

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 11, 2001

01-1200

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

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

ABSENT: [0]

The meeting was called to order at 9:28 a.m.

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

The invocation was given by Rev. David Henderson, pastor, Greater Mount Pleasant Baptist Church.

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

After all business properly brought before the city council had been considered the city council adjourned at 4:22 p.m.

Mayor

ATTEST:

City Secretary

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

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

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 11, 2001

EXHIBIT A

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MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 11, 2001

EXHIBIT B

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1201

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: James Northup, 5380 Wenonah Dr.
REPRESENTING: Greenway Parks
SUBJECT: Chief of Police/City Council

SPEAKER: Ga'Vonda Taylor, 1817 Pratt St.
SUBJECT: Medications

NO SHOW

SPEAKER: Barbara Brummitt, 3179 Catamore Ln.
SUBJECT: Defense of Councilmembers

SPEAKER: Lee Alcorn, 5801 Marvin D. Love Frwy.
REPRESENTING: Coalition for the Advancement of Civil Rights
SUBJECT: Protest

SPEAKER: Thelma Youngblood, 2406 E. Illinois Ave.
SUBJECT: Various issues

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Harold Barker, 7440 La Vista Dr.
SUBJECT: Illegal acts in Code Enforcement

NO SHOW

SPEAKER: Olga Mae Rabon, 7318 Amy St.
SUBJECT: Wreckers towing

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

01-1201

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SPEAKER: John Sudds, 941 Prairie Creek, DeSoto, TX
REPRESENTING: J. Vincent Sudds & Associates, Inc.
SUBJECT: City contracts with Leigh Engineering

SPEAKER: Dale Erves, 102 Summit St., Red Oak, TX
SUBJECT: Dallas Police Department

SPEAKER: Louis Lesmes, 5244 Barcelona Dr.
SUBJECT: Street problems

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

SPEAKER: Roy Williams, 1943 Chattanooga Pl. **NO SHOW**
REPRESENTING: Forty Acres And A Mule
SUBJECT: Cadillac Heights/Chief of Police

SPEAKER: Diane Ragsdale, 3611 Dunbar St. **CANCELED**
SUBJECT: Insights racism

SPEAKER: Marvin Crenshaw, 5134 Malcolm X. Blvd. **NO SHOW**
REPRESENTING: Malcolm X Community Council
SUBJECT: Citizens rights redress grievances

SPEAKER: Timothy Grey, 4411 Vandervoort Dr. **NO SHOW**
SUBJECT: Issues regarding Chief of Police and Dallas Police Department

SPEAKER: Sandra Crenshaw, 4041 W. Wheatland Rd.
SUBJECT: Department heads/Media relations

SPEAKER: Jurline Hollins, 2832 Marjorie Ave.
SUBJECT: Corruption and all agenda items

SPEAKER: R.C. Bunger, 15151 Berry Trail
SUBJECT: Chief of Police and camaros

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1202

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

The city secretary stated that the minutes of the voting agenda meeting of March 28, 2001, were not yet complete and would be distributed to the city council for approval at a future meeting.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1203

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-59 was presented for consideration.

Councilmember Miller requested that consent agenda items 26 and 52 be considered as individual items. Mayor Kirk stated that consent agenda items 26 and 52 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Miller's request.

Councilmember Greyson requested that consent agenda items 31 and 59 be considered as individual items. Mayor Kirk stated that consent agenda items 31 and 59 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Councilmember Forsythe Lill requested that consent agenda item 59 be considered as an individual item. Mayor Kirk stated that consent agenda item 59 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

Mayor Pro Tem Poss moved to approve all items on the consent agenda with the exception of consent agenda items 26, 31, 52 and 59 which would be considered later in the meeting.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1204

Item 2: Authorize a professional services contract with Jaster-Quintanilla Dallas, LLP for the correction of structural deficiencies at Fire Station #4 (816 S. Akard Street), Fire Station #28 (8701 Greenville Avenue), Fire Station #31 (9365 Garland Road), Fire Station #35 (3822 Walnut Hill Lane), Fire Station #42 (3333 W. Mockingbird Lane), Fire Station #43 (2844 Lombardy Lane), Fire Station #49 (4901 S. Hampton Road) and the Marcus Recreation Center (3003 Northaven Road) - \$90,250 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1205

Item 3: Authorize a professional services contract with Campos Engineering, Inc. to provide design services for fire alarm refurbishment at the Central Library - \$45,000 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1206

Item 4: Authorize a professional services contract with IDA Engineering, Inc. for replacement of the heating, venting and air conditioning system at the Communications Building and Singing Hills Recreation Center - \$25,000 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1207

Item 5: Authorize a professional services contract with Jaster-Quintanilla Dallas, LLP to provide design services for structural deficiencies at North Oak Cliff Library, Hampton-Illinois Library and the Central Patrol Station - \$35,750 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1208

Item 6: Authorize a professional services contract with Secure Concepts, Inc., for security consultation, engineering design and construction administration for the City Hall security system - \$29,700 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1209

Item 7: Authorize a professional services contract with Secure Concepts, Inc. for the design of a security system for Old City Park - \$30,825 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1210

Item 8: Authorize a professional services contract with Armstrong-Berger, Inc., to provide investigation, surveying, recommendations and construction documents for site and fountain improvements at Celebration of Life Park - \$29,830 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1211

Item 9: Authorize a professional services contract with Halff Associates, Inc. to provide engineering services for the evaluation of options and development of contract documents for privatization of solids disposal - \$601,851 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1212

Item 10: Authorize a contract for the demolition and finish-out of office space and facilities located on Level 1 at Dallas City Hall - Vaughan Construction, Inc., lowest responsible bidder of nine - \$1,289,300 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1213

Item 11: Authorize a contract for the renovation of the Dreyfuss Club at White Rock Lake Park - Allied Builders, Inc., lowest responsible bidder of seven - \$236,100 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1214

Item 12: Authorize a contract for the construction of sidewalks, curb, gutter, drive approaches, barrier free ramps, water and wastewater adjustments for Neighborhood Renaissance Partnership Program Area B - P & E Engineering, lowest responsible bidder of five - \$120,477 - Financing: 1993-94 Community Development Grant Funds (\$10,199), 1994-95 Community Development Grant Funds (\$38,830), 1995-96 Community Development Grant Funds (\$57,193), Neighborhood Renaissance Partnership Section 108 Notes (\$11,805), Water Utilities Capital Construction Funds (\$2,450)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1215

Item 13: Authorize a contract for the replacement of sidewalks, curb and gutter, drive approaches, water and wastewater adjustments for Sidewalk Replacement Group 01-02 - Artco International, Inc., lowest responsible bidder of ten - \$125,336 - Financing: 1998 Bond Funds (\$118,136), Water Utilities Capital Improvement Funds (\$6,800), Water Utilities Capital Construction Funds (\$400)

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1216

Item 14: Authorize (1) a contract for the construction of water and wastewater main replacements in an area bounded by I. H. 75-Central Expressway, Corinth Street, Lamar Street and Spur 366, and a water main lowering in Royal Lane from Sterling Street to Esters Road, and (2) water and wastewater service installations at various locations - Omega Contracting, Inc., lowest responsible bidder of five - \$6,263,636 - Financing: Water Utilities Capital Construction Funds (\$4,724,192) and Water Utilities Capital Improvement Funds (\$1,539,444)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1217

Item 15: Authorize an increase in the contract with Nedderman & Associates, Inc., to provide additional modifications to the clubhouse at Cedar Crest Golf Course and for main drain repairs at Kidd Springs Park pool - \$70,566, from \$2,117,133 to \$2,187,699 - Financing: 1998 Bond Funds (\$15,303), Golf Improvement Trust Funds (\$25,973) and 1995 Bond Funds (\$29,290)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1218

Item 16: Authorize a public hearing to be held on May 9, 2001, to receive citizens' comments, and authorize Council action on May 9, 2001, on the proposed use of a portion of Singing Hills Park and Runyon Creek Greenbelt for the installation of a permanent 27-inch sanitary sewer line - Financing: No cost consideration to the City

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1219

Item 17: Authorize submission of the list of candidate projects to Dallas County in Dallas County's Major Capital Improvement Fund Thoroughfare Program's 2001 Call for Projects, and authorize acceptance and implementation of the projects selected by Dallas County for this program - Financing: The City's match will not exceed \$25,000,000 and can be approved in a future bond program, other city funds, or private funding sources

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1220

Item 18: **Street Group 98-428**

Alaska Avenue from Brownlee Avenue to Saner Avenue
Huntingdon Avenue from Norfolk Avenue to Dudley Street

- * 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

April 11, 2001

01-1221

Item 19: **Street Group 98-428**

Alaska Avenue from Brownlee Avenue to Saner Avenue
Huntingdon Avenue from Norfolk Avenue to Dudley Street

- * Authorize a benefit assessment hearing to be held on May 23, 2001, 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

April 11, 2001

01-1222

Item 20: Authorize a benefit assessment hearing to be held on May 23, 2001 for construction of 500 feet of wastewater main in a portion of Lawther Drive, located east of Fisher Drive - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1223

Item 21: Authorize a month-to-month lease with Classified Parking System, Inc., for 108 parking spaces in the garage located at 500 S. Ervay Street, from November 10, 2000 through November 9, 2001, with initial rent of \$4,020 per month for a total of \$48,240 annually - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1224

Item 22: An ordinance abandoning an alley to Development Synergy Capital, L.L.C. and Resource Center of Dallas, Inc., the abutting owners, containing approximately 4,340 square feet of land located near the intersection of Reagan and Brown Streets and authorizing the quitclaim - Revenue: \$27,668 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24569.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1225

Item 23: An ordinance abandoning a sanitary sewer easement to Lexington Luxury Builders, LLC, the abutting owner, containing approximately 153 linear feet of land located near the intersection of Gilbert and Herschel Avenues and authorizing the quitclaim
- Revenue: \$1,500 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24570.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1226

Item 24: An ordinance abandoning Burke Lane to Jubilee Park & Community Center Corporation, the abutting owner, containing approximately 2,750 square feet of land located near the intersection of Carroll and Gurley Avenues; and authorizing the quitclaim - Revenue: \$2,338 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24571.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1227

Item 25: Authorize the private sale by quitclaim deed of 5717 Riverside Drive acquired by the taxing authorities from a Sheriff's Sale to TXS United Housing Program, Inc. - Revenue: \$11,766

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1228

Item 26: An ordinance granting a private license to Midway Auto Supply, Inc. for the use of approximately 189 square feet of land to install an awning and maintain an existing awning over portions of Hampton Road and Clarendon Drive rights-of-way - Revenue: \$1,000 plus the \$20 ordinance publication fee

Councilmember Miller requested that consent agenda item 26 be considered as an individual item. Mayor Kirk stated that consent agenda item 26 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 26 was brought up for consideration.

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

Deputy Mayor Pro Tem Salazar moved to pass the ordinance.

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

Assigned ORDINANCE NO. 24572.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1229

Item 27: Authorize a thirty-six-month renewal and extension of the lease agreement with Bishop Street Partners for the continued use of approximately 1,350 square feet of office space located at 408 N. Bishop Avenue, Suite 103, near the intersection of N. Bishop Avenue and Eighth Street used by the Dallas Police Department as a Neighborhood Assistance Center from May 1, 2001 through April 30, 2004 - \$900 per month for a thirty-six-month total of \$32,400 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1230

Item 28: Authorize renewal of a 5-year lease agreement with Pan Coastal Limited Partnership for approximately 21,000 square feet of office space located at 2121 Main Street and reserved parking located near the intersection of Elm Street and Central Expressway, for the continued use of the Water Utilities Capital Improvements Program office from April 24, 2001 to April 23, 2006 - \$1,312,500 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1231

Item 29: Authorize a thirty-six-month price agreement for automotive, truck and equipment batteries with the lowest responsible bidder of five - Ken Owens Battery Co. - Not to exceed \$468,933 - Financing: Current Funds (\$409,669); Aviation Current Funds (\$4,234); Convention and Event Services Current Funds (\$30,000); Water Utilities Current Funds (\$25,030)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1232

Item 30: Authorize a thirty-six-month price agreement for binding of library materials with the only bidder - Everett's Bindery, Inc. - Not to exceed \$298,645 - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1233

Item 31: Authorize a twelve-month price agreement for the purchase and processing of feature film videos with the lowest responsible bidder of three - Ingram Library Services, Inc. - Not to exceed \$91,245 - Financing: Current Funds

Councilmember Greyson requested that consent agenda item 31 be considered as an individual item. Mayor Kirk stated that consent agenda item 31 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 31 was brought up for consideration.

Councilmember Forsythe Lill moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1234

Item 32: Authorize a thirty-six-month price agreement for paperback books with the lowest responsible bidder of two - Ingram Library Services, Inc. - Not to exceed \$198,435
- Financing: Current Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1235

Item 33: Authorize a forty-eight-month price agreement for weapons and accessories with the lowest responsible bidder of two - C&G Wholesale - Not to exceed \$673,129 - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1236

Item 34: Authorize a twenty-four-month price agreement for bicycle parts, repair and maintenance for the Dallas Police Department with the lowest responsible bidder of two - The Bike Shop - Not to exceed \$86,411 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1237

Item 35: Authorize a twenty-four-month price agreement for concrete products with the lowest responsible bidders of three - Hanson Concrete, CCI Manufacturing, Inc. dba Nova Concrete Express, and TXI Operations, L.P. - Not to exceed \$8,890,095 - Financing: Current Funds (\$5,620,808), Aviation Current Funds (\$47,315), Water Utilities Current Funds (\$3,199,750), Golf Improvement Trust Funds (\$22,222)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1238

Item 36: Authorize a twenty-four-month multiple award price agreement for lumber, plywood and sheetrock with the lowest responsible bidders of three - Slaughter Industries and Craddock Lumber - Not to exceed \$457,633 - Financing: Current Funds (\$388,786); Water Utilities Current Funds (\$68,847)

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1239

Item 37: Authorize a twenty-four-month price agreement for water meter castings with the lowest responsible bidders of two - Doug Meadows Co. and Bass & Hays Foundry Inc. - Not to exceed \$1,706,362 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1240

Item 38: Authorize the purchase of two television inspection vans from Underground, Inc. through the Houston-Galveston Area Council of Governments Interlocal Agreement - Not to exceed \$225,000 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1241

Item 39: Authorize payment under Section 37-83 of the Dallas City Code for the reasonable and necessary medical expenses of Mitchell Goldminz arising from injuries he sustained on October 7, 2000, in the course of performing official duties while a reserve police officer with the City of Dallas Police Department - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1242

Item 40: Authorize settlement of a lawsuit, styled William Smith v. City of Dallas, Cause No. DV00-08010-E - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1243

Item 41: Authorize settlement of a lawsuit, styled Kathy Rogers and Rogers' Wildlife Rehabilitation, Inc. v. City of Dallas, Douglas Melton, Nancy Armstrong and Betty Hughes; Cause No. DV99-03642-F - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1244

Item 42: Authorize Supplemental Agreement No. 1 to the professional services contract with Ruhter & Reynolds, Inc. Consulting Economists, for additional expert services in lawsuits, styled Muncy et al., v. City of Dallas, et al., Cause No. 3:99-CV-2960-P and Jackson, et al., v. City of Dallas, et al., Cause No. 3:00-CV-0588-H, and any other proceeding relating to the subject matter of the lawsuits - Not to exceed \$45,000, from \$15,000 to \$60,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1245

Item 43: Authorize (1) an amendment to City Council Resolution No. 00-2607, approved on August 23, 2000, to revise the scope of Phase II of Gables Realty Limited Partnership's development on Blocks 581 and 585 in the State-Thomas TIF District to include 209 total units and increase the TIF funding of Phase II from \$1,633,753 to \$2,133,916 (2) an amendment to increase appropriations for the development agreement with Gables Realty Limited Partnership, approved on October 27, 1999, by Resolution 99-3444 and 99-3445, as amended, from \$5,000,000 to \$5,500,163 - Financing: State-Thomas TIF Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1246

- Item 44. An ordinance amending the Project and Financing Plan for Tax Increment Financing Reinvestment Zone Number One, City of Dallas, Texas ("State-Thomas TIF District") in accordance with the Tax Increment Financing Act, as amended (V.T.C.A. Tax Code, Chapter 311, hereafter the "Act") originally approved on December 13, 1989, by Ordinance No. 20530, and previously amended by Ordinance No. 22937, adopted by the City Council on October 23, 1996, to reallocate budget amounts within the Financing Plan which will not affect the total State-Thomas TIF District budget nor increase any taxing jurisdictions' participation in the State-Thomas TIF District - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24573.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1247

Item 45: Authorize an amendment to the real property tax abatement agreement with Canlix Investment 38, L.T.D authorized by City Council on January 26, 2000, pursuant to Resolution No. 00-0411 to: (1) extend the substantial completion date of improvements to the real property located within City of Dallas Enterprise Zone One, at 2942 and 2944 North Stemmons Freeway in Dallas, Texas 75247, and (2) defer the start date for the tax abatement period from January 1, 2002 through January 1, 2003 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1248

Item 46: Authorize a contract with Dallas County, Health and Human Services Department for the continuation of the AIDS Investigation Program for the period May 1, 2001 through April 30, 2002 - Not to exceed \$37,500 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1249

Item 47: Authorize the acceptance of Supportive Housing Grant funds from the U. S. Department of Housing and Urban Development to provide tenant based rental assistance for single homeless persons (transitional housing) for the period October 1, 2001 through September 30, 2002 and execution of the grant agreement - Not to exceed \$250,598 - Financing: U. S. Department of Housing and Urban Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1250

Item 48: Authorize a contract with The Bethlehem Foundation, for the provision of a family stabilization program that will address the problems of economically disadvantaged clients in the southern sector of the City of Dallas, for the period April 13, 2001 through April 12, 2002 - Not to exceed \$65,000 - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1251

Item 49: Authorize the acceptance of grant funds from the Texas Commission on Alcohol and Drug Abuse for the provision of substance abuse prevention activities to youth, families, and communities throughout the city for the period September 1, 2001 through August 31, 2002 and execution of the grant agreement - Not to exceed \$340,720 - Financing: Texas Commission on Alcohol and Drug Abuse Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1252

Item 50: Authorize the reconstruction on site of one home in accordance with the Home Repair Program Statement requirements for the property located at 2851 Metropolitan Avenue - Not to exceed \$50,000 - Financing: Neighborhood Renaissance Partnership Section 108 Notes

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1253

Item 51: Authorize the acceptance of ExxonMobil Foundation funds to provide employment, training and basic education services for low to moderate income youth ages 16 and above, and certain costs for the construction of single-family homes during the summer totaling \$183,000; and authorize an Interlocal Agreement with the Dallas County Community College District - El Centro College to operate the basic education component for \$17,000 - Not to exceed \$200,000 - Financing: 2001 ExxonMobil Foundation Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1254

Item 52: Authorize annual adjustments to appropriations for the 1999-00 fiscal year for year-end close - Financing: No cost consideration to the City

Councilmember Miller requested that consent agenda item 52 be considered as an individual item. Mayor Kirk stated that consent agenda item 52 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 52 was brought up for consideration.

Mayor Pro Tem Poss moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1255

Item 53: An ordinance authorizing a correction to Ordinance No. 24171 which established Planned Development District No. 572 for a public or private school and R7.5(A) Single Family District Uses on property on the southeast corner of the intersection of Chimney Hill Lane and Pleasant Valley Drive (Z990-102/11024-NE(FD) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24574.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1256

Item 54: An ordinance granting a Parking District on the south corner of the intersection of Harwood Street and Lawrence Street on property presently zoned an R-7.5(A) Single Family District (Z990-217/11205-SE(JC) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24575.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1257

Item 55: Authorize a Preservation Incentives Tax Abatement for the property on the southeast corner of Jackson Street and Browder Street - Financing: No cost consideration to the City (Estimated revenue foregone for ten-year abatement - \$825,806)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1258

Item 56: Authorize a Preservation Incentives Tax Abatement for the property on the southeast corner of Pacific Avenue and Market Street - Financing: No cost consideration to the City (Estimated revenue foregone for ten-year abatement - \$289,078)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1259

Item 57: An ordinance granting an MF-3(A) Multiple Family District on property presently zoned an IR Industrial Research District on Maple Avenue southwest of Hudnall Street and a resolution accepting a deed restriction instrument volunteered by the applicant (Z001-128/11319-NW(JC) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24576.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1260

Item 58: Authorize renewal of the Interlocal Agreement with the Drug Enforcement Administration and the Texas Department of Public Safety to access the Texas Narcotics Information System database to perform drug trafficker investigations - Not to exceed \$2,300 - Financing: Nighttime Program Income Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1261

Item 59: Authorize (1) acceptance of the Library Master Plan as a planning tool for the future development of the Dallas Public Library, and (2) reallocation of part of the 1998 Bond Program funds within the Library proposition - Financing: No cost consideration to the City

Councilmembers Greyson and Forsythe Lill requested that consent agenda item 59 be considered as an individual item. Mayor Kirk stated that consent agenda item 59 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Greyson and Forsythe Lill's request.

Later in the meeting agenda item 59 was brought up for consideration.

The following individual addressed the city council regarding the Library Master Plan:

Lee Simpson, 7199 Greentree Ln., representing Dallas Public Library

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

The fifth WHEREAS to read: WHEREAS, the Library Master Plan recommends a 10-year time period as an implementation goal and,

Section 1 to read: That the city Council hereby adopts the Library Master Plan as a planning tool for the future development of the Dallas Public Library, recognizing that actual implementation of the recommended improvements in the plan will depend upon funding availability as approved by the City Council.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1262

Public Hearing - **Sales of Unimproved Properties**

- Item 60: * A public hearing 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
- Item 61: * Authorize the private sale, as provided for by Section 34.015 of the Texas Property Tax Code, by quitclaim deed of 29 unimproved properties acquired by the taxing authorities from a Sheriff's Sale to qualified non-profit organizations - Revenue: \$29,045

The following individuals addressed the city council regarding the Sales of Unimproved Properties:

Jurline Hollins, 2832 Marjorie Ave.
Deborah Krouper, 2730 N. Stemmons Frwy.
Rev. David Jones, 5726 Van Winkle Blvd.
Lady Ferguson, 4839 Parry Ave.
Delores Warren, 1738 Van Ort
Mrs. Penà, 3303 Routh St.
Clarence Ferguson, 4839 Parry Ave.
Lillie Gholston, 1525 Hollow Oak Dr.
Obie Jenks, 6815 Martin St.
Olga Mae Rabon, 7318 Amy St.
Don Alexander, 4238 Hamilton Dr.

Councilmember Mallory Caraway moved to close the public hearing and authorize the private sale except for items 1 thru 10, which are:

5611 Riverside, 5623 Riverside, 5707 Riverside, 5723 Riverside, 5607 Riverside, 5619 Riverside, 5703 Riverside, 5711 Riverside, 5719 Riverside, 5627 Riverside and item 18, 4234 Hamilton, would be deferred until the May 9, 2001 voting agenda meeting of the city council.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1263

The consent zoning docket, consisting of agenda items 62-68, was presented.

Agenda items 65 and 67 were removed from the consent zoning docket, to be considered as individual hearings.

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

Agenda item 62:	Zoning Case Z001-148/11346-C(TA)	
Agenda item 63:	Zoning Case Z001-150/11368-C(TA)	
Agenda item 64:	Zoning Case Z001-151/11367-SE(JA)	
Agenda item 65:	Zoning Case Z001-152/10019-C(JA)	[Considered individually]
Agenda item 66:	Zoning Case Z001-153/11369-SE(EB)	
Agenda item 67:	Zoning Case Z001-154/11371-SE(EB)	[Considered individually]
Agenda item 68:	Zoning Case Z001-156/11372-SW(EB)	

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

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1264

Item 62: Zoning Case Z001-148/11346-C(TA)

Zoning Case Z001-148/11346-C(TA), an application for and an ordinance granting an Historic Overlay District for the Palace Blacksmith Shop on property presently zoned as Planned Development No. 269 the Deep Ellum Special Purpose District located on the south side of Main Street east of Crowdus Street.

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

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24577.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1265

Item 63: Zoning Case Z001-150/11368-C(TA)

Zoning Case Z001-150/11368-C(TA), an application for and an ordinance granting an Historic Overlay District for the Richard and Grace Allen House on property presently zoned as Planned Development No. 9D located at the southwest corner of Fairmount Street and Mahon Street.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24578.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1266

Item 64: Zoning Case Z001-151/11367-SE(JA)

Zoning Case Z001-151/11367-SE(JA), a proposal for and an ordinance granting an Historic Overlay District for the Bama Pie Building on property presently zoned a CR Community Retail District located on the south corner of Pennsylvania Avenue and Fourth Avenue.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24579.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1267

Item 65: Zoning Case Z001-152/10019-C(JA)

A public hearing was called on zoning case Z001-152/10019-C(JA), a proposal for and an ordinance granting an Historic Overlay District for the Luna Tortilla Factory on property presently zoned an I-2 Industrial-2 Subdistrict in PD No. 193 the Oak Lawn Special Purpose District located on the west corner of McKinney Avenue and Caroline Street.

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

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

Appearing in favor of the city plan commission recommendation.

Ambrosia Villarreal, 540 Woolsey Dr.
Catalina Valdez-Scott, 3148 Wildflower Dr.
Francisco Luna, 5016 Denton Dr.
Olga Mae Rabon, 7318 Amy St.

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

Motion seconded by Councilmember Loza and unanimously adopted.

Assigned ORDINANCE NO. 24580.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1268

Item 66: Zoning Case Z001-153/11369-SE(EB)

Zoning Case Z001-153/11369-SE(EB), an application for and an ordinance granting a Planned Development District for a Child-care facility and related uses on property presently zoned a CH Clustered Housing District and a NS(A) Neighborhood Service District located on the northwest and northeast corners of Carroll Avenue and Gurley Drive.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24581.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1269

Item 67: Zoning Case Z001-154/11371-SE(EB)

The consent zoning docket, consisting of agenda items, 62-69, was presented.

Councilmember Thornton Reese requested that consent zoning docket item 67 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 67 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Thornton Reese's request.

Later in the meeting, zoning docket item 67 was brought up for consideration.

A public hearing was called on consent zoning docket item 67, zoning case Z001-154/11371-SE(EB), an application for and an ordinance granting an MF-2(A) Multifamily District and termination of the existing Specific Use Permit No. 539 for a convalescence home on property presently zoned a TH-2(A) Townhouse District located on the south side of Military Parkway, east of St. Augustine Road.

(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.

Chuck Russell, 6350 LBJ Frwy., representing Habitat for Humanity

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

Motion seconded by Councilmember Chaney and unanimously adopted.

Assigned ORDINANCE NO. 24582.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1270

Item 68: Zoning Case Z001-156/11372-SW(EB)

Zoning Case Z001-156/11372-SE(EB), an application for and an ordinance granting an R-5(A) Single Family District on property presently zoned an MF-2(A) Multifamily District located south of Illinois Avenue, west of Duncanville Road.

(The city plan commission recommended approval)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24583.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1271

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-D Multiple Family Subdistrict Uses on property presently zoned an MF-3-D Multiple Family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, located on the southeast corner of Oak Lawn Avenue and Holland Avenue.

(The city plan commission recommended approval.

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

Councilmember Forsythe Lill moved to postpone the application until the August 15, 2001 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1272

Item 70: Public Hearing – DEVELOPMENT CODE AMENDMENTS – CONSENT

A public hearing was called on a proposal for and an ordinance granting an amendment to Article VII “Sign Regulations” of the Dallas Development Code to revise and develop new regulations for wind devices.

(The city plan commission recommended approval.)

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1273

Item 71: Public Hearing – DEVELOPMENT CODE AMENDMENTS – CONSENT

A public hearing was called on a proposal for and an ordinance granting an amendment to revise and extend the Development Incentives in Sections 51-11.100 and 51A-11.100 “Historic Preservation Incentives,” of the Dallas Development Code.

(The city plan commission recommended approval.)

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

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

Roger Gault, 10406 KoKo Head Cir., representing Mercantile Building
Larry Fonts, 3310 Blackburn St., representing Central Dallas Advisory
Susan Mead, 4131 Cochran Chapel Rd., representing Mercantile Building
Ted Hamilton, 13215 Copenhill Rd., representing Davis Building
Bennett Miller, 5709 Over Downs Dr., representing Bennett Miller Company
Jon Napper, 9430 Hathaway St.
Amy Autry, 333 S. Edgefield Ave., representing Winnetka Heights Neighborhood
Joan Swalwell, 4200 Beverly Dr.
Tracy Venegas, 5602 Reiger Ave.
Derrick Mitchem, 3009 Mapleleaf Ln., representing Bama Pie Building
Alice Murray, 1509 Main St.

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

“Amend the proposed ordinance by changing the amount of abatement that triggers City Council review and resolution from \$100,000 to \$50,000 in Subsections 51A-11.103(e) and 51A-11.103(h)(1)(E).”

and pass the ordinance.

Motion seconded by Councilmember Loza.

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

Voting Yes:	[13]	Poss, Salazar, Loza, Miller, Thornton Reese, Hill, Chaney, Fantroy, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
Voting No:	[0]	
Absent when vote taken:	[2]	Kirk, Mallory Caraway

Assigned ORDINANCE NO. 24584.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1274

Item 72: Public Hearing – DEVELOPMENT CODE AMENDMENTS – CONSENT

A public hearing was called on a proposal for and an ordinance granting amendments to the Dallas Development Code use regulations governing handicapped group dwelling units.

(The city plan commission recommended approval)

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

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

Motion seconded by Councilmember Walne.

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 Councilmember Greyson voting “No”.

Assigned ORDINANCE NO. 24585.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1275

Public Hearing - BENEFIT ASSESSMENT HEARINGS

Sidewalk Group 98-110

Item 73: * Benefit assessment hearing for sidewalk paving

Item 74: Ordinance levying benefit assessments for sidewalk paving - Financing: No cost consideration to the City

A public hearing was called to receive comments on a proposal to levy benefit assessments for Sidewalk Group 98-110 for St. Augustine Road, San Leon Avenue to Lake June Road, East Grand Avenue, Sarasota Circle to Clemont Avenue, Santa Fe Avenue, Beacon Street to Glasgow Drive and Matilida Street at University Boulevard across the medians.

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

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

Motion seconded by Councilmember Finkelman and unanimously adopted.

Assigned ORDINANCE NO. 24586.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1276

01-1277

Item 75: Consideration of appointments to boards and commissions (List of nominees is available in the City Secretary's Office)

The city secretary distributed a report showing all nominations and renominations received for city board and commission appointments for the 1999-2001 board term updated through April 11, 2001.

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

Councilmember Walne 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.

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

01-1297 PLA PERMIT AND LICENSE APPEAL BOARD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1278

Item 76: An ordinance authorizing the issuance and sale of \$59,385,000 City of Dallas, Texas, Airport System Revenue Bonds, Series 2001; accepting the bids and awarding the sale of the bonds; approving the Preliminary Official Statement; and enacting other provisions in connection therewith - Not to exceed \$279,931 - Financing: Bond Funds - Interest Earnings

Mayor Pro Tem Poss moved to pass the ordinance authorizing the issuance and sale of \$59,385,000 City of Dallas, Texas, Airport System Revenue Bonds, Series 2001 to the lowest bidder and best bid submitted by Merrill Lynch & Co.

Motion seconded by Councilmember Loza and unanimously adopted.

Assigned ORDINANCE NO. 24587.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1279

Item 77: An ordinance amending Chapters 2 and 7 of the Dallas City Code to provide procedures for the sale of surplus city-owned animals and to create an exception to restrictions for the sale of animals for pet purposes if the animal is a surplus city-owned animal - Financing: No cost consideration to the City

Councilmember Loza moved to pass the ordinance.

Motion seconded by Councilmember Hill and unanimously adopted.

Assigned ORDINANCE NO. 24588.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1280

Item 78: Authorize a twelve-month price agreement for the purchase of hay from the lowest responsible bidders of four - Hermond Ragland and Southwest Hay Exchange - Not to exceed \$159,430 - Financing: Current Funds (**Tie Bids**)

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

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

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

Line Item # 3 – Hermond Ragland

Councilmember Loza moved to award the price agreement to Hermond Ragland, the low bidder as determined from the proposals of the bidder and by the drawing to break the tie.

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1281

Item 79: Authorize hardship relief for Glenda Roland Johnson at 4805 Spring 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 Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1282

Item 80: Authorize hardship relief for James McGee at 721 Exposition Park 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 Loza and unanimously adopted.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1283

Item 81: An ordinance amending Ordinance Nos. 24524 and 24540 ordering the May 5, 2001 general and special elections in order to change some election-day locations and one early voting location - Financing: No cost consideration to the City

Councilmember Loza moved to pass the ordinance.

Motion seconded by Councilmember Walne and unanimously adopted.

Assigned ORDINANCE NO. 24589.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1284

Item 82: 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 Loza moved to defer the resolution until the May 9, 2001 voting agenda meeting of the city council.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1285

Item 83: 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 May 23, 2001 voting agenda meeting of the city council.

Motion seconded by Councilmember Walne and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1286

Item 84: 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 May 23, 2001 voting agenda meeting of the city council.

Motion seconded by Councilmember Fantroy and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1287

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
- Legal issues involving water main break at Northwest Highway and Lawther Drive
- Legal issues regarding the Dallas Naval Air Station

The posted closed session was not held.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1288

Addendum addition 1: Authorize settlement of a lawsuit, styled Dallas Police Association, et al., v. City of Dallas, et al., Cause No. 3:00-CV-1560-X -
Financing: Current Funds

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1289

Addendum addition 2: Authorize (1) an Interlocal Cooperative Contract with the State of Texas, Department of Information Resources (DIR) to purchase computer software products, and (2) a 12-month price agreement with DIR's representative, Software House International, Incorporated, to purchase computer software products - Not to exceed \$1,100,000 - Financing: Current Funds

Deputy Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Fantroy and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1290

Addendum addition 3: Authorize a public hearing to be held on May 9, 2001 to receive citizens' comments in preparation of the FY 2001-02 Operating, Capital, Grant, and Trust budgets - Financing: No cost consideration to the City

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1291

Addendum addition 4: Authorize the purchase and use of "ArcView 3.2a" software by members of the Redistricting Commission on their personal computers, during the duration of the redistricting project - \$12,000 - Financing: Current Funds

Councilmember Thornton Reese moved to approve the item.

Motion seconded by Councilmember Hill.

Councilmember Finkelman moved to substitute for Councilmember Thornton Reese motion to refer the item back to the Legislative Committee.

Motion seconded by Councilmember Walne.

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

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

Mayor Pro Tem Poss declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1292

Addendum addition 5: Authorize Redistricting Guidelines for use during the drawing of City Council district lines based on results of the 2000 Census - Financing: No cost consideration to the City

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

The following criteria shall be observed, to the greatest extent possible, in the refiguring of district boundaries:

- a. The districts should be configured so that they are relatively equal in the total population according to the 2000 federal census. In no event should the total deviation between the largest and the smallest district exceed ten percent.
- b. The districts should be geographically compact and composed of contiguous territory. Compactness and contiguity, however, involve a functional as well as geographic dimension. Functional compactness and contiguity includes but are not limited to consideration of factors such as:

The availability of transportation and communication.

The existence of common social, cultural, community and economic interests.

The ability of the citizens of a council district to relate to each other and to their representative on the council and the ability of the council member to relate effectively to his or her constituency.

The existence of shared interests, including a history and tradition of working together.

- c. Communities of interest should be maintained in a single district, where possible; and attempts should be made to avoid splitting neighborhoods.
- d. Where possible, easily identifiable geographic boundaries and other unique geographical configurations should be followed.
- e. ~~A majority minority district should only be created where circumstances require such a district as determined by the following:~~

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

01-1292

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~~the minority group is sufficiently large and geographically compact to constitute a majority in a single member district:~~

~~Others in the area generally vote as a bloc to defeat to minority's preferred candidate.~~

- e. Districts may not be created that split up a minority community if:

A reasonable compact district could be drawn in which voters of the minority group could constitute a majority of the electorate.

The minority community is politically cohesive and usually votes together, and

Other voters in the area generally vote as a bloc against the minority community's preferred candidates.

- f. As required under the Voting Rights Act, voting strength of racial and language minorities should not be diminished. (sentence revised to reverse phrases).

- g. Districts may not be drawn predominately on the basis of race; while race may be a factor in drawing districts, due consideration must be given to other traditional districting criteria.

- g.h. The new plan should, to the extent possible, be based on the existing council districts.

- h.i. Consideration should be given to the preservation of incumbent-constituency relations by recognition of the residence of existing members of the council and their history in representing certain areas; e.g. incumbents' districts shall be preserved to the greatest extent possible.

- i.j. Contents between incumbents should be avoided.

- j.k. Consideration should be given to any other criteria unique to Dallas as determined by the City Council and the Redistricting Commission.

- k.l. The commission acknowledges that traditional redistricting principles can may conflict with one another.

- l.m. The commission intends to apply the guidelines as consistently as possible to all districts.

Motion seconded by Councilmember Finkelman and unanimously adopted.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1293

Addendum addition 6: Authorize settlement of a lawsuit, styled Avalon Residential Care Homes, Inc. v. City of Dallas, Civil Action No. 3:99-CV-2141-P -
Financing: Current Funds

Councilmember Finkelman 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 Councilmember Greyson voting "No".

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 11, 2001

01-1294

Addendum addition 7: Authorize (1) a public hearing to be held on May 9, 2001 to receive citizens' comments on amendments to the Project Plan and Reinvestment Zone Financing Plan for Tax Increment Financing Reinvestment Zone Number Six, City of Dallas, Texas ("Farmers Market TIF District") in accordance with the Tax Increment Financing Act, as amended (V.T.C.A. Tax Code, Chapter 311, hereafter the "Act"); (2) Council action at the close of the public hearing approving an ordinance amending Ordinance 23521 originally approved on May 27, 1998, which created Reinvestment Zone Number Six, and an ordinance amending the Farmers Market TIF District Project Plan and Reinvestment Zone Financing Plan originally approved on August 25, 1999, by Ordinance Number 24001 to provide changes to the Plan to reflect a reallocation of funding to allow for the Plan objectives to be met, including provisions to extend the boundaries in the Farmers Market TIF District to include the Harlan Building located in the block bounded by Harwood Street, Cadiz Street, Marilla Street and South Pearl Expressway, to provide funding for environmental remediation, interior and exterior demolition and facade improvements so that the City of Dallas can attract a developer to preserve and redevelop the historic Harlan Building under the Farmers Market TIF District Project Plan and Reinvestment Zone Financing Plan, and modifications of Ordinances 23521 and 24001 which created the Farmers Market TIF District and adopted the Plan to account for such amendments - Financing: No cost consideration to the City

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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Addendum addition 8: Authorize adoption of the Airport Master Plan for Dallas Love Field and approval of the recommendations contained therein as a guide in the implementation of future airport development to service forecasted operational demand - 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.

The following individuals addressed the city council regarding the Airport Master Plan:

Walter Humann, 3131 Lovers Ln. University Park, representing Master Plan Advisory Committee
Pat White, 4714 Wildwood Rd., representing Master Plan Advisory Committee
Bob Montgomery, 3614 Tanglewood Cir., Farmers Branch, TX., representing Master Plan Advisory Committee/Southwest Airlines
Steve Joiner, 3913 Dome St., Addison, TX, representing Master Plan Advisory Committee/Signature Flight Support
Lori Palmer, 10255 County Rd., FM 356, Terrell, TX, representing Master Plan Advisory Committee/LFCAC

The following individuals were in favor of the Airport Master Plan but did not speak:

Larry Fonts, 1201 Elm St., representing Master Plan Advisory Committee/Central Dallas Advisory
Rudy Longoria, 2231 Roanoke Ave., representing Master Plan Advisory Committee/Signature Flight Support
Joyce Lockely, 4718 Wateka Dr., representing Master Plan Advisory Committee/North Park Love Field Civic League
Steve Taylor, 10707 Preston Rd., representing Master Plan Advisory Committee/North Dallas Chamber of Commerce
Becky Stannard, 3928 Bowser Ave., representing Master Plan Advisory Committee/LFCAC Golf Grounds/Oak Lawn

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Neal Sleeper, 12585 Montego Plaza, representing Love Terminal Partners
Bob Chrampanis, 9415 Weiss St., representing Master Plan Advisory Committee/Love Field Pilots Advisory
Dunlap Weichsel, 4335 Lorrain, Highland Park, TX., representing Master Plan Advisory Committee/LFCAC/Highland Park
Kathy Brown, 5414 Montrose Dr., representing Master Plan Advisory Committee/Greenway Parks Homeowners
Dan Stansbury, 4343 Shenandoah St., University Park, TX., representing Master Plan Advisory Committee/LFCAC/University Park
Molly Van Ort, 5422 W. University Blvd., representing LFCAC/Greenway Parks Neighborhood
Roxanne Staff, 6964 Tokalon Dr.
Cay Kolb, 4402 Rawlins St., representing Master Plan Advisory Committee/LFCAC/Perry Heights
Linda Neel, 2927 Kendale Dr., representing Master Plan Advisory Committee/Bachman Northwest Hwy. Community Advisory
Allie Frankford, 5719 Southwestern Blvd., representing Devonshire Neighborhood Advisory
Robert Alexander, 5323 Denton Dr., representing Master Plan Advisory Committee/Oak Lawn Heights Neighborhood Advisory
Neil Emmons, 2525 Turtle Creek Blvd., representing Master Plan Advisory Committee/Oak Lawn Committee
Mary Lou Zijderveld, 10140 Rockmore Ct., representing Master Plan Advisory Committee
Linda Johnson, 7958 Northglen Dr., #2112, Irving, TX, representing American Airlines

Councilmember Loza moved to approve the item.

Motion seconded by Mayor Pro Tem Poss.

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

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

Mayor Kirk declared the motion adopted.

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01-1296

Addendum addition 9: An ordinance amending Ordinance No. 24218 to (1) extend the time to record a final replat affecting property adjacent to abandoned portions of Greenbriar Lane and Moline and Tilden Streets; and (2) clarify the intent of Section 11d of Ordinance No. 24218 relating to the construction of the two turn lanes along Zang Boulevard - Revenue: \$1,500 plus the \$20 ordinance publication fee

Deputy Mayor Pro Tem Salazar moved to pass the ordinance.

Motion seconded by Councilmember Fantroy and unanimously adopted.

Assigned ORDINANCE NO. 24590.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 11, 2001

EXHIBIT C

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS