

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JUNE 13, 2001

01-1760

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

PRESENT: [15] Kirk, Poss, Loza, Garcia, Miller, Thornton Reese, Hill, Oakley,  
Chaney, Fantroy, Walne, Finkelman, Greyson, Rasansky, Forsythe Lill

ABSENT: [0]

The meeting was called to order at 9:23 a.m.

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

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

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

After all business properly brought before the city council had been considered the city council adjourned at 6:35 p.m.

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Mayor

ATTEST:

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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, JUNE 13, 2001

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JUNE 13, 2001

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1761

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: Anna Albers, 201 N. Edgefield Ave.  
REPRESENTING: Trinity River Action Coalition  
SUBJECT: Trinity River

SPEAKER: Alan Propper, 4800 W. Lovers Ln.  
SUBJECT: Full funding for the animal shelter

SPEAKER: Enid Breakstone, 10356 Estacado Dr.  
SUBJECT: Full funding for the animal shelter

SPEAKER: Susan Oakey, 444 Mayrant Dr.  
REPRESENTING: Animal Connection of Texas  
SUBJECT: Animal Shelter

SPEAKER: Gloria Williams, 11161 Ferguson Rd.  
SUBJECT: Summer Youth Work Programs

**CANCELED**

ADDITIONAL OPEN MICROPHONE – BEGINNING OF MEETING:

SPEAKER: Roy Williams, 1943 Chattanooga Pl.  
REPRESENTING: Forty Acres And A Mule  
SUBJECT: Spirit of 14-1

SPEAKER: Linda Bates, 1311 W. Wheatland Rd.  
SUBJECT: Contaminated residents of West Dallas

**DID NOT SPEAK**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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OPEN MICROPHONE – END OF MEETING:

SPEAKER: Sharon Smith, 847 Woodrock Dr.  
REPRESENTING: Forest Scroll Crime Watch  
SUBJECT: Illegal dumping/High weeds

SPEAKER: Michael Simmons, 2515 Lawrence St. **NO SHOW**  
REPRESENTING: Simmons Custom Painting  
SUBJECT: Viciously drug and beaten/Dallas Housing Department

SPEAKER: Terry Brown, 7913 Linksview, McKinney, TX  
SUBJECT: Game rooms in Dallas

SPEAKER: Rebecca Clay, 542 Windy Ln., Cedar Hill, TX  
SUBJECT: Funding animal shelter

SPEAKER: Glenn White, 4209 Atherton Dr., Plano, TX **NO SHOW**  
REPRESENTING: Dallas Police Association  
SUBJECT: Budget

SPEAKER: Anthony Bond, 4109 W. Northgate, Irving, TX **NO SHOW**  
SUBJECT: Dallas Housing Authority Cooperation Agreement

SPEAKER: Michael Aslany, 1209 Rockledge Dr., Garland, TX  
REPRESENTING: Video Games  
SUBJECT: Video games

SPEAKER: Lenward Freeman, 816 Newport Way, DeSoto, TX  
SUBJECT: Property, city and school taxes

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

SPEAKER: Joe Martin, 3105 Gladiolus Ln.  
SUBJECT: Rule of Law

SPEAKER: Jurline Hollins, 2832 Marjorie Ave. **NO SHOW**  
SUBJECT: Profits for all or none/Discrimination

SPEAKER: William Hopkins, 2011 Leath St.  
SUBJECT: Corruption/City of Dallas/FBI/DISD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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SPEAKER: Sandra Crenshaw, 4041 W. Wheatland Rd.  
SUBJECT: "Bought and sold again"

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd.  
REPRESENTING: Independent Thinkers Association  
SUBJECT: City Council (14-1)

**NO SHOW**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1762

Item 1: Approval of Minutes of the May 23, 2001 City Council Meeting

Deputy Mayor Pro Tem Loza moved to approve the minutes.

Motion seconded by Councilmember Chaney and unanimously adopted. (Kirk absent when vote taken)

## OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1763

### CONSENT AGENDA

The consent agenda, consisting of agenda items 2-78 was presented for consideration.

The city secretary announced that Councilmember Fantroy had deferred consideration of consent agenda items 4, 15 and 52 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

The city secretary announced that Councilmember Greyson had deferred consideration of consent agenda items 21, 22 and 23 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

The city secretary announced that Councilmember Thornton Reese had deferred consideration of consent agenda item 78 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Rasansky requested that consent agenda items 16 and 36 be considered as individual items. Mayor Pro Tem Poss stated that consent agenda items 16 and 36 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

Councilmember Greyson requested that consent agenda item 18 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 18 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Councilmember Miller requested that consent agenda items 32, 33, 35, 36, 37, 38, 60, 61 and 68 be considered as individual items. Mayor Pro Tem Poss stated that consent agenda items 32, 33, 35, 36, 37, 38, 60, 61 and 68 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Miller's request.

Councilmember Lill requested that consent agenda items 37, 45 and 57 be considered as individual items. Mayor Pro Tem Poss stated that consent agenda items 37, 45 and 57 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Lill's request.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

01-1763

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

Deputy Mayor Pro Tem Loza moved to approve all items on the consent agenda with the exception of consent agenda items 4, 15, 21, 22, 23, 52 and 78 which were deferred, and consent agenda items 16, 18, 32, 33, 35, 36, 37, 38, 42, 45, 57, 60, 61 and 68 which would be considered later in the meeting.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1764

Item 2: Authorize a professional services contract with Bridgefarmer and Associates, Inc. for the Beckley Avenue Corridor Alignment Study from Commerce Street to the Union Pacific Railroad bridge - \$157,275 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1765

Item 3: Authorize a professional services contract with Edward Just Associates for design and preparation of construction documents for the Love Field baggage claim, auto rental wing public space, connector to security checkpoint, and taxi curb canopy - \$883,806 - Financing: Aviation Capital Construction Funds

Councilmember Walne moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1766

Item 4: Authorize a professional services contract with Campos Engineering, Inc. for engineering services for the Dallas Convention Center mechanical, electrical and theater capital improvements projects - \$451,200 - Financing: Convention and Event Services Capital Construction Funds

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1767

Item 5: Authorize a contract for construction of the Cottonwood Creek Trail, Phase II from Rolling Hills Lane to I-75 including site furnishings, landscaping and irrigation - Allied Builders, Inc., lowest responsible bidder of seven - \$188,780 - Financing: 2000-01 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1768

Item 6: Authorize a contract for installation of a fire sprinkler system at Exline Recreation Center - Ranger Fire, Inc., lowest responsible bidder of three - \$84,500 - Financing: 1995 Bond Funds (\$24,500) and 1998 Bond Funds (\$60,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1769

Item 7: Authorize a contract for parking lot expansion, Phase II at Kleberg/Rylie Recreation Center - Allied Builders, Inc., lowest responsible bidder of four - \$74,280 - Financing: 1997-98 Community Development Grant Funds (\$43,449) and 1998-99 Community Development Grant Funds (\$30,831)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1770

Item 8: Authorize (1) a contract for playground replacement at Crestline Park and (2) an increase in appropriations in the amount of \$22,580 in Capital Gifts and Donation Funds - Parks for Play, Inc., lowest responsible bidder of three - \$99,550 - Financing: 1998 Bond Funds (\$76,970) and Capital Gifts and Donation Funds (\$22,580)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1771

Item 9: Authorize a contract for athletic field improvements including the addition of three junior soccer fields, new goals, irrigation, Americans with Disabilities Act accessibility, bleachers and sidewalks at Grauwyler Park - Irri-Con, lowest responsible bidder of six - \$169,530 - Financing: 1999-00 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1772

Item 10: Authorize (1) a contract for Phase I electrical alterations at the Coliseum Building at Fair Park and (2) an increase in appropriations in the amount of \$124,570 in State Fair of Texas Capital Construction Funds - A S Construction, lowest responsible bidder of two - \$124,570 - Financing: State Fair of Texas Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1773

Item 11: Authorize a contract for the construction of street paving, storm drainage, water and wastewater main improvements on Street Group 98-428 (list attached) - New Star Grading & Paving, lowest responsible bidder of eight - \$452,441 - Financing: 1998 Bond Funds (\$398,911), Water Utilities Capital Construction Funds (\$53,530)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1774

Item 12: Authorize a contract for the construction of a solids transfer force main and the replacement of water and wastewater mains in State Highway 310 from Overton Road to Loop 12 - Johnson Bros. Corporation, lowest responsible bidder of four - \$1,578,467 - Financing: Water Utilities Capital Construction Funds (\$178,981) and Water Utilities Capital Improvement Funds (\$1,399,486)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1775

Item 13: Authorize a contract for the construction of water and wastewater main replacements in an area bounded by I.H. 75, Northwest Highway, Buckner Boulevard, S.H. 310, I.H. 635, Lancaster Road, Ledbetter Drive, Westmoreland Road and I.H. 30 - Atkins Bros. Equipment Co., Inc., lowest responsible bidder of three - \$4,611,931 - Financing: Water Utilities Capital Construction Funds (\$899,165) and Water Utilities Capital Improvement Funds (\$3,712,766)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1776

Item 14: Authorize a contract for the replacement and rehabilitation of water and wastewater mains in an area bounded by Northwest Highway, Buckner Boulevard, Ledbetter Drive and Loop 12 - Atkins Bros. Equipment Co., Inc., lowest responsible bidder of four - \$3,766,838 - Financing: Water Utilities Capital Improvement Funds (\$2,829,838) and Water Utilities Capital Construction Funds (\$937,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1777

Item 15: Authorize a decrease in the contract with Vaughan Construction, Inc., for Samuel-Grand Recreation Center gymnasium and kitchen repairs - (\$31,000), from \$170,000 to \$139,000 - Financing: Samuel Park Trust Funds

The city secretary announced that Councilmember Fantroy had deferred consideration of consent agenda item 15 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1778

Item 16: Authorize an increase in the contract with Bluebonnet Waterproofing, Inc. to provide interior and exterior modifications and restoration for water infiltration and structural repairs for The Dallas Aquarium at Fair Park - \$71,130, from \$344,780 to \$415,910 - Financing: 1995 Bond Funds (\$53,223) and Capital Construction Funds (\$17,907)

Councilmember Rasansky requested that consent agenda item 16 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 16 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

Later in the meeting, agenda item 16 was brought up for consideration.

Councilmember Chaney moved to approve the item.

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



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1779

Item 17: Authorize an increase in the contract with Riverway Contractors and Management, Inc. for increasing the size of the new parking lot and additional sidewalks at Anderson-Bonner Park - \$54,097, from \$216,515 to \$270,612 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1780

Item 18: Authorize Supplemental Agreement No. 2 to the contract with Armstrong-Berger, Inc., to prepare a design for standardized prohibition signage and modification of the existing design of the standardized park sign to include the park address - \$9,020, from \$46,341 to \$55,361 - Financing: 1995 Bond Funds

Councilmember Greyson requested that consent agenda item 18 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda 18 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 18 was brought up for consideration.

Councilmember Greyson moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1781

Item 19: Authorize an increase in the contract with F. Hall Mowing Company for the continuation of demolition services for structures ordered demolished by the Urban Rehabilitation Standards Board, court orders, the emergency demolition of unsafe buildings due to fire damage, and the demolition of city-owned buildings as required - \$125,000, from \$500,000 to \$625,000 - Financing: Demolition Reserve Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1782

Item 20: Authorize Supplemental Agreement No. 1 to the contract with Geo-Marine, Inc. to provide additional archaeological services associated with gravesite investigation/relocation for Greenwood Cemetery associated with the City construction on Clyde Lane between Woodside Street and McKinney Avenue - \$146,536, from \$15,000 to \$161,536 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1783

Item 21: **Kelly Boulevard from Michaelangelo Drive to Rosemeade Parkway**

- \* Authorize Supplemental Agreement No. 1 to the contract with Garcia & Associates Engineering, Inc. to provide engineering services for paving and storm drainage improvements on Kelly Boulevard from Michaelangelo Drive to Rosemeade Parkway - \$108,842, from \$142,728 to \$251,570 - Financing: 1998 Bond Funds (\$87,074 to be reimbursed by the Texas Department of Transportation), Private Funds (\$25,157 of which \$3,389 will be reimbursed to the 1998 Bond Funds for previous award)

The city secretary announced that Councilmember Greyson had deferred consideration of consent agenda item 21 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1784

Item 22: **Kelly Boulevard from Michaelangelo Drive to Rosemeade Parkway**

- \* Authorize Supplemental Agreement No. 1 to the Interlocal Agreement with the Texas Department of Transportation for payment of state engineering review fee associated with paving and storm drainage improvements on Kelly Boulevard from Michaelangelo Drive to Rosemeade Parkway - \$2,100 - Financing: Private Funds

The city secretary announced that Councilmember Greyson had deferred consideration of consent agenda item 22 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1785

Item 23: **Kelly Boulevard from Michaelangelo Drive to Rosemeade Parkway**

- \* Authorize (1) an Interlocal Agreement with the City of Carrollton for paving and storm drainage improvements on Kelly Boulevard from Michaelangelo Drive to Rosemeade Parkway, (2) the receipt and deposit of funds from the City of Carrollton in an amount not to exceed \$27,257, and (3) an increase in appropriations in the amount of \$23,868 in the Capital Projects Reimbursement Fund - \$27,257 - Financing: Private Funds

The city secretary announced that Councilmember Greyson had deferred consideration of consent agenda item 23 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1786

Item 24: Authorize Supplemental Agreement No. 4 to the contract with Austin Commercial, Inc. for construction management services and the construction of the Dallas Convention Center Capital Improvement Program's Unification projects (list attached) - \$8,796,860, from \$111,574,521 to \$120,371,381 - Financing: Convention and Event Services Capital Construction Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1787

Item 25: Authorize Supplemental Agreement No. 4 to the contract with HKS, Inc. for architectural and engineering design services for Dallas Convention Center Capital Improvement Program's Unification projects (list attached) - \$953,140, from \$11,592,610 to \$12,545,750 - Financing: Convention and Event Services Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1788

Item 26: Authorize Interlocal Agreements with the Texas Department of Transportation for paving improvements of Urban Street Program projects (list attached) - \$2,598,374  
- Financing: Texas Department of Transportation Grant Funds (\$2,099,474), 1998  
Bond Funds (\$498,900)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1789

Item 27: Authorize a Relocation Agreement with Qwest Communications Corporation for the relocation of a communications conduit system along the Dallas Area Rapid Transit right-of-way east of Eastridge Drive - \$467,728 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1790

Item 28: Authorize the release of lien on Lot 21, Block 21/6428, 3534 Warick Drive and Lot 17, in Block 8/6363, 11459 Barnes Avenue due to cancellation of sidewalk replacement project by property owners - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1791

Item 29: **Regal Row from the Chicago, Rock Island and Pacific Railroad to IH 35E**

- \* Authorize an Interlocal Agreement with the Texas Department of Transportation, the Union Pacific Railroad Company, and the Dallas, Garland and Northeastern Railroad Company for paving and drainage improvements to the railroad crossings that intersect Regal Row at Governors Row and Ambassador Row - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1792

Item 30: **Regal Row from the Chicago, Rock Island and Pacific Railroad to IH 35E**

- \* Authorize an Interlocal Agreement with the Texas Department of Transportation, the Union Pacific Railroad Company, and the Dallas, Garland and Northeastern Railroad Company for drainage outfall improvements to the railroad crossings that intersect Regal Row from Chicago, Rock Island and Pacific Railroad to IH 35E - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1793

Item 31: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Bernice Sorrells Ceasar, Boots Sorrells and Charles M. Sorrells, of approximately 6,007 square feet of unimproved land for South Central Addition Improvements located near the intersection of South Central Expressway and Linfield Road - \$12,720 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1794

Item 32: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Jessie Embry, of approximately 14 acres of vacant land located near the intersection of State Highway 310 and Overton Road for the Trinity River Corridor Project - \$42,750 - Financing: 1998 Bond Funds

Councilmember Miller requested that consent agenda item 32 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 32 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 32 was brought up for consideration.

Councilmember Thornton Reese moved to approve the item.

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



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1795

Item 33: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Eugenia Fay Paschall and Charles R. Paschall, of approximately 177 acres of vacant land located near the intersection of Interstate Highway 20 and Dowdy Ferry Road for the Trinity River Corridor Project - \$253,840 - Financing: 1998 Bond Funds

Councilmember Miller requested that consent agenda item 33 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 33 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 33 was brought up for consideration.

Councilmember Fantroy moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1796

Item 34: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Trinity Gateway Joint Venture, of 4 tracts of vacant land containing a total of approximately 12,061 square feet located near the intersection of Colorado and Jefferson Boulevards for the Colorado Boulevard Paving Project - \$54,456 - Financing: 1985 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1797

Item 35: Authorize an amendment to the Lease Option Agreement with the City of Dallas Business Development Corporation to extend the term from one ten-year Primary Term plus two ten-year renewal options to one forty-year Primary Term of the lease, excluding any renewal options - Financing: No cost consideration to the City

Councilmember Miller requested that consent agenda item 35 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 35 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 35 was brought up for consideration.

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Chaney.

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

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

Mayor Pro Tem Poss then called the vote on Councilmember Fantroy's motion.

Voting Yes:	[11]	Poss, Garcia, Thornton Reese, Hill, Oakley, Chaney, Fantroy, Walne, Finkelman, Greyson, Lill
Voting No:	[2]	Loza, Miller, Rasansky
Absent when vote taken:	[1]	Kirk

Mayor Pro Tem Poss declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1798

Item 36: Authorize the following agreements with Southwest Airlines: (1) the termination of the existing terminal lease; (2) a new ten-year lease plus one ten-year renewal option to extend the lease of approximately 917,244 square feet of terminal building premises including aircraft ramp; (3) an amendment to the API Terminal, Inc. lease (which has previously been assumed by Southwest Airlines as tenant) to delete approximately 75,000 square feet of ramp from the lease; and (4) a new thirty-year ground lease with one ten-year renewal option to extend the ground lease of approximately 125,000 square feet of ramp for construction of a new air cargo facility at Love Field Airport - Estimated Annual Revenue: \$1,853,249

Councilmembers Miller and Rasansky requested that consent agenda 36 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 36 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Miller and Rasansky's request.

Later in the meeting, agenda item 36 was brought up for consideration.

Councilmember Lill moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Loza.

Councilmember Miller moved to substitute for Councilmember Lill's motion a motion to defer the item until briefed by staff that would include a copy of the leases.

Motion died due to lack of a second.

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

Voting Yes:	[12]	Poss, Loza, Garcia, Thornton Reese, Hill, Oakley, Chaney, Fantroy, Walne, Finkelman, Greyson, Lill
Voting No:	[2]	Miller, Rasansky
Absent when vote taken:	[1]	Kirk

Mayor Pro Tem Poss declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1799

Item 37: Authorize the following agreements with American Airlines: (1) the termination of the existing terminal lease; (2) a new ten-year lease, with one ten-year option to extend the lease of approximately 28,947 square feet of terminal building premises which consists of gates, office and storage space, and approximately 115,700 square feet of aircraft parking ramp; and (3) the City Manager to enter into a Letter of Agreement relative to certain activities to occur on current lease premises at Love Field Airport - Estimated Annual Revenue: \$295,116

Councilmembers Miller and Lill requested that consent agenda item 37 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 37 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Miller and Lill's request.

Later in the meeting, agenda item 37 was brought up for consideration.

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

Councilmember Hill moved to approve the item.

Motion seconded by Councilmember Fantroy.

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

Voting Yes:	[11]	Poss, Loza, Garcia, Thornton Reese, Hill, Oakley, Chaney, Fantroy, Walne, Finkelman, Greyson
Voting No:	[2]	Miller, Rasansky
Abstain:	[1]	Lill
Absent when vote taken:	[1]	Kirk

Mayor Pro Tem Poss declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1800

Item 38: Authorize a three-year renewal of the existing lease agreement with Jay Elins, for approximately 4,017 square feet of warehouse space located at 2233 Valdina, Suite 103, to be used by the Women, Infants, and Children Program as a central supply storage facility for the period July 1, 2001 through June 30, 2004 - Not to exceed \$24,102 annually - Financing: Texas Department of Health Grant Funds

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

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

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Kirk absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1801

Item 39: Authorize a five-year lease agreement with Dockside Threading, Inc. for approximately 3,383 square feet of office space at 1111 W. Ledbetter, Suite 900 to be used as a Women, Infants, and Children office for the period August 1, 2001 through July 31, 2006 - \$3,665 per month, for a total of \$43,980 annually - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1802

Item 40: Authorize the conveyance of a utility vault easement and right-of-way in 3 tracts containing approximately 3,791 square feet of land to TXU Electric Company for the purpose of providing electrical service to the American Airlines Center located near the intersection of Houston and Wichita Streets - Financing: No cost consideration to the City

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1803

Item 41: A resolution authorizing conveyance of a drainage easement containing approximately 2,600 square feet of land to the City of Garland, for the construction and maintenance of a storm water drainage facility on City-owned land at Lake Ray Hubbard, located near the intersection of White Rock Trail and Roan Road - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1804

Item 42: Authorize the quitclaim of 25 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders - Revenue: \$184,198

Councilmember Chaney requested that consent agenda item 42 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 42 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 42 was brought up for consideration.

Councilmember Chaney moved to approve the item with the exception of 2829 South Blvd and 2624 Valentine St.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1805

Item 43: An ordinance granting a revocable license to Dallas Check Cashers, Inc., containing approximately 14 square feet of land for the purpose of installing and maintaining 2 aerial signs over Jefferson Boulevard and alley rights-of-way located near the intersection of Jefferson Boulevard and Beckley Avenue - Revenue: \$1,000 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24624.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1806

Item 44: An ordinance granting a private license to James P. Milligan and Barbara J. Milligan, as trustees of the James P. Milligan and Barbara J. Milligan Revocable Living Trust, for the use of approximately 2,820 square feet of land to construct, install and maintain surface parking, landscaping and lighting on a portion of Buckner Boulevard right-of-way located near its intersection with Bearden Lane - Revenue: \$1,000 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24625.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1807

Item 45: An ordinance abandoning a water easement and sanitary sewer easements to LL Property Partners, L.P., the abutting owner, containing a total of approximately 2,460 square feet of land located near the intersection of Lovers Lane and Bluffview Boulevard, providing for the dedication of new water and wastewater easements, and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee

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

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

Councilmember Lill moved to defer the item until the June 27, 2001 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1808

Item 46: An ordinance granting renewal of a private license to Joanne H. Stroud, for the use of approximately 2,504 square feet of land, to maintain existing landscaping and water lines located in Briarwood Place near its intersection with Briarwood Street - Revenue: \$1,000 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24626.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1809

Item 47: Authorize renewal of a three-year lease agreement with Continental Electronics Corporation for approximately 28,000 square feet of office and warehouse space located at 8231 and 8239 Hoyle Street used by the Water Utilities Pumping and the Wastewater Collection Divisions from June 15, 2001 to June 14, 2004 - \$84,000 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1810

Item 48: Authorize a twenty-four-month price agreement for rental of equipment with the lowest responsible bidders of fifteen and rejection and re-bid of 20 line items which were determined by staff to be excessive - C & K Equipment and Truck, Inc., Conley, Lott, Nichols Machinery, Continental Equipment Co., Crescent Machinery Co., Dallas Ford New Holland, Inc., Dan Hill & Associates, Inc., Enterprise Rent-A-Car, Hayes Truck Group, Hertz Equipment Rental Corp., United Equipment Rentals Gulf, LP - Not to exceed \$4,974,517 - Financing: Current Funds (\$3,298,497), Water Utilities Current Funds (\$830,960), Confiscated Monies Funds (\$263,300), Love Field Program Income Funds (\$124,200), Night Time Program Income Funds (\$171,760), Commercial Auto Theft Funds (\$203,200), Internet Crimes Against Children Funds (\$49,680), Sexual Offender Apprehension Program Funds (\$32,920)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1811

Item 49: Authorize a thirty-six-month price agreement for parts cleaning machines, supplies and services with the lowest responsible bidders of five - ProCycle Oil, Inc. and Safety Kleen Corp. - Not to exceed \$106,841 - Financing: Current Funds (\$83,305); Convention and Event Services Current Funds (\$1,502); Water Utilities Current Funds (\$22,034)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1812

Item 50: Authorize a thirty-six-month multiple award price agreement for fire hose with the lowest responsible bidders of two - Casco Industries, Inc. and Four Alarm Fire Equipment - Not to exceed \$298,470 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1813

Item 51: Authorize a thirty-six-month price agreement for crushed/blocked ice with the only bidder - Reddy Ice Corporation - Not to exceed \$329,732 - Financing: Current Funds (\$148,888), Mobil Summer Youth Employment Current Funds (\$1,200) and Water Utilities Current Funds (\$179,644)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1814

Item 52: Authorize a thirty-six-month price agreement for traffic signage supplies and sign posts with the lowest responsible bidders of seven - Nippon Carbide Industries, Inc., American Traffic Safety Materials, Inc., Centerline Supply, Inc., Unistrut Texas and Custom Products Corp. - Not to exceed \$327,394 - Financing: Current Funds (\$312,805) and Water Utilities Current Funds (\$14,589)

The city secretary announced that Councilmember Fantroy had deferred consideration of consent agenda 52 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1815

Item 53: Authorize a thirty-six-month price agreement for aluminum sign blanks with the lowest responsible bidder of four - Vulcan, Inc. dba Vulcan Aluminum - Not to exceed \$205,183 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1816

Item 54: Authorize a thirty-six-month price agreement for spray thermoplastic and glass traffic beads with the lowest responsible bidders of six - Ennis Paint and Potters Industries, Inc. - Not to exceed \$308,983 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1817

Item 55: Authorize the purchase of a mobile education resource center that will provide citizens information concerning solid waste, illegal dumping, recycling and their effect on the environment from the lowest responsible bidder of two - Mobile Specialist International, Inc. - Not to exceed \$72,000 - Financing: North Central Texas Council of Government Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1818

Item 56: Authorize a thirty-six-month price agreement for inlet frame and covers used by Street Services with the lowest responsible bidders of three - Bass & Hays Foundry, Inc. and Utilities Products Int'l, Inc., dba Comcore Utilities Products, Inc. - Not to exceed \$468,343 - Financing: Current Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1819

Item 57: Authorize a twenty-four-month price agreement for polyethylene barricade legs with the only bidder - Flasher Flare Southeast, Inc. - Not to exceed \$92,250 - Financing: Current Funds (\$82,000) and Water Utilities Current Funds (\$10,250)

Councilmember Lill requested that consent agenda item 57 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 57 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Lill's request.

Later in the meeting, agenda item 57 was brought up for consideration.

Councilmember Lill moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1820

Item 58: Authorize the purchase of grounds maintenance equipment from the lowest responsible bidders of four - Professional Turf Products, Inc., Austin Turf and Tractor and Jones Equipment and Turf, Inc. - Not to exceed \$274,067 - Financing: Current Funds (\$15,979) and Golf Improvement Trust Funds (\$258,088)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1821

Item 59: Ratify an emergency purchase of an 84-inch reinforced concrete cylinder pipe -  
Hanson Concrete Products - \$351,000 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1822

Item 60: Ratify an emergency purchase of seven fiberglass manholes for the 84-inch main located at 4875 W. Lawther Drive - Fluid Containment, Inc. - \$23,137 - Financing: Water Utilities Current Funds

Councilmember Miller requested that consent agenda item 60 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 60 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 60 was brought up for consideration.

Councilmember Miller moved to approve the item.

Motion seconded by Councilmember Greyson and unanimously adopted. (Kirk absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1823

Item 61: Ratify emergency rental of a 120-ton crane for repairs on the 84-inch water main located at 4875 W. Lawther Drive - Davis Motor Crane Service - \$30,000 - Financing: Water Utilities Current Funds

Councilmember Miller requested that consent agenda item 61 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 61 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 61 was brought up for consideration.

Councilmember Miller moved to approve the item.

Motion seconded by Councilmember Greyson and unanimously adopted. (Kirk absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1824

Item 62: Ratify emergency repairs to the sanitary sewer and storm water systems in the Dallas Arts District Garage - Spaeth Pump & Equipment Company - \$54,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1825

Item 63: Ratify emergency repairs to a damaged aerial ladder on a 1998 Aerial Innovations 105' aerial ladder truck - Special Equipment Services, Inc. - Not to exceed \$18,584  
- Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1826

Item 64: Authorize Supplemental Agreement No. 2 to the professional services contract with the law firm of Strasburger & Price, L.L.P., for additional legal services necessary in the lawsuit styled City of Dallas v. Transcontinental Realty Investors, Inc., et al, Cause No. cc-99-03125-a, and any other proceedings relating to the subject matter of this litigation - Not to exceed \$100,000, from \$350,000 to \$450,000 - Financing: Funds provided by Hillwood Development Corporation

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1827

Item 65: Authorize settlement of a lawsuit, styled Lois Whitaker v. City of Dallas and Charles Law, Cause No. 00-09741-G - \$180,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1828

Item 66: Authorize (1) a public hearing to be held on June 27, 2001 to receive citizen comments concerning the creation of City of Dallas Reinvestment Zone No. 57, located at 1502 Viceroy Drive, in Dallas, Texas 75235; (2) the consideration of an ordinance creating City of Dallas Reinvestment Zone No. 57 on June 27, 2001; and (3) the consideration of a real property tax abatement agreement with Datex First LP and Tularik Inc., on June 27, 2001 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1829

Item 67: Authorize a service contract with Dallas CBD Enterprises, Inc. to participate in a Downtown Signage & Wayfinding Plan in Tax Increment Reinvestment Financing Zone Number Five, City of Dallas, Texas (City Center TIF District) in an amount not to exceed 25 percent of the final cost of the study or \$50,000, whichever is less - Financing: City Center TIF District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1830

Item 68: Authorize a release of the remaining balance of principal and interest on the \$2,897,490 Revolving Loan Fund loan made to Dallas City Homes, for the acquisition and rehabilitation of scattered sites houses throughout West Dallas and South Dallas, and release of the \$246,000 Rental Rehabilitation Loan also made to Dallas City Homes for rehabilitation of 30 units in exchange for a zero coupon bond with a future value of \$1,198,000 in 2019 (with release of the obligations under the Rental Rehabilitation Program Long-Term Obligations Agreement which expires April 1, 2002) - Financing: No cost consideration to the City

Councilmember Miller requested that consent agenda item 68 be considered as an individual item. Mayor Pro Tem Poss stated that consent agenda item 68 would be considered as an individual 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.

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Lill and unanimously adopted. (Kirk absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1831

Item 69: Authorize the third of four one-year options with KPMG Peat Marwick LLP, (Dodd & Associates and Marilou Martinez-Stevens, CPA, subcontractors) for the audit of the City's financial operations and grant activities for the fiscal year ending September 30, 2001 - Not to exceed \$289,467 - Financing: Current Funds (\$262,467) and Bond Funds Interest Earnings (\$27,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1832

Item 70: Authorize five-year agreement for Mi Escuelita Preschool, Inc. to use space at Anita Martinez Recreation Center to operate an oral language development program  
- Estimated Annual Revenue: \$3,390

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1833

Item 71: An ordinance authorizing a change of zoning from a GO(A) General Office District to a CR Community Retail District on North Central Expressway between Royal Lane and Manderville Lane and a resolution accepting a deed restriction instrument volunteered by the applicant (Z001-146/11342-NE(RB) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24627.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1834

Item 72: An ordinance authorizing a change of zoning from a GO(A) General Office District to a CR Community Retail District on the southeast corner of North Central Expressway and Royal Lane and a resolution accepting a deed restriction instrument volunteered by the applicant (Z001-162/11384-NE(RB) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24628.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1835

Item 73: Authorize excused absences for a member of the City Plan Commission on June 14, 2001, July 12, 2001, July 19, 2001, and July 26, 2001 for a planned vacation in accordance with City Council policy and the provisions of Chapter 8 of the Dallas City Code - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1836

Item 74: Authorize amendments to Resolution No. 98-3301 authorizing a real property tax abatement agreement with Jefferson at Bryan Place - Phase II, L.P. for property located in the Intown Housing Program Tier I to: (1) reduce the construction of total units from approximately 307 units to a minimum of 285 units (2) extend the substantial completion date from December 31, 2001 to December 31, 2003 and (3) extend the final completion date from December 31, 2002 to December 31, 2005 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1837

Item 75: Authorize an amendment to correct the property description to real property tax abatement agreement and infrastructure cost participation agreement with Jefferson at Bryan Place, L.P., for property located in the Enterprise Zone Number Three and Intown Housing Program Tier I - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1838

Item 76: An ordinance authorizing an amendment to the site plan and conditions for Specific Use Permit No. 1234 for a Mini-warehouse on either side of Thomas Avenue between North Central Expressway and Washington Avenue Z990-242/8018-C(RB) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24629.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1839

Item 77: Authorize Cooperative Working Agreements with the Dallas County Sheriff's Department, the Dallas County District Attorney, and the Dallas Children's Advocacy Center for the investigation, prosecution, education and counseling activities related to the Dallas Internet Crimes Against Children Task Force response to the Internet related sexual exploitation of children - Not to exceed \$141,255 - Financing: 2000-01 Internet Crimes Against Children Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1840

Item 78: Authorize an amendment to the 1976 Five Mile Creek Flood Plain Management Report to eliminate the extension of Calyx Circle along Five Mile Creek to Ledbetter Drive - Financing: No cost consideration to the City

The city secretary announced that Councilmember Thornton Reese had deferred consideration of consent agenda 78 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1841

CONSENT – ZONING DOCKET

The consent zoning docket, consisting of agenda items 79-83, was presented.

Agenda items 79 and 81 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:

<del>Agenda item 79: Zoning Case Z978-186/10531-SW(RB)</del>	<b>[Considered individually]</b>
Agenda item 80: Zoning Case Z001-175/10534-SE(EB)	
<del>Agenda item 81: Zoning Case Z001-177/11121-C(EB)</del>	<b>[Considered individually]</b>
Agenda item 82: Zoning Case Z001-183/11410-NC(WE)	
Agenda item 83: Zoning Case Z001-172/11391-SW(DC)	

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

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

The following individual addressed the city council regarding Zoning Case Z001-172/11391-SW(DC):

William Hopkins, 2011 Leath St.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1842

Item 79: Zoning Case Z978-186/10531-SW(RB)

The consent zoning docket, consisting of agenda items 79-83 was presented.

Councilmember Fantroy requested that consent zoning docket item 79 be removed from the consent zoning docket to be called as an individual hearing. Mayor Pro Tem Poss stated that consent zoning docket item 79 be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Fantroy's request.

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

A public hearing was called on zoning case Z978-186/10531-SW(RB), a, City Plan Commission authorized hearing to determine the proper zoning with consideration being given to zoning that will not allow multifamily development and an ordinance creating a Planned Development District for R7.5(A), CR and NS(A) District uses on property presently zoned an R-7.5(A) Single Family District, an MF-1(A) Multifamily District, an NS(A) Neighborhood Service District, and a CR Community Retail District on property bounded by Camp Wisdom Road, Bainbridge Avenue, Cliff Creek Crossing Drive, Kimwood Drive and Chaucer Place and a resolution adopting a Subarea update to the Southwest Dallas Land Use Plan Phase II.

(The city plan commission recommended approval of a Planned Development District for R-7.5(A), NS(A) and CR district uses subject to a sub area map and conditions.)

Appearing in opposition to the city plan commission recommendation:

Joe Martin, 3105 Gladiolus Ln.

Kirk Williams, 5400 Renaissance Tower, representing Hampton Wheatland Ltd., and Sun MLF

Appearing in favor of the city plan commission recommendation:

Hollis Brasher, 1424 Red Bird Ln.

Sandra Crenshaw, 4041 W. Wheatland Rd.

Thelma J. Norman, 2628 Blackstone Dr., representing United of Oak Cliff

Ray Montgomery, 7535 Oak Garden Trl., representing Carter Square Homeowners Association

Councilmember Fantroy moved to postpone the application until the August 8, 2001 voting agenda meeting of the city council and continue the public hearing at that time.

Motion seconded by Councilmember Thornton Reese.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

01-1842



Councilmember Hill moved to substitute for Councilmember Fantroy's motion to close the public hearing and accept the recommendation of the city plan commission.

Motion seconded by Councilmember Chaney.

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

Voting Yes:	[5]	Kirk, Miller, Hill, Chaney, Rasansky
Voting No:	[10]	Poss, Loza, Garcia, Miller, Thornton Reese, Oakley, Fantroy, Walne, Finkelman, Greyson, Lill

Mayor Kirk declared the motion failed.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1843

Item 80: Zoning Case Z001-175/10534-SE(EB)

Zoning Case Z001-175/10534-SE(EB), an application for and an ordinance granting a Specific Use Permit for a Vehicle display, sales and service use on property presently zoned Planned Development District 533-D-1, the C. F. Hawn Freeway Special Purpose District No. 1, Subdistrict 5, located on the northwest corner of Buckner Boulevard and C. F. Hawn Freeway.

(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, landscape plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24630.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1844

Item 81: Zoning Case Z001-177/11121-C(EB)

The consent zoning docket, consisting of agenda items, 79-83, was presented.

Sherell Cockrell, director planning, requested that consent zoning docket item 81 be removed from the consent zoning docket, to be called as an individual hearing, because in accordance with subparagraph (c)(2)(B) of Section 51A-4.701 of the development code, council approval of the application would require the favorable vote of three-fourths of all members of the council in that a written protest against the change in zoning had been signed by the owners of 20 percent or more of either the land in the area of the request or land within 200 feet of the area of the request, and the protest had been filed with the director of planning.

Mayor Pro Tem Poss stated that consent zoning docket item 81 would be removed from the consent zoning docket, to be called as an individual hearing, there being no objection voiced to the request.

A public hearing was called on consent zoning docket item 81, zoning case Z001-177/11121-C(EB), an application for and an ordinance granting a Specific Use Permit for a Restaurant with drive-in or drive-through service on property presently zoned Planned Development District No. 298, the Bryan Area Special Purpose District, Subarea 12 High Mixed Use District, on the west corner of Gaston Avenue and Haskell Avenue.

(The city plan commission recommended approval for a 20-year time period with eligibility for automatic renewal for additional 20-year time periods, subject to a site plan, landscape plan and conditions.)

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

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

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

Motion seconded by Councilmember Oakley and unanimously adopted. (Rasansky abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

01-1844

Later in the meeting, Councilmember Hill moved to reconsider consent zoning docket item 81.

Motion seconded by Mayor Pro Tem Poss.

Mayor Pro Tem Poss declared the motion to reconsider was adopted, and that Councilmember Hill's motion concerning zoning docket item 81 was before the council for reconsideration.

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

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

Assigned ORDINANCE NO. 24631.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1845

Item 82: Zoning Case Z001-183/11410-NC(WE)

Zoning Case Z001-183/11410-NC(WE), an application for and an ordinance granting a Specific Use Permit for a Private school on property presently zoned an R-7.5(A) Single Family District on the northeast corner of Boedeker Street and Park Lane.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24632.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1846

Item 83: Zoning Case Z001-172/11391-SW(DC)

Zoning Case Z001-172/11391-SW(DC), an application for and an ordinance granting a Planned Development District for MF-1(A) Multifamily District uses and Retirement housing, Assisted living facility, Child-care facility and Convalescent and nursing home uses on property presently zoned an R-10(A) Single Family District on the west side of Boulder Drive, south of Red Bird Lane.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24633.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1847

Item 84: Public Hearing – Zoning Case Z990-243/11000-SE(JC)

A public hearing was called on zoning case Z990-243/11000-SE(IC), an application for and an ordinance granting a Specific Use Permit for a Vehicle display, sales, and service uses on property presently zoned a Planned Development District No. 366-D, the Buckner Boulevard Special Purpose District on the west side of Buckner Boulevard between Bearden Lane and Blossom Lane.

(The city plan commission recommended denial.

Appearing in opposition to of the city plan commission recommendation:

Jonathan Vinson, 1445 Ross Ave., representing PBR, Inc.  
Robert Milligan, 2815 S. Buckner Blvd.  
Kathleen Melton, 8153 Reva St.  
Marion Davis, 7416 Eccles Dr.  
Norman Prothro, 3 Meadowlake Dr.  
Teddy Hawkins, 2608 Rochester St.  
Rick Callahan, 3546 Rock Bluff Dr.

Appearing in favor of the city plan commission recommendation:

Michael Jung, 7143 Fisher Rd.  
William Hopkins, 2011 Leath St.  
William Wadkins, 2843 Modesto Dr., representing Piedmont-Scyene Homeowners Association  
Betty Wadkins, 2843 Modesto Dr., representing Piedmont-Scyene Homeowners Association  
Frances James, 4322 St. Francis Ave.

Councilmember Thornton Reese moved to close the public hearing, overrule city plan commission recommendation and approve staff recommendation with the following change:

Approve a Specific Use Permit for a vehicle display, sales, and service use, subject to conditions recommended by staff with the time limit for the Specific Use Permit changed from a one-year limit period to a ten-year time period.

and pass the ordinance.

Motion seconded by Councilmember Hill.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

01-1847

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

Voting Yes:	[14]	Kirk, Poss, Loza, Garcia, Miller, Thornton Reese, Hill, Chaney, Fantroy, Walne, Finkelman, Greyson, Rasansky, Lill
Voting No:	[1]	Oakley

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 24634.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1848

Item 85: Public Hearing – Zoning Case Z001-173/10438-NC(JC)

A public hearing was called on zoning case Z001-173/10438-NC(JC), an application for and an ordinance granting an amendment to Specific Use Permit No. 1347 for a Public school to allow an additional tower/antenna for cellular communication on property presently zoned an R-7.5(A) Single Family District located on the northwest corner of Frankford Road and Appleridge Drive.

(The city plan commission recommended for a ten-year time period with automatic renewal for additional ten-year time periods subject to a site plan and conditions. This item was considered by the City Council at a public hearing on May 9, 2001, and was taken under advisement until June 13, 2001, with the public hearing open.)

Appearing in opposition to the city plan commission recommendation:

William Hopkins, 2011 Leath St.

No one appeared in favor of the city plan commission recommendation:

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

9. Screening: A six foot high solid screening fence must be provided as shown on the attached revised site plan. No equipment, with the exception of the monopole tower and the attached antennas, may exceed the height of the screening fence. The overall height of the fence, measured from grade on the eastern side of the area identified as “Voice Stream 15’ x 50’ Lease Area” may not exceed seven feet in height

and pass the ordinance.

Motion seconded by Councilmember Finkelman and unanimously adopted.

Assigned ORDINANCE NO. 24635.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1849

Item 86: Public Hearing - STREET NAME CHANGE - INDIVIDUAL

A public hearing was called on a proposal for and an ordinance granting a street name change from Houston Street, East Houston Street, Arena Drive, and Arena Drive Connector between McKinney Avenue and Harry Hines Boulevard to "North Houston Street".

(The city plan commission recommended approval.)

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

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

Motion seconded by Councilmember Walne and unanimously adopted.

Assigned ORDINANCE NO. 24636.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1850

Item 87: Public Hearing – DEVELOPMENT CODE AMENDMENT

A public hearing was called on consideration of an amendment to the Dallas Development Code to revise the regulations for off-street parking spaces with consideration given to deleting the provision allowing “small car” sized parking spaces and adopting a standard 9' by 18' parking space and an ordinance implementing the proposal.

(The city plan commission recommended approval of the 8'-6" standard parking space and reduce the number of allowed small car spaces from 35% to 15% except in the CBD and certain inner-city PD's and allow all existing small car spaces to be legal.)

Appearing in opposition to the city plan commission recommendation:

Henry S. Miller III, 3699 McKinney Ave.

Neal Sleeper, 12585 Montego Plz., representing CityPlace Company

John Deshazo, 5915 Lindenshire Ln., representing Deshazo & Tang

John Stone, 8701 Southwestern Blvd., representing North Texas Commercial Association of Realtors/Dallas Chapter of IREM/Texas Chapter of Realtors Land Institute

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

Ken Hughes, 4311 University Blvd., representing Mockingbird Station Development

John Rader, 4428 Amhurst, University Park, TX, representing Classified Parking

Michael Dardick, 4036 Oak Meadow Dr., Plano, TX, representing National Association of Industrial and Office Properties

Beverly Mendoza, 520 E. 5<sup>th</sup> St., representing Oak Cliff Chamber

Nathaniel Tate, 2626 Duncanville Rd., representing Metroplex Economic Development Corp.

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

Councilmember Finkelman moved to postpone the application, leave the public hearing open, for staff to develop additional options associated with compact car parking spaces and refer the item back to the Business and Commerce Committee for their meeting on August 6, 2001.

Motion seconded by Councilmember Lill.

Councilmember Walne asked Councilmember Finkelman if she would accept a friendly amendment to postpone the application until the August 22, 2001 voting agenda meeting of the city council.

Councilmember Finkelman accepted the amendment as part of her motion.

Councilmember Lill who, seconded the original motion, also accepted the amendment and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1851

Item 88: Public Hearing – DEVELOPMENT CODE AMENDMENT

A public hearing was called on consideration of an amendment to Chapters 1, 51, and 51A of the Dallas City Code, as amended, and the creation of a new Chapter 51P codifying regulations for all planned development districts in the City and an ordinance implementing the amendments.

(The city plan commission recommended approval.)

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

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

Motion seconded by Councilmember Lill and unanimously adopted.

Assigned ORDINANCE NO. 24637.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1852

Public Hearing - BENEFIT ASSESSMENT HEARINGS

**Alley Group 98-1116**

Alley between Brooklyn Avenue and Catherine Street - Chalmers Street to Franklin Street

Alley between Brooklyn Avenue and Gladstone Street - Franklin Street to Hampton Road

Alley between Brooklyn Avenue and Gladstone Drive - Pierce Street to Superior Street

Alley between Brooklyn Avenue and Gladstone Drive - Ravinia Drive to Pierce Street

Alley between Brooklyn Avenue and Gladstone Drive - Superior Street to Chalmers Street

- Item 89: \* Benefit assessment hearing for alley paving, storm drainage, water and wastewater main improvements
- Item 90: \* Ordinance levying benefit assessments for alley paving, storm drainage, water and wastewater main improvements
- Item 91: \* Authorize a contract for the construction of alley paving, storm drainage, water and wastewater main improvements - P & E Engineering, lowest responsible bidder of seven - \$474,528 - Financing: 1998 Bond Funds (\$298,985), Water Utilities Capital Construction Funds (\$175,543)

A public hearing was called to receive comments on a proposal to levy benefit assessments for Alley Group 98-1116, (Chalmers Street to Franklin Street, Franklin Street to Hampton Road, Pierce Street to Superior Street, Ravinia Drive to Piece Street and Superior Street to Chalmers Street.)

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

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

Motion seconded by Councilmember Oakley and unanimously adopted.

Assigned ORDINANCE NO. 24638.

The assistant city secretary distributed a report showing all nominations and renominations received for city board and commission appointments for the 1999-2001 board term updated through June 6, 2001.

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

Mayor Kirk moved to appoint Daniel Perez, as chair, to the Ethics Advisory Commission.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted. (Salazar, Greyson absent when vote taken)

Mayor Pro Tem Poss moved to appoint Sheryl Pickens to the Reinvestment Zone Five Board (City Center).

Motion seconded by Councilmember Loza and unanimously adopted. (Salazar, Greyson absent when vote taken)

Councilmember Miller moved to appoint James Clark, as vice chair of the Ethics Advisory Commission.

Motion seconded by Councilmember Blumer.

Councilmember Hill moved to substitute for Councilmember Miller's motion to defer the appointment of the vice chair of the Ethics Advisory Commission until the June 20, 2001 briefing meeting of the city council.

Motion seconded by Councilmember Thornton Reese.

After discussion, Mayor Kirk called the vote on the motion to defer the appointment of vice chair of the Ethics Advisory Commission until the June 20, 2001 briefing meeting of the city council:

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

Mayor Kirk declared the motion adopted.

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

**01-1719      Board Officers**  
**01-1720      RZ5    REINVESTMENT ZONE FIVE BOARD (CITY CENTER)**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1853  
01-1854

Item 92: 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

June 13, 2001

01-1855

Item 93: Authorize a three-year economic development agreement with the Cotton Bowl Athletic Association to hold the Cotton Bowl Classic in the Cotton Bowl Stadium at Fair Park - \$700,000 annually - Financing: Convention and Event Services Current Funds (subject to annual appropriations)

Councilmember Walne moved to approve the item.

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



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1856

Item 94: Authorize hardship relief for Clarese James at 3201 South Malcolm X Boulevard 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

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1857

Item 95: 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

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1858

Item 96: 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

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1859

Item 97: Authorize hardship relief for Earnestine Applewhite on property at 3612 Holmes 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

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1860

Item 98: Authorize hardship relief for Eddy J. Royal on property at 3100 Colonial Avenue from the South Dallas moratorium on the acceptance of applications for building permits and certificates of occupancy for certain uses - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1861

Item 99: 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

Councilmember Hill moved to defer the item until the August 8, 2001 voting agenda meeting of the city council.

Motion seconded by Councilmember Chaney and unanimously adopted. (Kirk absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1862

Item 100: An ordinance authorizing a change of zoning from an NO(A)-D-1 Neighborhood Office-Dry-1 District to a Planned Development District for office, retail and commercial uses with retention of the Dry-1 overlay on property located on the southwest corner of the intersection of Buckner Boulevard and Samuel Boulevard (Z001-161/10971-SE(JC) - Financing: No cost consideration to the City

Councilmember Chaney moved to pass the ordinance.

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

Assigned ORDINANCE NO. 24639.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1863

Closed Session

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

- Willard R. Rollins v. City of Dallas; Civil Action No. 3:99-CV-2249-G
- 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

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

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

- Willard R. Rollins v. City of Dallas; Civil Action No. 3:99-CV-2249-G
- 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

No other matters were discussed during the closed session.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1864

Addendum addition 1: Authorize (1) a public hearing to be held on June 27, 2001 to receive citizens' comments on proposed amendments to Chapter 41A of the Dallas City Code relating to sexually oriented businesses; and (2) at the close of the public hearing, approval of the ordinance amending that chapter - Financing: No cost consideration to the City

Councilmember Lill moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1865

Addendum addition 2: Authorize (1) a contract for the construction of wastewater mains in Fairmount Street, Colby Street, Routh Street and Thomas Avenue located in Tax Increment Financing Reinvestment Zone Number One, City of Dallas, (State-Thomas TIF District) with Kebo Services, Inc., lowest responsible bidder of seven in the amount of \$726,242, (2) assignment of the construction contract to Gables Realty Limited Partnership for construction administration, and (3) payment in accordance with the development agreement to Gables Realty Limited Partnership in an amount not to exceed \$65,361 for project costs including design and construction administration - \$791,603 - Financing: Private Funds (Advance from Gables Realty Limited Partnership to the State-Thomas TIF District Fund)

The following individuals addressed the city council regarding the wastewater mains:

John Armstrong, 2611 State St., representing Friends of State Thomas **(FAVOR)**  
Judy Hearst, 2512 Thomas Ave., representing Friends of State Thomas **(FAVOR)**  
Beverly Glenn, 2808 McKinney Ave., representing Friends of State Thomas **(FAVOR)**  
Paula Nemec, 2504 State St., representing Friends of State Thomas **(FAVOR)**

Councilmember Lill moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1866

Addendum addition 3: Authorize a three-year contract with two one-year renewal options with MedAlert Healthcare Systems, Inc. to perform medical examinations for pre-placement, driver safety, disability review purposes, drug and alcohol testing and other necessary medical testing services for the period of July 1, 2001 through June 30, 2004 - Not to exceed \$1,200,000 - Financing: Current Funds (subject to annual appropriations)

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Kirk absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1867

Addendum addition 4: Authorize a six-month personal services contract with Jerry Killingsworth for consulting services for the Housing Department relating to housing development programs, projects, and procedures  
- Not to exceed \$56,550 - Financing: Current Funds

Councilmember Thornton Reese moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1868

Addendum addition 5: Authorize a public hearing to be held on June 27, 2001 to receive citizens' comments on the proposed FY 2001-02 Consolidated Plan Budget (as proposed by the City Manager and amended by the Community Development Commission) for U. S. Department of Housing and Urban Development Grant Funds and the proposed FY 2000-01 Reprogramming Budget - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1869

Addendum addition 6: Authorize the establishment of deed restrictions on a portion of City-owned land at Redbird Airport located near the intersection of Boulder and Belhaven Drives - Financing: No cost consideration to the City

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1870

Addendum addition 7: Authorize a contract with Dallas Area Rapid Transit for special weekend operations needed for the expansion of the Dallas Convention Center - \$410,000 - Financing: 1998 Convention Center Expansion Funds

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1869

Addendum addition 8: Authorize an increase in the contract with Ed Bell Construction Company for the Houston Street Extension project, including related streets and infrastructure, to add the installation of traffic signal lights and related work, including the materials - \$407,217, from \$15,597,582 to \$16,004,799 - Financing: 1998 Bond Funds

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1872

Addendum addition 9: An ordinance approving: (1) Section 7-5(I)(H) of Chapter 4 of the Code of Rules and Regulations of the Dallas-Fort Worth International Airport Board (as set forth in DFW Airport Board Resolution No. 2001-01-17 to require the acceptance of credit cards by drivers of vehicles for hire at the airport; (2) Section 2-2(I)(A)(1) as set forth in DFW Airport Board Resolution No. 2001-05-78 of Chapter 4 of the Code of Rules and Regulations, to require A- VI rated insurance to be carried by companies offering vehicles for hire at the airport; providing a penalty not to exceed \$500; providing a saving clause; providing a severability clause; and providing an effective date - Financing: No cost consideration to the City

The following individuals addressed the city council regarding Chapter 4 of the Code of Rules and Regulations of the Dallas-Forth Worth International Board:

Akram Elkurd, 4924 Montego Bay, Irving, TX  
Sam Kugreh, 2851 Earl Dr., Grand Prairie, TX  
Douglas Uchendy, 3109 W. Northgate, Irving, TX  
Harbi Hassan, 1228 N. Britain Rd., Irving, TX

Councilmember Walne moved to pass the ordinance.

Motion seconded by Mayor Pro Tem Poss.

Councilmember Finkelman asked Councilmember Walne if he would accept a friendly amendment to his motion to increase the surcharge of \$1.50 and refer the item back to the Business and Commerce Committee and to the city council in a year when the figures on credit card usage is available and if the usage is greater than 75% the council should look at changing that figure; if not leave as is.

Mayor Kirk stated that Councilmember Finkelman's amendment would have to be recommended to the board; the city council could not unilateral increase fees.

Councilmember Walne did not accept the amendment as part of his motion.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

01-1872

Councilmember Hill moved to substitute for Councilmember Walne's motion to refer the item back to the Telecommunications Transportation committee for analysis of full cost recovery for tax cab drivers.

Motion seconded by Councilmember Chaney.

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

Voting Yes:	[5]	Loza, Miller, Hill, Chaney, Greyson
Voting No:	[9]	Kirk, Poss, Garcia, Thornton Reese, Oakley, Fantroy, Walne, Finkelman, Rasansky
Absent when vote taken:	[1]	Lill

Mayor Kirk declared the motion failed.

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

Voting Yes:	[10]	Kirk, Poss, Garcia, Thornton Reese, Oakley, Chaney, Fantroy, Walne, Finkelman, Rasansky
Voting No:	[4]	Loza, Miller, Hill, Greyson
Absent when vote taken:	[1]	Lill

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 24640.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1873

Addendum addition 10: Authorize the City of Dallas Water Utilities Department to continue to participate in the North Texas Water Alliance in order to obtain water from the southeast Oklahoma river basins - \$110,000 - Financing: Water Utilities Current Funds

Mayor Pro Tem Poss moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 13, 2001

01-1874

NOTICE OF DEFERRED OR DELETED ITEMS

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

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

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JUNE 13, 2001

EXHIBIT C