello Ave.
SUBJECT: Cadillac heights soil contamination

SPEAKER: Dwayne Dallas, 6266 St. Albans Dr.
SUBJECT: Government by the Dallas City Council/Council pay

SPEAKER: Jurline Hollins, 2832 Marjorie Ave.
SUBJECT: All agenda items

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OPEN MICROPHONE – END OF MEETING:

SPEAKER: D. J. Young, 3600 Fairfax Ave.
SUBJECT: Environmental issues

SPEAKER: Ted Horvitz, 5200 Meadowcreek Dr.
SUBJECT: Chief of Police

SPEAKER: Jimmy Lee, P.O. 4994 **NO SHOW**
REPRESENTING: Relief in the Communities Incorporated
SUBJECT: Pay scale/Out of your mind

SPEAKER: R. C. Bunger, 15151 Berry Trl.
SUBJECT: Accolades/Incompetence in police department/Other remarks

SPEAKER: Murdine Berry, 9455 Lancaster Hutchins Rd. **CANCELED**
SUBJECT: Illegal land surveying by the City of Dallas

SPEAKER: Taylor Brannon, 1514 Homeland St.
SUBJECT: Crime and 2012 Olympic bid

SPEAKER: Sharon Thomas, 11311 Audelia Rd.
SUBJECT: Court Services automatic telephone

OPEN MICROPHONE – END OF MEETING – SPOKE IN THE LAST 30 DAYS:

SPEAKER: Roy Williams, 1943 Chattanooga Pl.
REPRESENTING: Forty Acres And A Mule
SUBJECT: Chief of Police/Cadillac Heights

SPEAKER: Marvin Crenshaw, 5134 Malcolm X
REPRESENTING: Malcolm X Community Council
SUBJECT: Appointments to boards and commissions

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL
01-0951
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OPEN MICROPHONE – END OF MEETING – SPOKE IN THE LAST 30 DAYS:

SPEAKER: Sandra Crenshaw, 1431 Quartet Dr.
SUBJECT: Is Dallas safe? Does Commissioner John Wiley Price run the DPD?

SPEAKER: Jewel Floyd, 3815 Myrtle St. **NO SHOW**
SUBJECT: Corruption by Code Enforcement in South Dallas/Black and white

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0952

Item 1: Approval of Minutes of the February 28, 2001 City Council Meeting

Councilmember Walne moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0953

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-85 was presented for consideration.

The city secretary announced that the city manager had deleted agenda item 55 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

The city secretary announced that Councilmember Forsythe Lill had deferred consideration of consent agenda item 39 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Greyson requested that consent agenda item 4 and 85 be considered as an individual item. Mayor Kirk stated that consent agenda item 4 and 85 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Mayor Pro Tem Poss requested that consent agenda items 20 and 38 be considered as individual items. Mayor Kirk stated that consent agenda items 20 and 38 would be considered as individual items later in the meeting, there being no objection voiced to Mayor Pro Tem Poss' request.

Councilmember Miller requested that consent agenda items 20, 23, 30, 68, 69, 70, 72 and 85 be considered as individual items. Mayor Kirk stated that consent agenda items 20, 23, 68, 69, 70, 72 and 85 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Miller's request.

Councilmember Blumer requested that consent agenda items 36 and 72 be considered as individual items. Mayor Kirk stated that consent agenda items 36 and 72 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Blumer's request.

Councilmember Chaney requested that consent agenda items 61 and 76 be considered as individual items. Mayor Kirk stated that consent agenda items 61 and 76 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Chaney's request.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

01-0953

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Councilmember Forsythe Lill requested that consent agenda items 70 and 71 be considered as individual items. Mayor Kirk stated that consent agenda items 70 and 71 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

The following individual addressed the city council regarding all consent agenda items:

Jurline Hollins, 2832 Marjorie Ave.

Councilmember Walne moved to approve all items on the consent agenda with the exception of consent agenda items 55 which was deleted, consent agenda item 39 which was deferred and consent agenda items 4, 20, 23, 30, 36, 38, 61, 68, 69, 70, 71, 72, 76 and 85 which would be considered later in the meeting.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0954

Item 2: Authorize a contract with AYC Ltd. for the design development, fabrication and installation of a site specific sculpture for the interior courtyard of the new Dallas Police Headquarters facility to be constructed at 1400 South Lamar - Not to exceed \$200,000 - Financing: 1995 Bond Funds (\$60,000) and 1998 Bond Funds (\$140,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0955

Item 3: Authorize a contract with Greg Lefevre for the design development, fabrication and installation of site specific artworks for the entrance plaza of the new Dallas Police Headquarters facility to be constructed at 1400 South Lamar - Not to exceed \$200,000 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0956

Item 4: Authorize professional services contracts with 9 consulting firms for the engineering design of 5 alley reconstruction projects, 7 alley petitions projects, 17 street petitions projects, 2 local collector projects, 1 thoroughfare project and 1 economic development project - \$2,180,162 - Financing: 1998 Bond Funds (\$1,888,287), Water Utilities Capital Construction Funds (\$282,355), Water Utilities Bond Funds (\$9,520)

Councilmember Greyson requested that consent agenda item 4 be considered as an individual item. Mayor Kirk stated that consent agenda item 4 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 4 was brought up for consideration.

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

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted. (Greyson abstaining; Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0957

Item 5: Authorize a professional services contract with RJN Group, Inc. to provide engineering services for the replacement or rehabilitation of water and wastewater mains in an area bounded by Loop 12, Spur 408, I. H. 635, I. H. 20, Dallas North Tollway, Frankford Road and Preston Road - \$1,572,371 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0958

Item 6: Authorize a professional services contract with Gutierrez, Smouse, Wilmut and Associates, Inc. to provide engineering services and analysis of the inflows and infiltration into the wastewater collection system in the Hickory Creek and Pleasant Grove drainage area bounded by U. S. Highway 175, U. S. Highway 20, Middlefield Road and Prairie Creek and Global Position Satellite survey of water and wastewater structures in Dallas - \$1,993,009 - Financing: Water Utilities Capital Improvement Funds (\$1,005,233) and Water Utilities Capital Construction Funds (\$987,776)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0959

Item 7: Authorize a contract for the reconstruction of alley paving, storm drainage, water and wastewater improvements on Alley Group 98-2006 - Jeske Construction Company, lowest responsible bidder of seven - \$877,322 - Financing: 1998 Bond Funds (\$466,923), Water Utilities Capital Construction Funds (\$383,219), Water Utilities Capital Improvement Funds (\$27,180)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0960

Item 8: Authorize a contract for the construction of Union Station exterior masonry restoration, Phase I - American Restoration, Inc., lowest responsible bidder of nine - \$1,531,387 - Financing: Convention Center Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0961

Item 9: Authorize a contract for the construction of water and wastewater main replacements in an area bounded by Loop 12, I.H. 30, I.H. 35 and Dallas North Tollway - Conatser Construction, Inc., lowest responsible bidder of thirteen - \$2,543,655 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0962

Item 10: Authorize Supplemental Agreement No. 1 to the professional services contract with Huitt-Zollars, Inc. to provide contract documents for (1) reconstruction of George Coker Circle and (2) integration of the existing irrigation system to the proposed system for Dallas Love Field Airport - \$62,281, from \$245,000 to \$307,281 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0963

Item 11. Authorize an increase in the contract with Southcrest Corporation for the installation of lighting for the Chillida sculpture at Morton H. Meyerson Symphony Center at Betty B. Marcus Park and installation of fixed seating and American with Disabilities Act access at Samuell-Grand Park Amphitheater - \$64,074, from \$2,188,255 to \$2,252,329 - Financing: Current Funds (\$35,362) and Samuell Trust Funds (\$28,712)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0964

Item 12: Authorize an increase in the contract with Eagle Construction and Environmental Services, Inc. for the construction of flood protection improvements on the Elam Creek Detention Basin at Pleasant Grove Park - \$116,727, from \$893,041 to \$1,009,768 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0965

Item 13: Authorize an increase in the contract with Texas Standard Construction, Inc. for the construction of channel improvements to White Rock Creek at Alpha Road - \$112,499, from \$1,158,275 to \$1,270,774 - Financing: 1985 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0966

Item 14: Authorize an increase in the contract with Tiseo Paving Company for the construction of flood protection improvements on 11th Street from Corinth Street to 8th Street - \$67,303, from \$1,275,345 to \$1,342,648 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0967

Item 15: Authorize an increase in the contract with Gardner Zemke Company for upgrades to the heating, ventilation and air conditioning system and the electrical system in the terminal building at Dallas Love Field Airport - \$112,391, from \$3,153,691 to \$3,266,082 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0968

- Item 16: Authorize an increase in the contract with Manhattan Construction Company for the construction of the Dallas Convention Center Expansion and Renovation 2002 project
- \$118,349, from \$93,435,305 to \$93,553,654, within the Guaranteed Maximum Price
 - Financing: No additional cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0969

Item 17: Authorize an increase in the contract with Cajun Constructors, Inc. for Southside Wastewater Treatment Plant-Solids Screening and Thickening Facility and odor control - \$138,239, from \$15,240,500 to \$15,378,739 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0970

Item 18: Authorize an Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for traffic signal improvements at the intersections of Midpark Road at Goldmark Road, Midpark Road at Maham Road and Kit Lane at Maham Road affected by the Texas Department of Transportation's Interstate Highway 635/U.S. Highway 75 interchange reconstruction project - \$171,380 - Financing: Texas Department of Transportation Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0971

Item 19: Authorize an Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for traffic signal improvements at Park Lane and Greenville Avenue - \$73,156 - Financing: 1995 Bond Funds (\$15,363), Texas Department of Transportation Grant Funds (\$57,793)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0972

Item 20: Authorize (1) payment to the Texas Department of Transportation for the cost of removal of old signs and fabrication and installation of new signs on Interstate 35E to add the name of Victory Avenue to the existing Hi Line Drive destination signs for the Arena Project, (2) the receipt and deposit of funds from Center Operating Company, L.P. in an amount not to exceed \$35,000, and (3) an increase in appropriations in the amount of \$35,000 in the Capital Projects Reimbursement Fund - \$35,000 - Financing: Capital Projects Reimbursement Funds

Mayor Pro Tem Poss and 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, there being no objection voiced to Mayor Pro Tem Poss and Councilmember Miller's request.

Later in the meeting, agenda item 20 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 Mallory and unanimously adopted. (Poss abstaining; Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0973

Item 21: **Thurston Drive from Anson Road to Burbank Drive**

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0974

Item 22: **Thurston Drive from Anson Road to Burbank Drive**

- * Authorize a benefit assessment hearing to be held on May 23, 2000, for street paving, storm drainage, water and wastewater main improvements - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0975

Item 23: **McCommas Bluff Landfill Cell Construction**

- * Authorize (1) interim financing including an increase in appropriations in the Capital Construction Fund by \$4,200,000; (2) a transfer of \$2,100,000 from FY 2000-01 Current Funds - Sanitation Services to the Capital Construction Fund; (3) a transfer of \$2,100,000 from Municipal Radio's Current Funds to the Capital Construction Fund (to be reimbursed with interest from FY 2001-02 Current Funds - Sanitation Services); and (4) a contract for the construction of a 31-acre waste cell at the McCommas Bluff Landfill, including composite liner and leachate collection system and related appurtenances with Handex Construction Services, Inc., lowest responsible bidder of four - Not to exceed \$3,343,924 - Financing: Capital Construction Funds

Councilmember Miller requested that consent agenda item 23 be considered as an individual item. Mayor Kirk stated that consent agenda item 23 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 23 was brought up for consideration.

Councilmember Fantroy moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0976

Item 24: **McCommas Bluff Landfill Cell Construction**

- * Authorize a professional services contract with Biggs and Mathews Environmental, Inc. for construction management and surveying services for Cell 4 and related appurtenances construction at the McCommas Bluff Landfill - Not to exceed \$218,000 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0977

Item 25: **McCommas Bluff Landfill Construction**

- * Authorize a professional services contract with LANDTEC Engineers, for Construction Quality Assurance services for subtitle "D" waste Cell 4 construction at the McCommas Bluff Landfill - Not to exceed \$192,234 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0978

Item 26: Authorize a settlement in lieu of proceeding with condemnation proceedings, with Ricco Family Partnership Ltd., for acquisition of an unimproved tract of land containing approximately 47,403 square feet, in fee simple, and a temporary easement containing approximately 30,284 square feet, located in the City of Carrollton on the south side of Crosby Road near its intersection with Interstate Highway 35E - \$100,000 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0979

Item 27: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of 11 tracts of unimproved land containing a total of approximately 116,474 square feet for South Central Addition Improvements located near the intersection of South Central Expressway and Linfield Road - \$111,536 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0980

Item 28: Authorize acquisition of approximately 32.5 acres of unimproved land from Bruton Ridge, Ltd. for open space located near the intersection of Bruton and Jim Miller Roads - \$200,000 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0981

Item 29: Authorize a thirty-year lease, with two five-year renewal options, of approximately 1.1 acres of unimproved land, including an option to lease an additional .6 acres of unimproved land, with J. C. Aviation Investments, Inc. at Redbird Airport - Revenue: \$6,500 annually

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0982

Item 30: Authorize a partial release of the City's second lien on 29.7 acres of a 287 acre secured parcel located at I-20 and Bonnie View Road at Southport Business Park that is owned by LBJ Diamond Partnership - Financing: No cost consideration to the City

Councilmember Miller requested that consent agenda item 30 be considered as an individual item. Mayor Kirk stated that consent agenda item 30 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 30 was brought up for consideration.

Councilmember Fantroy 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, Greyson, Forsythe Lill
Voting No:	[2]	Miller, Blumer
Absent:	[1]	Finkelman

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0983

Item 31: An ordinance abandoning a portion of an alley to Knox Street Village, Inc., the abutting owner, containing approximately 500 square feet of land located near the intersection of Knox and Travis Streets and authorizing the quitclaim - Revenue: \$11,050 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24545.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0984

Item 32: An ordinance abandoning a portion of Austin Street containing approximately 16,000 square feet of land to Dallas County Community College District, the abutting owners, located near the intersection of Lamar and Elm Streets, and authorizing the quitclaim - Revenue: \$361,386 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Later in the meeting, Councilmember Fantroy moved to reconsider the approval of agenda item 32, as part of the consent agenda and that agenda item 32 be removed from the consent agenda to be considered as an individual item.

Motion seconded by Councilmember Hill.

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 Loza moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted. (Fantroy abstaining; Finkelman absent)

Assigned ORDINANCE NO. 24546.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0985

Item 33: An ordinance abandoning a drainage easement to James R. Harris Associates, L.P., the abutting owner, containing approximately 447 square feet of land located near the intersection of Knoxville Street and Larkhill Drive, 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. 24547.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0986

Item 34: An ordinance abandoning a portion of a water easement to John Vandercook, the abutting owner, containing approximately 2,250 square feet of land located near the intersection of West Hanover Avenue and Preston Park Drive and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24548.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0987

Item 35: An ordinance abandoning a portion of Regency Crest Drive to Y & C Investments, Ltd., the abutting owner, containing approximately 42,351 square feet of land located near its intersection with Sanden Drive and authorizing the quitclaim - Revenue: \$40,498 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24549.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0988

Item 36: Authorize the assignment of lease agreements from The Fund for Animals, Inc., to The Humane Society of the United States for approximately 6,000 square feet of clinic space located at 4830 Village Fair Drive, for the continued operation and maintenance of low cost spay/neuter and wellness clinics - Financing: No cost consideration to the City

Councilmember Blumer requested that consent agenda 36 be considered as an individual item. Mayor Kirk stated that consent agenda item 36 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 36 was brought up for consideration.

Councilmembers Thornton Reese and Blumer moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted. (Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0989

Item 37: Declare approximately 2,862 square feet of City-owned land located at 3203 Hickory Street near its intersection with Pearlstone Street unwanted and unneeded and authorize the sale to James F. Rogers, the abutting owner - Revenue: \$5,724

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0990

Item 38: An ordinance granting a revocable license to Center Operating Company, L.P. for the use of approximately 1,472 square feet of land to construct, use and maintain 4 subsurface utility crossings under Victory Avenue, Road B and Houston Street - Revenue: \$1,000 annually plus the \$20 ordinance publication fee

Mayor Pro Tem Poss requested that consent agenda item 38 be considered as an individual item. Mayor Kirk stated that consent agenda item 38 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 38 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 pass the ordinance.

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

Assigned ORDINANCE NO. 24550.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0991

Item 39: An ordinance granting a revocable license to Cleyera Inc. d/b/a Terilli's Restaurant and Bar for the use of approximately 98 square feet of land to install and maintain a canopy and planters in Greenville Avenue right-of-way located near its intersection with Goodwin Avenue - Revenue: \$1,000 annually plus the \$20 ordinance publication fee

The city secretary announced that Councilmember Forsythe Lill had deferred consideration of consent agenda item 39 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0992

Item 40: An ordinance abandoning a portion of Ledbetter Drive to Z & Z Company, the abutting owner, containing approximately 3,750 square feet of land located near its intersection with Lancaster Road and authorizing the quitclaim - Revenue: \$14,344 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANE NO. 24551.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0993

Item 41: An ordinance abandoning air rights over Greenville Avenue to Oliver Campbell, the abutting owner, containing approximately 90 square feet located near its intersection with Alta Street, and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24552.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0994

Item 42: An ordinance granting renewal of a private license to Waters/Brown Children=s Trust, for the use of approximately 300 square feet of land, to maintain an existing overhead bridge across an alley located near the intersection of Zang Boulevard and Centre Street - Revenue: \$1,000 annually plus \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24553.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0995

Item 43: Authorize the sale of a single family residential property to Glenda Shelton, the only bidder, located at 3904 Cody Court, Irving, Texas, acquired by the cities of Dallas and Fort Worth in connection with the D-FW International Airport Noise Mitigation Program for the new runway expansion project - Revenue: \$70,000 - proceeds to be retained in the D-FW International Airport Mitigation Program (no cost or revenue consideration to the City)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0996

Item 44: Authorize a contract for the purchase and replacement of a deaerator tank and controls to improve operating efficiency and lifespan of the heating, ventilation and air conditioning systems at the Dallas Convention Center - Leigh Engineering, Inc., lowest responsible bidder of three - Not to exceed \$75,433 - Financing: Convention Center Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0997

Item 45: Authorize a contract for the repair and re-upholster of seating at the Dallas Convention Center Theater - Irwin Seating Company, lowest responsible bidder of three - Not to exceed \$186,912 - Financing: Convention Center Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0998

Item 46: Authorize a five-year contract for the purchase and administration of heating, ventilation and air conditioning chemicals at the Dallas Convention Center - Southwest Engineers, lowest responsible bidder of three - Not to exceed \$100,897 - Financing: Convention and Event Services Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-0999

Item 47: Authorize a five-year contract for maintenance and repair of fire alarm and sprinkler systems and related components at the Dallas Convention Center - Cobra Technologies, Inc., lowest responsible bidder of three - Not to exceed \$268,440 - Financing: Convention and Event Services Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1000

Item 48: Authorize a thirty-six-month price agreement for Honda parts and labor with the lowest responsible bidder of two - Sonic Lute Riley, L.P. /d.b.a. Lute Riley Honda - Not to exceed \$1,079,500 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1001

Item 49: Authorize an increase in the Interlocal Agreement with the Houston-Galveston Area Council of Governments for the purchase of three additional Mobile Intensive Care Units - \$232,128, from \$2,700,243 to \$2,932,371 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1002

Item 50: Authorize a twenty-four-month contract for carpet maintenance at the Morton H. Meyerson Symphony Center with one twenty-four-month renewal option - Dupont Flooring Systems, Inc., lowest responsible bidder of two - \$240,200 - Financing: Current Funds (subject to annual appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1003

Item 51: Authorize a thirty-six-month price agreement for security guard services with the lowest responsible bidder of four - Whelan Security Company, Inc. - Not to exceed \$5,503,283 - Financing: Current Funds (\$4,205,552) and Water Utilities Current Funds (\$1,297,731)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1004

Item 52: Authorize the purchase of a camera surveillance security system from the lowest responsible bidder of four - Kart Digital, Inc. - Not to exceed \$106,951 - Financing: 1999-00 Local Law Enforcement Block Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1005

Item 53: Authorize the rejection of bids received for polygraph examination services and authorize the 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

March 28, 2001

01-1006

Item 54: Authorize an increase in the contract with Plastic Omnium ZARN, Inc. for the purchase of 5,250 additional roll carts for the replacement of carts throughout the city - \$217,847, from \$874,324 to \$1,092,171 (to be paid over a five-year period, subject to annual appropriations) - \$14,523 (FY 2000-01) - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1007

Item 55: Authorize a thirty-six-month price agreement for median and right-of-way maintenance in the Northeast, and portions of the Southwest and Southeast Service Areas with the lowest responsible bidder of ten - J & M Total Land Care - Not to exceed \$2,485,762 - Financing: Current Funds

The city secretary announced that the city manager had deleted agenda item 55 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1008

Item 56: Authorize the purchase of two concrete crew trucks from Houston Freightliner, Inc., through the Houston-Galveston Area Council of Governments Interlocal Agreement
- Not to exceed \$109,397 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1009

Item 57: Authorize a thirty-six-month price agreement for water meter replacement parts with the lowest responsible bidders of six - Master Meter, Inc., ABB Water Meters, Inc., Invensys Metering Systems, Badger Meter, Inc., The Fred W. Hanks Co., Hersey Meters Co. - Not to exceed \$465,500 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1010

Item 58: Authorize a contract for rebuilding a lathe used to repair high volume pumps located at pump stations and purification plants with Maintenance Service Corporation, lowest responsible bidder of two - Not to exceed \$99,000 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1011

Item 59: Authorize an increase in the thirty-six-month price agreement with Carl Pons Electric Motor Service, Shermco Industries Inc. and Brandon & Clark, Inc. for electric motor repair - Not to exceed \$260,608, from \$1,882,431 to \$2,143,039 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1012

Item 60: Authorize a thirty-six-month price agreement for welding supplies with the lowest responsible bidders of two - Archie's Welding Supply Inc. and P.G. Walker - Not to exceed \$373,000 - Financing: Current Funds (\$98,686), Water Utilities Current Funds (\$274,314)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1013

Item 61: Authorize (1) application for and acceptance of the Community Courts Planning Grant in the amount of \$74,850, to develop a comprehensive plan for establishing the Community Courts program, for the period April 1, 2001 through March 31, 2002; (2) acceptance of \$25,000 in private contributions from the Dallas Downtown Improvement District, and (3) execution of the grant agreement - \$130,331 - Financing: U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, Federal Grant Funds (\$74,850), Dallas Downtown Improvement District (\$25,000), and Current Funds (\$30,481)

Councilmember Chaney requested that consent agenda item 61 be considered as an individual item. Mayor Kirk stated that consent agenda item 61 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Chaney's request.

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

Councilmember Chaney moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1014

Item 62: Authorize an Interlocal Agreement with the Secretary of State for subscription to the Secretary of State Direct Access System which provides up-to-date, on-line computer access to a variety of information maintained by the Office of the Secretary of State - Not to exceed \$15,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1015

Item 63. Authorize settlement of a claim filed by Sharon L. Buck, Claim No. P200 1073 -
Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1016

Item 64: Authorize settlement of a lawsuit, styled, Sandra Kimmins v. City of Dallas d/b/a Dallas Water Utilities and UDR Western Residential, Inc., d/b/a City Scape Apartments, Cause No. cc-99-03973-a - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1017

Item 65: Authorize settlement of a claim filed by Dallas County Heritage Society for attorney's fees for defending lawsuit, styled Chris A. Bryant v. City of Dallas and Dallas County Heritage Society, Cause No. 3:98-CV-0192-R - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1018

Item 66: Authorize Supplemental Agreement No. 2 to the professional services contract with The Barrington Consulting Group, Inc. for additional expert services necessary in the lawsuit, styled Interstate Contracting Corporation v. City of Dallas, Cause No. 3:98-CV-2913-R, and any other proceeding relating to the subject matter of this lawsuit - Not to exceed \$25,000, from \$62,500 to \$87,500 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1019

Item 67: Authorize application for and acceptance of an Inherently Low-Emission Airport Vehicle Pilot Program grant, for the construction and/or modification of the electrical infrastructure at Dallas Love Field, to enable the use of inherently low-emissions ground support equipment, for the period FY 2001-2003 - Not to exceed \$964,401 - Financing: Federal Aviation Administration AIR 21 Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1020

Item 68: Authorize the initial planning for a possible major sports celebration in honor of the Dallas Stars between June 6, 2001 and June 15, 2001, in accordance with Resolution 93-4570, "A Policy Statement for Major Sports Celebrations" - Financing: This action has no cost consideration to the City

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

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

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill.

Councilmember Miller asked Councilmember Loza if he would accept a friendly amendment to his motion that the 3rd WHEREAS reads: "Upon recommendation by the Public Safety Committee, make the necessary and appropriate financial policy decisions" and add that the parade would be privately financed; and the last sentence in Section 5 reads: "including city and private funding requirements", and take out the word "city".

Councilmember Loza stated that he would not accept the amendment as part of his motion.

Councilmember Blumer moved to substitute for Councilmember Loza's motion to change the resolution that the 3rd WHEREAS reads: "Upon recommendation by the Public Safety Committee, make the necessary and appropriate financial policy decisions" and add that the parade would be privately financed, and the last sentence in Section 5 reads: "including city and private funding requirements", and take out the word "city".

Motion seconded by Councilmember Walne.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

01-1020

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

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

Mayor Kirk declared the motion failed.

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

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

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1021

Item 69: Authorize the initial planning for a possible major sports celebration in honor of the Dallas Mavericks between June 11, 2001 and June 22, 2001, in accordance with Resolution 93-4570, "A Policy Statement for Major Sports Celebrations" - Financing: This action has no cost consideration to the City

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

Later in the meeting, agenda item 69 was brought up for consideration.

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill.

Councilmember Miller asked Councilmember Loza if he would accept a friendly amendment to his motion that the 3rd WHEREAS reads: "Upon recommendation by the Public Safety Committee, make the necessary and appropriate financial policy decisions" and add that the parade would be privately financed; and the last sentence in Section 5 reads: "including city and private funding requirements", and take out the word "city".

Councilmember Loza stated that he would not accept the amendment as part of his motion.

Councilmember Blumer moved to substitute for Councilmember Loza's motion to change the resolution that the 3rd WHEREAS reads: "Upon recommendation by the Public Safety Committee, make the necessary and appropriate financial policy decisions" and add that the parade would be privately financed, and the last sentence in Section 5 reads: "including city and private funding requirements" and take out the word "city".

Motion seconded by Councilmember Walne.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

01-1021

Page 2

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

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

Mayor Kirk declared the motion failed.

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

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

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1022

Item 70: An ordinance amending Chapters 42A and 43 of the Dallas City Code to: (1) allow the Special Events Manager ability to deny permit if event promoter owes City money or has history of poor performance; and (2) change the boundaries of the Dallas Convention Center to include expanded portions of the facility; events held within the boundaries are the responsibility of Convention Center staff and do not require special event permitting - Financing: No cost consideration to the City

Councilmembers Miller and Forsythe Lill requested that consent agenda item 70 be considered as an individual item. Mayor Kirk stated that consent agenda item 70 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Miller and Forsythe Lill's request.

Later in the meeting, agenda item 70 was brought up for consideration.

Councilmember Forsythe Lill moved to pass the ordinance.

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

Assigned ORDINANCE NO. 24454.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1023

Item 71: A resolution adopting the City Center Parking Strategy Study and Guiding Principles for Downtown Accessibility and Redevelopment as a policy directive for the City Manager and all city departments for development in downtown Dallas - Financing: No cost consideration to the City

Councilmember Forsythe Lill requested that consent agenda item 71 be considered as an individual item. Mayor Kirk stated that consent agenda item 71 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 71 was brought up for consideration.

Councilmember Forsythe Lill moved to defer the resolution until the April 11, 2001 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1024

Item 72: Authorize a real property tax abatement agreement with Panattoni Development Company, L.L.C., 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 to be located within City of Dallas Enterprise Zone One at Pinnacle Park, Dallas, Texas, effective upon purchase of the property on or before December 31, 2001 - Revenue: First year tax revenue estimated at \$4,673; Ten-year tax revenue estimated at \$46,730; Estimated revenue foregone for ten-year abatement \$420,525 - Financing: No cost consideration to the City

Councilmembers Miller and Blumer requested that consent agenda item 72 be considered as an individual item. Mayor Kirk stated that consent agenda item 72 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 72 was brought up for consideration.

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Walne.

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

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

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1025

Item 73: Authorize a three-year contract with two one-year renewal options with Aon Risk Services of Texas, Inc. to provide City's Insurance Broker of Record services for the period of April 2, 2001 through April 1, 2004 - Not to exceed \$279,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1026

Item 74: Authorize a five-year Interlocal Agreement with the Texas Department of Public Safety to provide the City of Dallas statewide criminal history checks - Not to exceed \$20,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1027

- Item 75: Authorize a public hearing to be held on April 11, 2001 to receive citizens' comments on the proposed private sale by quitclaim deed of 29 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

March 28, 2001

01-1028

Item 76: Authorize a revision to the Program Statement for the Home Repair Program, for the use of up to \$250,000 appropriated for FY 2000-01 for provision of minor repair grants not to exceed \$10,000, excluding any and all foundation repairs - \$250,000 - Financing: Current Funds

Councilmember Chaney 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 Councilmember Chaney's request.

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

Councilmember Thornton Reese moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1029

Item 77: Authorize an increase in the maximum loan amount for a previously approved Substandard Housing Assistance and Home Repair Program home reconstruction at 3619 Chicago Street - Not to exceed \$10,000, from \$17,500 to \$27,500 - Financing: 1999-00 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1030

Item 78: Authorize (1) the City's participation with the Steering Committee of Texas Utilities Electric Service Area Cities in hearings before the Public Utility Commission of Texas concerning electric restructuring and rates to be charged by TXU Electric and (2) establishment of appropriations in the amount of \$103,015 in the TXU Reserve Fund - Not to exceed \$103,015 - Financing: TXU Reserve Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1031

Item 79: Authorize (1) the Chief Financial Officer to be the designated officer to request, receive and review applications for the depository and financial services and City Treasurer's contracts and (2) the guidelines for the selection of a depository bank - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1032

Item 80: Authorize Supplemental Agreement No. 10 to the Interlocal Agreement with Dallas Housing Authority extending the term from March 25, 2001 to March 24, 2002 and adding funding for marketing and providing rental bonus payments to property owners leasing three and four bedroom units to participants in the Section 8 Bonus Incentive Program - \$75,000 - Financing: 2000-01 Community Development Grant Funds (\$67,500) and Current Funds (\$7,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1033

Item 81: Authorize an Interlocal Agreement with Dallas County Schools to transport participants to activities such as after-school, Send-A-Kid to Camp, therapeutic services, programs for senior citizens and various programs in the East and West Regions of the Park Department for the period of April 1, 2001 through January 2, 2002 - Not to exceed \$96,525 - Financing: Current Funds (\$95,325) and Walker Consent Decree Funds (\$1,200)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1034

Item 82: An ordinance granting a Planned Development District for Mixed Uses on property presently zoned an R-7.5(A) Single Family District, an MF-1(A) Multifamily District, an MF-2(A) Multifamily District, a CR Community Retail District and an RR Regional Retail District on an area generally bounded by Wheatland Road, Polk Street, Interstate-20 and Hampton Road (Z956-331/10184-SW(MF/RB) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Later in the meeting, Councilmember Hill moved to reconsider the approval of agenda item 82 as part of the consent agenda and that agenda item 82 be removed from the consent agenda to be considered as an individual item.

Motion seconded by Deputy Mayor Pro Tem Salazar.

Councilmember Hill moved to defer the ordinance until the May 9, 2001 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1035

Item 83: Authorize application for and acceptance of the Internet Crimes Against Children/2 grant from the U. S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention, for the continued response to the sexual abuse and exploitation of children which is facilitated by the use of computer technology for the period April 1, 2000 through March 31, 2001, and execution of the grant agreement - \$300,000 - Financing: U. S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1036

Item 84: Authorize an Interlocal Agreement with the Dallas County Criminal District Attorney's Office for continuation funding for the City's ongoing participation in the Dallas County Domestic Violence Project grant for the period September 1, 2000 through August 31, 2001, and allowing reimbursement in an amount not to exceed \$85,786, for a total reimbursement not to exceed \$306,019 - Financing: U. S. Department of Justice Grant Funds (to be fully reimbursed by Dallas County)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1037

Item 85: Authorize a professional services contract with Arthur Andersen, LLP consultants to provide business process mapping training for City staff in association with the new 3-1-1/CRM System - \$325,000 - Financing: 2000 Equipment Acquisition Contractual Obligation Notes

Councilmember Greyson requested that consent agenda item 85 be considered as an individual item. Mayor Kirk stated that consent agenda item 85 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 85 was brought up for consideration.

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Thornton Reese.

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, Greyson, Forsythe Lill
Voting No:	[2]	Miller, Blumer
Absent:	[1]	Finkelman

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1038

Item 86: Public Hearing

A public hearing to receive citizens' comments in preparation of the FY 2001-02 Operating, Capital, Grant and Trust budgets - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the FY 2001-02 Operating, Capital Grant and Trust budgets:

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

Virgil St. Clair, 9952 Vistadale Dr., representing Senior Affairs Commission

Richard Martin, 8811 Arborside Dr., representing Bethlehem Foundation

Ernest Sherman, 11006 Spring Lake Dr., Frisco, TX, representing Dallas Police Patrolmen's Union

Richard Wilson, 2009 Apple Dr., Little Elm, TX, representing Dallas Police Patrolmen's Union

Marvin Crenshaw, 5134 Malcolm X Blvd.

Councilmember Chaney moved to close the public hearing.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted. (Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1039

The consent zoning docket, consisting of agenda items 87-94, was presented.

Agenda items 90 and 94 were removed from the consent zoning docket, to be considered as an individual hearing.

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

Agenda item 87:	Zoning Case Z001-126/11318-C(JC)	
Agenda item 88:	Zoning Case Z001-129/11320-NW(JC)	
Agenda item 89:	Zoning Case Z001-130/9384-SW(EB)	
Agenda item 90:	Zoning Case Z001-139/11339-NW(FD)	[Considered individually]
Agenda item 91:	Zoning Case Z001-147/11340-SE(RB)	
Agenda item 92:	Zoning Case Z001-132/10400-NE(RB)	
Agenda item 93:	Zoning Case Z990-261/8841-SE(RB)	
Agenda item 94:	Zoning Case Z001-115/2978-SE(JC)	[Considered individually]

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

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

Councilmember Thornton Reese 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. (Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1040

Item 87: Zoning Case Z001-126/11318-C(JC)

Zoning Case Z001-126/11318-C(JC), an application for and an ordinance granting a Planned Development District for TH-3(A) Townhouse District Uses on property presently zoned a TH-3(A) Townhouse District at the northwest corner of Milan Street and Normah Street.

(The city plan commission recommended approval of a Planned Development District for TH-3(A) Townhouse District uses, subject to a development plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24555.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1041

Item 88: Zoning Case Z001-129/11320-NW(JC)

Zoning Case Z001-129/11320-NW(JC), an application for and an ordinance granting an MU-2 Mixed Use District on property presently zoned an IM Industrial Manufacturing District on Industrial Boulevard, northwest of Cadiz Street.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24556.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1042

Item 89: Zoning Case Z001-130/9384-SW(EB)

Zoning Case Z001-130/9384-SW(EB), an application for and an ordinance granting a Specific Use Permit for a Child-care facility on property presently zoned an R-7.5(A) Single Family District on the southwest corner of Kimwood Drive and Racine Drive.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24557.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1043

Item 90: Zoning Case Z001-139/11339-NW(FD)

The consent zoning docket, consisting of agenda items 87-94, was presented.

Councilmember Mallory Caraway requested that consent zoning docket item 90 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 90 be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Mallory Caraway's request.

Later in the meeting, zoning docket item 90 was brought up for consideration.

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

A public hearing was called on zoning case Z001-139/11339-NW(FD), an application for and an ordinance granting an MU-2 Mixed Use District on property presently zoned a GO(A) General Office District on the northwest corner of Denton Dr. and LBJ Freeway.

(The city plan commission recommended denial of an MU-2 Mixed Use District, but approval of an MU-2(SAH) Mixed Use Standard Affordable Housing District.)

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

Councilmember Walne 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. (Mallory Caraway abstaining; Finkelman absent)

Assigned ORDINANCE NO. 24558.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1044

Item 91: Zoning Case Z001-147/11340-SE(RB)

Zoning Case Z001-147/11340-SE(RB), an application for and an ordinance granting a Specific Use Permit for a Vehicle or engine repair or maintenance use on property presently zoned as Subdistrict 3 of Planned Development District No. 533, the C. F. Hawn Freeway Special Purpose District on the northeast side of C.F. Hawn Freeway, southeast of Lake June Road.

(The city plan commission recommended approval for a two-year and three month time period, subject to a site plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24559.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1045

Item 92: Zoning Case Z001-132/10400-NE(RB)

Zoning Case Z001-132/10400-NE(RB), an application for and an ordinance granting an amendment to Planned Development District No. 490 for a Private School to amend the development plan, landscape plan and conditions on property at the southeast corner of Peavy Road and Ferguson Road..

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCENO. 24560.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1046

Item 93: Zoning Case Z990-261/8841-SE(RB)

Zoning Case Z990-261/8841-SE(RB), an application for and an ordinance granting an amendment to the site plan and landscape plan for Specific Use Permit No. 1051 for a Cemetery or Mausoleum on property presently zoned a CR Community Retail District and an R-7.5(A) Single Family District on the southeast corner of the intersection of Fireside Drive and Murdock-Dowdy Ferry Connection.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24561.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1047

Item 94: Zoning Case Z001-115/2978-SE(JC)

The consent zoning docket, consisting of agenda items 87.94, was presented.

Councilmember Chaney requested that consent zoning docket item 94 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 94 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Chaney's request.

Later in the meeting, zoning docket item 94 was brought up for consideration.

A public hearing was called on zoning case Z001-115/2978-SE(JC), an application for and an ordinance granting a Planned Development District for MF-2(A) Multifamily Uses and a Private School and termination of Specific Use Permits No. 966 for a Private Elementary School and No. 1337 for a Child-care Facility on property presently zoned an MF-2(A) Multifamily District on Pennsylvania Avenue between Holmes Street and Julius Schepps Freeway.

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

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

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

Condition (b): "The play field shown on the attached development plan may not be constructed over the Peabody Street right-of-way until that section of Peabody Street has been formally abandoned"

and pass the ordinance.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted. (Finkelman absent)

Assigned ORDINANCE NO. 24562, ORDINANCE NO. 24563 and ORDINANCE NO. 24564.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1048

Item 95: Public Hearing – Zoning Case Z001-128/11319-NW(JC)

A public hearing was called on zoning case Z001-128/11319-NW(JC), an application for and an ordinance granting an MF-3(A) Multifamily District and a resolution authorizing acceptance of a deed restriction instrument submitted in conjunction with the change of zoning on property presently zoned an IR Industrial Research District on Maple Avenue, SW of Hudnall Street.

(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.

Kirk Williams, 5400 Renaissance Tower, representing the applicant

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

1. Maximum number of dwelling units if 250;
2. Construction of a minimum 8-foot solid wall along the length of the Loftland building on the southerly lot line;
3. Notice of adjacent uses in residential leases or in an addendum to the lease; and
4. Mitigation of outside noise levels, measured within the dwelling units, not to exceed 45 Ldn.

and direct the staff to bring the ordinance and resolution accepting the deed restrictions back to the city council on the April 11, 2001 voting agenda meeting.

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

Assigned ORDINANCE NO. 24565.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1049

Item 96: Public Hearing – Zoning Case Z001-141/11343-NE(FD)

A public hearing was called on zoning case Z001-141/11343-NE(FD), an application for and an ordinance granting a CR Community Retail District on property presently zoned a CR-D Community Retail-Dry District on Garland Road southwest of Easton Road.

(The city plan commission recommended approval. This case was considered by the City Council at a public hearing on February 28, 2001, and was taken under advisement until March 28, 2001, with the public hearing open.)

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

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

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

Assigned ORDINANCE NO. 24566.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1050

PUBLIC HEARING – BENEFIT ASSESSMENT HEARING

Sidewalk Group 98-109

- Item 97: * Benefit assessment hearing for sidewalk paving, water and wastewater adjustments
- Item 98: * Ordinance levying benefit assessments for sidewalk paving, water and wastewater adjustments
- Item 99: * Authorize a contract for the construction of sidewalk paving, water and wastewater adjustments - Roadway Engineering & Construction, Inc., lowest responsible bidder of fifteen - \$154,088 - Financing: 1998 Bond Funds (\$152,968), Water Utilities Capital Construction Funds (\$1,120)

A public hearing was called to receive comments on a proposed to levy benefit assessments for sidewalk paving, water and wastewater adjustments on 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 and Red Bird Lane (E) from Houston School to Old Ox Road.

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

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

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

Assigned ORDINANCE NO. 24567.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1051

01-1052

Item 100: Consideration of appointments to boards and commissions (List of nominees is available in the City Secretary's Office)

There were no consideration of appointments to boards and commission.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1053

Item 101: Authorize Supplemental Agreement No. 2 to the professional services contract with Camp, Dresser & McKee, Inc. for electrical utility deregulation - \$318,355, from \$243,328 to \$561,683 - Financing: Current Funds (\$95,507), Water Utilities Current Funds (\$159,176), Aviation Current Funds (\$31,836), Convention and Event Services Current Funds (\$31,836)

Councilmember Loza moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1054

Item 102: Authorize a membership agreement with Cities Aggregation Power Project, Inc. for utility deregulation - \$14,000 - Financing: Current Funds (\$4,200), Water Utilities Current Funds (\$7,000), Aviation Current Funds (\$1,400), Convention and Event Services Current Funds (\$1,400)

Councilmember Mallory Caraway moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1055

Item 103: Authorize a membership agreement with Texas Conference of Urban Counties Aggregation Project, Inc., for utility deregulation - \$12,500 - Financing: Current Funds (\$3,750), Water Utilities Current Funds (\$6,250), Aviation Current Funds (\$1,250), Convention and Event Services Current Funds (\$1,250)

Councilmember Thornton Reese moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1056

Item 104: Authorize an amendment to the annual operating authority of Yellow Cab to reflect a change in its stock ownership, and to transfer the annual City of Dallas operating authorities of Choice Cabs, Inc., City Cab of Dallas, and West End Cab Company to Yellow Checker Cab Company of Dallas/Fort Worth, Inc. d.b.a. Yellow Cab - Revenue: \$300,000 annually

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

Section 5: That an annual permit for taxicab operating authority for Yellow Checker Cab Company of Dallas/Fort Worth, Inc. d/b/a/ Yellow Cab is hereby approved, with the following conditions:

- A. If the option to acquire all ownership interest of Deborah Richards in Yellow Checker Cab Company of Dallas/Fort Worth Inc. d/b/a Yellow Cab and Irving Holdings (described in the Option Agreement dated February 26, 2001 between William Tauscher, Deborah Richards, Jack Bewley, and Jeff Finkel, a copy of which is contained in the February 28, 2001 application for amendment of Yellow Cab's annual permit) is not exercised by May 31, 2001, then the annual permit authorized by this resolution will expire on August 31, 2001, unless sooner extended by the city council.
- B. Any ownership interest in Yellow Checker Cab Company of Dallas/Fort Worth, Inc. d/b/a Yellow Cab or in Irvin Holdings that is acquired by Deborah Richards after May 31, 2001 will be deemed a transfer of the annual permit authorized by this resolution, and such transfer will require approval by the city council for the permit to continue in effect.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1057

Item 105: A resolution amending Resolution #01-0354 which previously authorized a contract with New Arts Six for the provision of services to the City through the Cultural Organization Program - Financing: No cost consideration to the City

Councilmember Mallory Caraway moved to approve the resolution.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1058

Item 106: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, by DART of tracts of land needed for the construction of its M.L.K. Transit Center located near the intersection of Martin Luther King, Jr. Boulevard and 4th Avenue - Financing: No cost consideration to the City

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 chamber.

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted. (Chaney abstaining; Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1059

Item 107: Authorize hardship relief for Tesfamariam Kidane at 2738 Hatcher 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 approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1060

Item 108: Authorize hardship relief for Herbert Harris at 4616 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 approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1061

Item 109: Authorize hardship relief for Margie Stevenson at 5209 South 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 approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1062

Item 110: Authorize hardship relief for Mercado Gigante LLC at 400 S. Buckner from the I20 moratorium on the acceptance of applications for building permits and certificates of occupancy for certain uses - Financing: No cost consideration to the City

The following individual addressed the city council regarding the hardship relief:

Ramon Aranda, 2608 Briar Place, Farmers Branch, TX

Councilmember Hill moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1063

Item 111: 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 approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1064

Item 112: Authorize hardship relief for Alpha VII, Inc. on property at 3120 Grand Avenue from the South Dallas moratorium on the acceptance of applications for building permits and certificates of occupancy for certain uses - Financing: No cost consideration to the City

Councilmember Chaney moved to defer the item until the April 11, 2001 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1065

Item 113: 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 April 11, 2001 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1066

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
- Willard R. Rollins v. City of Dallas, Civil Action No. 3:99-CV-2249-G
- In the matter of TCI Cablevision of Dallas, Inc.(Order setting Basic Service and Equipment Rates, Dallas, TX (TXD762)), Federal Communications Commission File Nos. DA 00-1240, et al.; and 2001 AT&T Broadband Cable TV Rate Filing

Personnel Matters (Sec. 551.074 T.O.M.A.)

- Appointment of the City Auditor

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

Personnel Matters (Sec. 551.074 T.O.M.A.)

- Appointment of the City Auditor

No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1067

Addendum addition 1: Authorize settlement of a lawsuit, styled Charlotte Parkhurst v. City of Dallas, Cause No. DV99-06778-E - Financing: Current Funds

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted. (Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1068

Addendum addition 2: Authorize the City of Dallas Housing Finance Corporation to issue a Multifamily Mortgage Revenue Bond Series 2001 for the acquisition and rehabilitation of the 117-unit Trailglen Apartments located at 6361 Trailglen, Dallas, Texas in a face amount not to exceed \$4,510,000 in tax-exempt bonds and \$750,000 in taxable bonds for the benefit of Las Colinas Apartments, Ltd., a Texas Limited Partnership made up of Hamishi, Incorporated and Las Colinas GP, LLC - Financing: No cost consideration to the City

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Salazar.

Councilmember Loza moved to reconsider the approval of addendum addition 2.

Motion seconded by Councilmember Hill.

Councilmembers Miller and Hill moved to amend Section 2, paragraph 3 with the following changes:

“The applicant will provide staffing for after school program to be available from 3:00-6:00 p.m. everyday during school week days. The applicant will provide specific social services that will be identified in the tenant survey performed within six months after the completion of the rehabilitation. These social services will be provided to the tenants at the Trail Glen Apartments within nine months at the completion of the rehabilitation at no cost to the tenants”.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1069

Addendum addition 3: Approval of the Resolution of the Dallas-Fort Worth International Airport Board authorizing the issuance of the Dallas-Fort Worth International Airport Public Facility Improvement Corporation Airport Hotel Revenue Bonds Series 2001, if specified parameters are met; and ordaining other matters incident and related thereto - Financing: No cost consideration to the City

Councilmember Forsythe Lill announced that she had a 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 resolution.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1070

Addendum addition 4: An ordinance abandoning portions of Alamo Street containing approximately 41,484 square feet of land to Anland 5B/6, L.P., the abutting owner, located near its intersection with Victory Avenue (formerly Hi-Line Drive), and authorizing the quitclaim - Revenue: \$1,176,841 plus the \$20 ordinance publication fee

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

The following individual addressed the city council regarding the abandonment:

Mike Craver, 618 Preston Haven Dr.

Councilmember Loza moved to suspend the rules and undefer addendum addition 4.

Motion seconded by Councilmember Fantroy.

After discussion, Mayor Kirk called the vote on the motion to suspend the rules and undefer:

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

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

01-1070

Page 2

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Fantroy.

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

Voting Yes:	[11]	Kirk, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Fantroy, Walne, Greyson, Forsythe Lill
Voting No:	[2]	Miller, Blumer
Absent:	[1]	Finkelman
Absent when vote taken:	[1]	Poss

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 24568.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1071

Addendum addition 5: Authorize acquisition, including the exercise of right of eminent domain, if such becomes necessary from Baylor College of Dentistry, of a tract of unimproved land containing approximately 1,110 square feet for the Fair Park Link Alignment Project located near the intersection of Oak and Nussbaumer Streets - \$11,100 - Financing: 1998 Bond Funds

Councilmember Greyson moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted. (Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1072

Addendum addition 6: Authorize rescinding the contract with Lady Bugg Exterminating Services for exterminating services in City-owned facilities and authorize readvertisement for new bids - Financing: No cost consideration to the City

Mayor Pro Tem Poss moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1073

Addendum addition 7: Authorize a thirty-six-month service contract for transportation starter services including management and operation of the taxicab and shuttleport loading system at Dallas Love Field Airport with the lowest responsible bidder of four - Starter Systems Joint Venture - \$644,607 - Financing: Aviation Current Funds

Councilmember Mallory Caraway moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 28, 2001

01-1074

Addendum addition 8: Authorize rescinding the price agreement for computer paper and forms with Berndt Business Forms, Inc. awarded by City Council on May 24, 2000, pursuant to Resolution No. 00-1654, in the amount of \$15,450 and on September 27, 2000, pursuant to Resolution No. 00-2934, in the amount of \$251,250, and award to the next lowest responsible bidders of nine - Advanced Business Graphics, Inc., (line items 1, 2, 4, 5, 8, 9, and 16) (\$267,988), SFI (formerly O.E.I. Business Forms) (line items 6 and 11) (\$50,293), and B-N-B Systems, Inc., (line item 31) (\$432) - Not to exceed \$318,713 - Financing: Current Funds (\$308,514), Water Utilities Current Funds (\$9,562), Building Inspection Current Funds (\$637)

Councilmember Loza moved to approve the item.

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

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 28, 2001

EXHIBIT C

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS