

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 5, 2001

01-2520

CITY COUNCIL BRIEFING
COUNCIL CHAMBER, CITY HALL
MAYOR KIRK, PRESIDING

PRESENT: [15] Kirk, Poss, Loza, Garcia, Miller, Thornton Reese, Hill, Oakley, Chaney,
Fantroy, Walne, Finkelman, Greyson, Rasansky, Lill
ABSENT: [0]

The meeting was called to order at 9:12 a.m.

The assistant city secretary announced that a quorum 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 3:50 p.m.

Mayor

ATTEST:

Assistant City Secretary

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

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

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

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 5, 2001

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
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EXHIBIT B

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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Agenda item (3): Special Presentations

At the beginning of each briefing meeting of the city council a time is set aside for the mayor to recognize special individuals or groups, to read mayoral proclamations, to confer honorary citizenships, and to make special presentations.

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OPEN MICROPHONE

In accordance with Subsection 6.3 of the City Council Rules of Procedure, the city council provided an opportunity for the following individuals to present concerns or address issues during an "open microphone" period.

OPEN MICROPHONE - BEGINNING OF MEETING:

SPEAKER: Mary Fredriksen, 5832 Logancraft Dr.
SUBJECT: Redistricting City Council Districts

SPEAKER: Charles Ratliff, 8822 Rustown Dr.
REPRESENTING: United Cab Drivers
SUBJECT: Regulations

SPEAKER: Javier Arias, 710 N. Lancaster Ave. **NO SHOW**
REPRESENTING: Hispanic Contractors
SUBJECT: Disparity Study

SPEAKER: Carol Trevino, 5600 N. Central Expwy.
REPRESENTING: Dallas County Green Party
SUBJECT: Human and Civil Rights Violations

SPEAKER: Earnestine Taylor, 9730 Shepherd Rd.
REPRESENTING: ET Handicap Research Services
SUBJECT: Drugs

ADDITIONAL OPEN MICROPHONE – BEGINNING OF MEETING:

SPEAKER: Mike Simmons, 2515 Lawrence St. **CANCELED**
REPRESENTING: Simmons Custom Painting
SUBJECT: I want justice/ All/Not peace/City of Dallas Housing Department

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

SPEAKER: Jacquelyn Johnson, 3011 Park Row Ave. **CANCELED**
SUBJECT: Why no raises for civilians?

SPEAKER: Thelma Youngblood, 2406 E. Illinois Ave.
SUBJECT: Code Compliance

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SPEAKER: Roy Williams, 1943 Chattanooga Pl. **CANCELED**
REPRESENTING: Forty Acres and a Mule
SUBJECT: Cadillac Heights/Trinity River Project

SPEAKER: Mike Simmons, 2515 Lawrence St. **CANCELED**
REPRESENTING: Simmons Custom Painting
SUBJECT: I want justice/All/Not peace/City of Dallas Housing Department

SPEAKER: Robert Bouta, 152 Popular St. **NO SHOW**
REPRESENTING: AVIS Rent A Car Systems Inc.
SUBJECT: Dallas Love Field Car Rental RFB

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

SPEAKER: William Hopkins, 2011 Leath St. **NAME WAS NOT CALLED**
SUBJECT: Corruption/Chief of Police/KKK/DISD/FBI

SPEAKER: Jurline Hollins, 2832 Marjorie Ave. **NAME WAS NOT CALLED**
SUBJECT: City Officials/Mayor/City Secretary/Council Members

SPEAKER: Jewel Floyd, 3815 Myrtle St. **NAME WAS NOT CALLED**
SUBJECT: Stealing of bricks/Staling Pearl C. Anderson' Mercantile Bank

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Agenda item 1: Approval of Minutes of the August 15, 2001 City Council Meeting

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

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Item 2. 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 2001-2003 board term updated through September 4, 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 city secretary also noted that the term for each nominee would end August 31, 2003.

Councilmember Lill moved to appoint R. Michael Northrup, to the Board of Adjustment Alternate Members, Marvin M. Lane, Jr., and F. Ray Hill to the Civil Service Board, Dora Ugalde, to the Housing Finance Corporation Board, and Henry S. Miller, III, to the Reinvestment Zone Two Board (Cityplace Area).

Motion seconded Councilmember Walne and unanimously adopted.

Deputy Mayor Pro Tem Loza moved to appoint all of the nominees to "individual appointment" positions in the report who meet all qualifications for service to the boards and commissions of the city for the term ending August 31, 2003.

Motion seconded by Councilmember Finkelman and unanimously adopted.

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

01-2534 ASC ANIMAL SHELTER COMMISSION
01-2535 BOA BOARD OF ADJUSTMENT
01-2536 BOX BOARD OF ADJUSTMENT ALTERNATE MEMBERS
01-2537 CAC CULTURAL AFFAIRS COMMISSION
01-2538 CDC COMMUNITY DEVELOPMENT COMMISSION
01-2539 CPC CITY PLAN AND ZONING COMMISSION
01-2540 CPR DALLAS CITIZENS POLICE REVIEW BOARD
01-2541 CSB CIVIL SERVICE BOARD

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- 01-2542 EHC ENVIRONMENTAL HEALTH COMMISSION**
- 01-2543 HFC HOUSING FINANCE CORPORATION BOARD**
- 01-2544 HSC HUMAN SERVICE COMMISSION**
- 01-2545 JNC JUDICIAL NOMINATING COMMISSION**
- 01-2546 LMC LANDMARK COMMISSION**
- 01-2547 MLB MUNICIPAL LIBRARY BOARD**
- 01-2548 MLK MARTIN LUTHER KING JR COMMUNITY CENTER BOARD**
- 01-2549 PAR PARK AND RECREATION BOARD**
- 01-2550 PLA PERMIT AND LICENSE APPEAL BOARD**
- 01-2551 RZ2 REINVESTMENT ZONE TWO BOARD (CITYPLACE AREA)**
- 01-2552 SAC SENIOR AFFAIRS COMMISSION**
- 01-2553 SDD SOUTHERN DALLAS DEVELOPMENT CORPORATION BOARD**
- 01-2554 URS URBAN REHABILITATION STANDARDS BOARD**
- 01-2555 YAC YOUTH COMMISSION**

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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Item 3: An ordinance authorizing a correction to the property description in Ordinance No. 24691 which created Planned Development District No. 610 for mixed uses on property on the southwest corner of Lovers Lane and Matilda Street (Z001-207/3163-NE (WE) - Financing: No cost consideration to the City

Mayor Pro Tem Poss moved to pass the ordinance.

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

Assigned ORDINANCE NO. 24704.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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Briefings: A. Presentation of Recommended Redistricting Plan

Tom Lazo, Sr., chair of the Redistricting Commission briefed the council on the item.

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Briefings: B. Proposed Amendments to the Code of Ethics relating to board and commission members

Mayor Kirk briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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Briefings: C. Property Tax Rate Options

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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Item 4: Authorize (1) a public hearing to be held on September 19, 2001 to receive citizens' comments on a proposed tax rate; and (2) a proposal to consider adoption of a 66.75¢/\$100 tax rate, or such other rate as may be proposed by Council, on September 26, 2001 - Financing: No cost consideration to the City

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Fantroy.

Deputy Mayor Pro Tem Loza moved to substitute for the original motion to set a proposed maximum tax rate of 69.25¢/\$100 over the city manager's proposal.

Motion seconded by Councilmember Hill.

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

Voting Yes: [3] Loza, Hill, Greyson
Voting No: [12] Kirk, Poss, Garcia, Miller, Thornton Reese, Oakley, Chaney,
Fantroy, Walne, Finkelman, Rasansky, Lill

Mayor Kirk declared the motion failed.

Mayor Kirk then called the vote on the original motion:

Voting Yes: [15] Kirk, Poss, Loza, Garcia, Miller, Thornton Reese, Hill, Oakley,
Chaney, Fantroy, Walne, Finkelman, Greyson, Rasansky, Lill
Voting No: [0]

Mayor Kirk declared the motion adopted.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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Briefings: D. Urban Corridor Zoning Districts

The city manager briefed the city council on the item.

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Briefings: E. CityNet Telecommunications, Inc. Proposal

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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Closed Session

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

- Keith B. Burkins v. City of Dallas and Roger A. Rudloff, Civil Action No. 3:00-CV-2377-L
- Loretta Anderson v. City of Dallas, Civil Action No. 3:01-CV-0861-R
- Tanya Wierzbicki v. City of Dallas, Cause No. cc-01-03150-c
- Jesse Martinez v. Corey Foreman, Dallas Police Department and City of Dallas, Cause No. DV00-08327-C
- Dallas Police Patrolmen's Union v. City of Dallas, Cause No. 01-05023
- New Age Restaurants, Inc. v. City of Dallas, et al., DV00-01114-H
- Allen-Burch, Inc. v. City of Dallas, et al., DV99-00754-H
- MD II Entertainment, Inc. v. City of Dallas, et al., DV99-00755-H
- D. Burch, Inc. v. City of Dallas, et al., DV99-00756-H
- MD II Entertainment, Inc. v. City of Dallas, et al., DV98-01880-H
- Allen-Burch, Inc. v. City of Dallas, et al., DV98-08342-H
- MD II Entertainment, Inc. v. City of Dallas, et al., DV98-08343-H
- D. Burch, Inc. v. City of Dallas, et al., DV98-08344-H
- Allen-Burch, Inc. v. City of Dallas, et al., DV98-01118-H
- ERAF Corporation v. City of Dallas, et al., DV98-02501-H
- D. Burch, Inc. v. City of Dallas, et al., DV98-02710-H
- Northwest Entertainment v. City of Dallas, et al., DV98-05799-H
- Northwest Investments v. City of Dallas, et al., DV98-05801-H
- MD II Entertainment, Inc. v. City of Dallas, et al., 97-08254-H
- D. Burch, Inc. v. City of Dallas, et al., 97-06039-H
- D. Burch, Inc. v. City of Dallas, et al., DV00-09240-L
- Allen-Burch, Inc. v. City of Dallas, et al., DV00-09241-A
- MD II Entertainment, Inc. v. City of Dallas, et al., DV00-09242-L
- In Re: Allen-Burch, Inc. v. City of Dallas, 05-00-01928-CV
- In Re: MD II Entertainment, Inc. v. City of Dallas, 05-00-01929-CV
- Santa Fe Cabaret, L.L.C. v. City of Dallas, DV00-07957-C
- Case and Point, Inc. d/b/a Bare Facts v. City of Dallas, DV00-09195-L
- Northwest Entertainment Group, Inc. v. City of Dallas, et al., DV00-05673-I
- D.C.G., Inc. d/b/a The Lodge Bar and Grill v. City of Dallas, et al., V01-04041-H
- Green Star, Inc. v. City of Dallas, DV01-05718-D

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- City of Dallas, Texas v. MD II Entertainment, Inc. d/b/a The Fare West, DV01-04540-J
- Nick Mehmeti and Mainstage, Inc. d/b/a PT's Gentlemen's Club v. City of Dallas, V00-04752-J
- Adventure Plus, Inc., et al. v. City of Dallas, 3:00-CV-2500-R
- Hotel Development Texas, L.L.C. v. City of Dallas, 3:00-CV-1541-D
- Northwest Investments Group, Inc. v. City of Dallas, et al. 3:01-CV-0340-D
- Millennium Restaurants Group, Inc., et al. v. City of Dallas, 3:01-CV-0857-G
- Baby Dolls Topless Saloon, Inc., et al. v. City of Dallas, et al., 3:00-CV-1331-R

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.)

- Keith B. Burkins v. City of Dallas and Roger A. Rudloff, Civil Action No. 3:00-CV-2377-L
- Loretta Anderson v. City of Dallas, Civil Action No. 3:01-CV-0861-R
- Tanya Wierzbicki v. City of Dallas, Cause No. cc-01-03150-c
- Jesse Martinez v. Corey Foreman, Dallas Police Department and City of Dallas, Cause No. DV00-08327-C
- Dallas Police Patrolmen's Union v. City of Dallas, Cause No. 01-05023
- New Age Restaurants, Inc. v. City of Dallas, et al., DV00-01114-H
- Allen-Burch, Inc. v. City of Dallas, et al., DV99-00754-H
- MD II Entertainment, Inc. v. City of Dallas, et al., DV99-00755-H
- D. Burch, Inc. v. City of Dallas, et al., DV99-00756-H
- MD II Entertainment, Inc. v. City of Dallas, et al., DV98-01880-H
- Allen-Burch, Inc. v. City of Dallas, et al., DV98-08342-H
- MD II Entertainment, Inc. v. City of Dallas, et al., DV98-08343-H
- D. Burch, Inc. v. City of Dallas, et al., DV98-08344-H
- Allen-Burch, Inc. v. City of Dallas, et al., DV98-01118-H
- ERAF Corporation v. City of Dallas, et al., DV98-02501-H
- D. Burch, Inc. v. City of Dallas, et al., DV98-02710-H
- Northwest Entertainment v. City of Dallas, et al., DV98-05799-H
- Northwest Investments v. City of Dallas, et al., DV98-05801-H
- MD II Entertainment, Inc. v. City of Dallas, et al., 97-08254-H
- D. Burch, Inc. v. City of Dallas, et al., 97-06039-H
- D. Burch, Inc. v. City of Dallas, et al., DV00-09240-L
- Allen-Burch, Inc. v. City of Dallas, et al., DV00-09241-A
- MD II Entertainment, Inc. v. City of Dallas, et al., DV00-09242-L
- Northwest Entertainment Group, Inc. v. City of Dallas, et al., DV00-05673-I
- D.C.G., Inc. d/b/a The Lodge Bar and Grill v. City of Dallas, et al., V01-04041-H
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- In Re: Allen-Burch, Inc. v. City of Dallas, 05-00-01928-CV
- In Re: MD II Entertainment, Inc. v. City of Dallas, 05-00-01929-CV
- Santa Fe Cabaret, L.L.C. v. City of Dallas, DV00-07957-C
- Case and Point, Inc. d/b/a Bare Facts v. City of Dallas, DV00-09195-L
- City of Dallas, Texas v. MD II Entertainment, Inc. d/b/a The Fare West, DV01-04540-J
- Nick Mehmeti and Mainstage, Inc. d/b/a PT's Gentlemen's Club v. City of Dallas, V00-04752-J
- Adventure Plus, Inc., et al. v. City of Dallas, 3:00-CV-2500-R
- Hotel Development Texas, L.L.C. v. City of Dallas, 3:00-CV-1541-D
- Northwest Investments Group, Inc. v. City of Dallas, et al. 3:01-CV-0340-D
- Millennium Restaurants Group, Inc., et al. v. City of Dallas, 3:01-CV-0857-G
- Baby Dolls Topless Saloon, Inc., et al. v. City of Dallas, et al., 3:00-CV-1331-R

The following item was made a part of the closed session:

CityNet Telecommunications, Inc. Proposal

No other matters were discussed during the closed session.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 5, 2001

EXHIBIT C