

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 26, 2001

01-2780

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 9:25 a.m.

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

Mayor Kirk 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 5:01 p.m.

Mayor

ATTEST:

City Secretary

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

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

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

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 26, 2001

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 26, 2001

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2781

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

SPEAKER: Jewel Floyd, 3815 Myrtle St.
SUBJECT: Stealing Pearl C. Anderson's Mercantile Bank/Payment of bricks

SPEAKER: Flora Wilson, 1316 Woodburn Trl.
SUBJECT: I am an American

SPEAKER: Jerry Blake, 3969 Highgrove Dr.
SUBJECT: Our Scared Honor

SPEAKER: Thomas Brown, 5408 Gurley Ave. **NO SHOW**
SUBJECT: Trash at schoolyard

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Bertha Grant, 2314 Scott St. **NO SHOW**
SUBJECT: Rochester Park Recreation Center Design and Review Committee

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

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Corruption/Merrill Lynch/EPA/KKK/RSR Lead Smelter

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2782

Item 1: Approval of Minutes of the September 12, 2001 City Council Meeting

Deputy Mayor Pro Tem Loza moved to approve the minutes as corrected by Councilmember Finkelman, who stated that she had moved to postpone agenda item 66, but did not seconded the motion, Councilmember Greyson stated that she had seconded the motion. Councilmember Greyson stated that on agenda item 73, that Councilmember Miller's friendly amendment wording was not correct, that the friendly amendment stated that the section expires on September 12, 2003 unless enacted with the amendment prior to that date. Councilmember Miller's friendly amendment was that the sunset provision provide that the city council and city plan commission review the ordinance prior to its expiration in 2003. Also, the motion was not unanimously adopted, but that Councilmembers Thornton Reese, Fantroy and Rasansky had voted "No".

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2783

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-33 was presented for consideration.

Councilmember Miller requested that consent agenda item 11 be considered as an individual item. Mayor Kirk stated that consent agenda item 11 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Miller's request.

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

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

Mayor Pro Tem Poss moved to approve all items on the consent agenda with the exception of consent agenda items 11, 16, and 31 would be considered later in the meeting.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2784

Item 2: Authorize a contract with Celia Alvarez Munoz for the fabrication and installation of murals in the interactive space of the new Latino Cultural Center - Not to exceed \$132,800 - Financing: 1995 Bond Funds (\$2,600) and 1998 Bond Funds (\$130,200)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2785

Item 3: Authorize a professional services contract with Caye Cook, A.S.L.A. to provide design services for playground improvements at Cole, Fair Oaks, Forest Meadows, White Rock Creek Trail and Lakeland Hills Parks and playground improvement and a master plan at St. Francis Park - \$54,148 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2786

Item 4: Authorize professional services contracts with the following firms: ArchiTexas, Norman Alston Architects and PBS & J for the period of October 1, 2001 through September 30, 2002 with two one-year renewal options to provide the Historic American Buildings Survey Level I and Level III documentation of National Register eligible and listed properties that are under demolition order by the City - Not to exceed \$70,000 - Financing: 1999-00 Community Development Grant Funds (\$35,000) and Current Funds (\$35,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2787

Item 5: Authorize a contract for playground replacement at Hamilton Park and a new playground at Lake Highlands North Park - Henneberger Construction, Inc., lowest responsible bidder of six - \$135,919 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2788

Item 6: Authorize a contract for site improvements at Emma Carter, Helen C. Emory and Pueblo/Bataan Parks and a shelter at Wheatley Park - Jonmar Services, Inc., lowest responsible bidder of three - \$154,907 - Financing: 1998 Bond Funds (\$69,933), 1998-99 Community Development Grant Funds (\$43,468), 1999-00 Community Development Grant Funds (\$30,600), 1999-00 Urban Development Action Grant Funds (\$3,740) and 2000-01 Urban Development Action Grant Funds (\$7,166)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2789

Item 7: Authorize a contract for playground replacement at Eloise Lundy Park - Henneberger Construction, Inc., lowest responsible bidder of five - \$67,002 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2790

Item 8: Authorize a contract for site improvements including playground replacement, concrete walk and ramp, picnic shelter and electrical lights at Cherrywood Park - A S Construction Company, lowest responsible bidder of seven - \$88,275 - Financing: 1998-99 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2791

Item 9: Authorize a contract for the construction of sidewalks, water and wastewater adjustments for Sidewalk Group 01-332 - P & E Engineering, lowest responsible bidder of six - \$124,705 - Financing: 2000-01 Community Development Grant Funds (\$115,980), Water Utilities Capital Construction Funds (\$8,725)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2792

Item 10: Authorize a contract for the replacement of sidewalks, curb and gutter, drive approaches, water and wastewater adjustments for the Sidewalk Replacement Program Group 01-04 - Global Advantage, Inc., lowest responsible bidder of three - \$124,187 - Financing: 1998 Bond Funds (\$124,012), Water Utilities Capital Construction Funds (\$175)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2793

Item 11: Authorize a contract for the construction of street paving, storm drainage, water and wastewater main improvements on Kingsridge Drive from Farley Trail to Appledale Lane/Daybreak Drive - Tiseo Paving Company, lowest responsible bidder of six - \$785,278 - Financing: 1998 Bond Funds (\$492,213), Water Utilities Capital Construction Funds (\$293,065)

Councilmember Miller requested that consent agenda item 11 be considered as an individual item. Mayor Kirk stated that consent agenda item 11 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 11 was brought up for consideration.

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2794

Item 12: Authorize (1) a contract for the construction of Phase VIII B street paving, streetscaping, water and wastewater improvements on State Street, Thomas Avenue, Clark Street, Hugo Street and Ellis Street located in Tax Increment Financing Reinvestment Zone Number One, City of Dallas (State-Thomas TIF District) with Gibson & Associates, Inc., lowest responsible bidder of four in the amount of \$1,443,213, (2) assignment of the construction contract to Gables Limited Partnership for construction administration, (3) payment to Gables Limited Partnership in an amount not to exceed \$98,257 for design, construction administration, and testing, (4) the amount of \$92,962 for street lighting improvements to TXU Electric; and, (5) the amount of \$4,000 for traffic control signage by city forces - \$1,638,432 - Financing: Private Funds (Advance from Gables Realty Limited Partnership to the State-Thomas District Tax District Fund)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2795

Item 13: Authorize an increase in the contract with Tywell Construction Corporation for the renovation of the Baylor Building located at 1551 Baylor Street - \$127,572, from \$2,557,600 to \$2,685,172 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2796

Item 14: Authorize Supplemental Agreement No. 1 to the contract with Jones & Boyd, Inc., to provide design services for site improvements at Gateway Park - \$9,400, from \$14,900 to \$24,300 - Financing: 1998-99 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2797

Item 15: Authorize an increase in the contract with Ed Bell Construction Company for the construction of water and wastewater improvements for the Central Business District Fair Park Link project - \$197,512, from \$6,071,233 to \$6,268,745 - Financing: Water Utilities Capital Construction Funds (\$102,367), Water Utilities Bond Funds (\$95,145)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2798

Item 16: Authorize (1) an increase in the contract with Ed Bell Construction Company for the Houston Street Extension project, including related streets and infrastructure, to add the construction of Woodall Rodgers Plaza, and (2) a Multiple Use Agreement for use of a pedestrian walkway below Woodall Rodgers Freeway (State Highway Spur 366) with the Texas Department of Transportation, incorporating their approval of the design, construction, operation and maintenance of that portion of the project affecting the Texas Department of Transportation's property - \$1,150,000, from \$16,004,799 to \$17,154,799 - Financing: Sports Arena Tax Increment Financing District Funds (Advance from Center Operating Company, L.P.)

Councilmember Greyson requested that consent agenda item 16 be considered as an individual item. Mayor Kirk stated that consent agenda item 16 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 16 was brought up for consideration.

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

September 26, 2001

01-2799

Item 17: An ordinance abandoning a portion of Dynasty Drive right-of-way to TCDFW SPOKE LP, the abutting owner, containing approximately 2,236 square feet of land located near the intersection of Cleveland Road and Cedardale Drive - Revenue: \$1,500 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24723.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2800

Item 18: An ordinance abandoning portions of Ridgecrest Road, Metropolitan Street and alleys to Dallas Independent School District, the abutting owner, containing a total of approximately 34,806 square feet of land located near the intersections of Ridgecrest Road and Eastridge Drive, Reiger and Paulus Avenues and Metropolitan and Lamar Streets, providing for the dedication of approximately 68,852 square feet of land located near Dodson and Buford Drives needed for street right-of-way and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24724.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2801

Item 19: Authorize rescinding the purchase from USFT, Inc. for continuous friction measuring equipment at Love Field Airport previously authorized by Council Resolution #01-2199, on August 8, 2001 and authorize the purchase from Tradewind Scientific, Ltd., lowest responsible bidder of two - Not to exceed \$132,000 - Financing: Aviation Airport Improvement Program Grant Funds (\$93,375) and Aviation Capital Construction Funds (\$38,625)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2802

Item 20: Authorize the purchase and installation of new carpet for the Dallas Convention Center Theater from the lowest responsible bidder of four - Corporate Floors, Inc. - Not to exceed \$135,054 - Financing: Convention Center Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2803

Item 21: Authorize the purchase of 50 automatic external defibrillators to be used to administer emergency life saving treatments to medical patients from the lowest responsible bidder of five - Medtronic Physio-Control, Corp. - Not to exceed \$95,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2804

Item 22: Authorize a thirty-six-month price agreement for dark top soil with the lowest responsible bidder of two - Earth Haulers, Inc. - Not to exceed \$226,809 - Financing: Current Funds (\$44,484) and Water Utilities Current Funds (\$182,325)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2805

Item 23: Authorize a twenty-four-month price agreement for hydrated lime with the lowest responsible bidder of four - Chemical Lime Ltd. - Not to exceed \$93,225 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2806

Item 24: Authorize a thirty-six-month price agreement for tractor parts, maintenance and repair with the lowest responsible bidder of three - C&G Garage - Not to exceed \$154,744 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2807

Item 25: Authorize a thirty-six-month service contract for manhole chimney sealing with the lowest responsible bidder of four - National Power Rodding Corp. - Not to exceed \$94,500 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2808

Item 26: Authorize settlement of a lawsuit, styled Clifton R. Rodgers v. Michael Alan Clifford and City of Dallas, Cause No. DV00-05545-A - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2809

Item 27: Authorize settlement of a lawsuit, styled Kimbra Doughty v. Brian Lee Coody and City of Dallas, Cause No. 01-00688-J - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2810

Item 28: Authorize a six-month extension to the contract with GILA Corporation dba Municipal Services Bureau to continue collection services for payment of delinquent fines for traffic, city ordinance and state law violations until new contract proposals are reviewed - City will pay 20.5% of net delinquent fines collected - Estimated Revenue: \$1,622,958

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2811

Item 29: Authorize a three-year agreement with the Texas Department of Transportation to provide reimbursement to the City of Dallas for the incremental cost in acquisition of alternative fueled vehicles - Not to exceed \$2,012,876 - Financing: Texas Department of Transportation Clean Vehicle Program Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2812

Item 30: Authorize contracts with Human Services Network, Inc., AIDS Interfaith Network, Inc., and the Resource Center of Dallas for the provision of a citywide HIV/AIDS Education, Outreach and Prevention Program that will target high-risk populations within the City of Dallas for the period of October 1, 2001 through September 30, 2002 - Not to exceed \$172,016 - Financing: Current Funds (\$97,016), 2000-01 Community Development Grant Funds (\$15,918) and 2001-02 Community Development Grant Funds (\$59,082)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2813

Item 31: Authorize contracts with recipients of the 2001-02 Emergency Shelter Grant Funds allocated to the City of Dallas for the period of October 1, 2001 through September 30, 2002 - Not to exceed \$414,182 - Financing: 2001-02 Emergency Shelter Grant Funds

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

Later in the meeting, agenda item 31 was brought up for consideration.

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2814

Item 32: Authorize (1) acceptance of a grant from the Texas Department of Agriculture for Pan American Complex Building, Phase II at Fair Park, (2) execution of the grant agreement and (3) establishment of appropriations in the amount of \$2,474,600 in Fair Park Agrarian District Funds - Not to exceed \$2,474,600 - Financing: Fair Park Agrarian District Funds (Grantor, Texas Department of Agriculture Grant Funds)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2815

Item 33: An ordinance authorizing a correction to Ordinance No. 24655 which amended Planned Development District No. 508 for mixed uses on property on the north side of Singleton Boulevard between Hampton Road and Westmoreland Road (Z001-197/11435-NW(JC) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24725.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2816

CONSENT ZONING DOCKET

The consent zoning docket consisting of agenda items 34-38, was presented.

Agenda items 34 -38 were removed from the consent zoning docket to be considered as individual hearings.

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

Agenda item 34: Zoning Case Z001-142 (PC)	[Considered individually]
Agenda item 35: Zoning Case Z001-159 (FD)	[Considered individually]
Agenda item 36: Zoning Case Z001-182 (WE)	[Considered individually]
Agenda item 37: Zoning Case Z001-218 (LS)	[Considered individually]
Agenda item 38: Zoning Case Z001-230 (WE)	[Considered individually]

There was no consent zoning docket.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2817

Item 34: Zoning Case Z001-142(PC)

Councilmember Chaney requested that consent zoning docket item 34 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 34 to be called as an individual hearing, there being no objection voiced to Councilmember Chaney's request.

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

A public hearing was called on zoning case Z001-142(PC), a City Plan Commission authorized hearing to consider a Planned Development District for the South Dallas/Fair Park area on property bounded by the Union Pacific (DART) Railroad, the Southern Pacific Railroad, C.F. Hawn Freeway, the DP&L easement, Central Expressway (S.M. Wright Freeway), the Southern Pacific Railroad, the Santa Fe Railroad and R.L. Thornton Freeway that will retain existing historic overlay districts and Planned Development Districts within its boundaries, and retain the existing residential zoning as residential subdistricts of the Planned Development District and create five new non-residential subdistricts to replace the existing non-residential zoning that will define new standards for permitted land uses, densities, landscaping, building height, and setbacks, in order to establish appropriate locations for non-residential uses and to minimize their impact on surrounding residential areas and an ordinance implementing the proposal.

(The city plan commission recommended approval.)

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

Appearing in opposition to the city plan commission recommendation:

Marcus Wood, 6060 N. Central Expy., representing David Deering, Diamond Shamrock
Andy Segal, 2414 N. Akard St.
Karl Crowley, 500 S. Ervay St.
Jake Mosier, 405 Forest Trace, Rockwall, TX
Mosuka Jones, 4734 Mendosa Ln.
Ramsey Young, 3122 S. Lamar St.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

Appearing in favor of the city plan commission recommendation:

Diane Ragsdale, 3611 Dunbar St.

Kathleen Gilliam, 3817 Wendelkin St.

Donald Parrish, 302 Glen Oaks Blvd., representing True Lee Baptist Church

Calvin B. Carter, 5332 Grovewood St.

Carolyn Davis, 2611 Burger St.

Omar Jawar, 4410 Second Ave.

Sherrie Mixon, 2558 Stark Rd.

John Vernon, (no residence given), representing Triangle Neighborhood Association
and Pearl C. Anderson Middle School

Bertha Grant, 2314 Scott St.

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

Motion seconded by Councilmember Hill. (Chaney abstain)

Later in the meeting, Councilmember Greyson moved to reconsider zoning docket item 34 to allow a speaker to speak.

Motion seconded by Deputy Mayor Pro Tem Loza.

The following individual addressed the city council regarding zoning case Z001-142(PC):

Raymond Frank, 6 Spoonbill Way, Key West, FL

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

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Chaney abstain)

Assigned ORDINANCE NO. 24726.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2818

Item 35: Zoning Case Z001-159(FD)

Councilmember Garcia requested that consent zoning docket item 35 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 35 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Garcia's request.

Later in the meeting, zoning docket item 35 was brought up for consideration.

A public hearing was called on zoning case Z001-159(FD), an application for and an ordinance granting a Specific Use Permit for a Community Service Center on property presently zoned an R-5(A) Single Family District on the northeast corner of Winnetka Avenue and McBroom Street.

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

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

Appearing in favor of the city plan commission recommendation:

Yesenia Reyes, 3100 Crossman Ave., representing Wesley Rankin Community Center

The following individuals addressed the city council regarding zoning case Z001-159(FD):

William Hopkins, 2011 Leath St.

Jewel Floyd, 3815 Myrtle St.

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

To change the operation hours from 7:00 a.m. to 10:00 p.m.

and pass the ordinance.

Motion seconded by Councilmember Lill and unanimously adopted.

Assigned ORDINANCE NO. 24727.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2819

Item 36: Zoning Case Z001-182(WE)

Deputy Mayor Pro Tem Loza requested that consent zoning docket item 36 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 36 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Deputy Mayor Pro Tem Loza's request.

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

A public hearing was called on zoning case Z001-182(WE), an application for and an ordinance granting an amendment to Tract C within Planned Development District No. 135 to create a new Subdistrict C-1 to allow a restaurant with a drive-in or drive-through service by right on property presently zoned as Planned Development District No. 135 on the south corner of Phillip Avenue and Fairview Avenue.

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

Appearing in opposition to the city plan commission recommendation:

Joe Dinoffer, 5416 Gurley Ave.
Erin Howley, 902 Wayne St.
Chris Interante, 918 S. Beacon St.
Stacy Interrante, 918 S. Beacon St.
Kalindi Dinoffer, 5416 Gurley Ave.
Radhika Johnson, 5413 Philips Ave.
Sylvia Wilson, 5427 Gurley Ave.
Mike Meyer, 5409 Philips Ave.
Shel Weisman, 820 Wayne St.
Bud Melton, 613 Mt. Auburn Ave.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

01-2819

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Appearing in favor of the city plan commission recommendation:

Chuck Russell, 6350 LBJ Frwy., representing the applicant

Steve Stoner, 400 S. Houston St.

Mike Coker, 6350 LBJ Frwy., representing the applicant

Karen Skinner, 4131 N. Central Expy.

Tim Paledo, Irving, TX

Deputy Mayor Pro Tem Loza moved to close the public hearing, overrule the city plan commission and recommended to deny the application.

Motion seconded by Councilmember Lill and unanimously adopted.

Assigned ORDINANCE NO. 24728.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2820

Item 37: Zoning Case Z001-218(LS)

Councilmember Lill requested that consent zoning docket item 37 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 37 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Lill's request.

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

A public hearing was called on zoning case Z001-218)LS), a City Plan Commission authorized hearing to consider amendments to Planned Development District No. 193, the Oak Lawn Special Purpose District, with consideration being given to revising certain standards including setbacks, landscaping and parking for residential uses and an ordinance implementing the proposal.

(The city plan commission recommended approval.)

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

Appearing in opposition to the city plan commission recommendation:

Mark Shekter, 3111 Welborn St.
P.D. Sterling, 4205 N. Hall St., representing Concerned Oak Lawn Tenants
Frank Stitch, 4224 N. Hall St.
John Garlow, 3932 Hawthorne Ave.

Appearing in favor of the city plan commission recommendation:

Lori Palmer, 10255 Country Rd., 356, Terrell, TX
Neil Emmons, 2525 Turtle Creek Blvd.
Arthur Rogers, 4523 Holland Ave.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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

1. Change Section 7 of the ordinance, concerning side yards, to provide that the sloping interior side yard setback for residential development tracts and single-family uses in MF-1, MF-2, and MF-3 subdistricts is five feet with an additional one foot of setback required for every four feet in height above 24 feet, and keeping the requirement for translucent glass.
2. Change Section 12 of the ordinance, concerning landscaping, to provide that the alternate methods of tree mitigation for residential development tracts and for single-family uses in residential subdistricts be:
 - a. planting the replacement trees on other property within Oak Lawn, including parks, or
 - b. making a payment into the Oak Lawn Open Space Fund

and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Loza.

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

Voting Yes:	[9]	Poss, Loza, Garcia, Hill, Chaney, Fantroy, Walne, Greyson, Lill
Voting No:	[1]	Miller
Abstain:	[1]	Oakley
Absent when vote taken:	[4]	Kirk, Thornton Reese, Finkelman, Rasansky

Assigned ORDINANCE NO. 24728.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2821

Item 38: Zoning Case Z001-230(WE)

Councilmember Oakley requested that zoning docket item 38 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 38 be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Oakley's request.

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

A public hearing was called on zoning case Z001-230(WE), an application for and an ordinance granting an MF-2(A) Multifamily District on property presently zoned an NO(A) Neighborhood Office District on Dennis Road at North Bend.

(The city plan commission recommended approval.)

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

Councilmember Oakley moved to postpone the application until the October 10, 2001 voting agenda meeting of the city council and to continue the public hearing at that time.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2822

Item 39: Public Hearing - Zoning Case Z001-220(FD)

A public hearing was called on zoning case Z001-220(FD), an application for and an ordinance granting an amendment to Planned Development District No. 153 for Office Uses to create 10,000 square feet of structured parking and expand the bank lobby floor area by 950 square feet on the south corner of Carlisle Street and Lemmon Avenue.

(The city plan commission recommended approval.)

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

Appearing in favor of the city plan commission recommendation:

Mesfin Samuel, 3005 Maple Ave., representing Breunig Commercial

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

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

Assigned ORDINANCE NO. 24729.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2823

Item 40: Public Hearing - Zoning Case Z001-227(WE)

A public hearing was called on zoning case Z001-227(WE), an application for and an ordinance granting a Specific Use Permit for a Non-Premise Sign on property presently zoned an MU-1 (SAH) Mixed Use Standard Affordable Housing District on the northeast corner of LBJ Freeway and Meandering Way.

(The city plan commission recommended approval for a twenty-year time period, subject to a site plan and conditions. This item was considered at a public hearing on September 12, 2001, and was taken under advisement until September 26, 2001, with the public hearing open.)

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

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

from a twenty-year time period, to a ten-year time period

and pass the ordinance.

Motion seconded by Councilmember Walne and unanimously adopted.

Assigned ORDINANCE NO. 24730.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2824

Item 41: Public Hearing –DEVELOPMENT CODE AMENDMENT

A public hearing was called on consideration of amendments to the Development Code to allow a shared access single family developments, enabling the creation of residential lots without frontage on the public right-of-way and an ordinance implementing the proposal.

(The city plan commission recommended approval.)

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

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

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

Assigned ORDINANCE NO. 24731.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2825

Item 42: Public Hearing - DEVELOPMENT CODE AMENDMENTS - UNDER ADVISEMENT - INDIVIDUAL

A public hearing was called on consideration of amendments to the Development Code to revise the regulations for off-street parking spaces that relate to the provisions for "small car" parking spaces and an ordinance implementing the proposal.

(The city plan commission recommended approval of amendments that include a reduction in the number of allowed "small car" parking spaces from 35% to 15% with exceptions for certain Planned Development Districts and the Central Business District and provide for a special exception by the Board of Adjustment to allow up to 35% "small car" spaces. This item was considered by the City Council at a public hearing on June 13, 2001, and August 22, 2001, and was taken under advisement until September 26, 2001, with the public hearing open.)

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

Councilmember Walne moved to postpone the application indefinitely and to leave the public hearing open.

Motion seconded by Councilmember Greyson and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2826

BENEFIT ASSESSMENT HEARING

Alley between Alaska Avenue and Michigan Avenue

- Item 43: * Benefit assessment hearing for alley paving, water and wastewater main improvements
- Item 44: * Ordinance levying benefit assessments for alley paving, water and wastewater main improvements
- Item 45: * Authorize a contract for the construction of alley paving, water and wastewater main improvements - P & E Engineering, lowest responsible bidder of four - \$180,356 - Financing: 1998 Bond Funds (\$73,583), Water Utilities Capital Construction Funds (\$106,773)

A public hearing was called to receive comments on a proposal to levy benefit assessments for alley paving, water and wastewater main improvements for the Alley between Alaska Avenue and Michigan Avenue.

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

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

Motion seconded by Councilmember Fantroy and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

Assigned ORDINANCE NO. 24732.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2827

BENEFIT ASSESSMENT HEARING

Justin Avenue (north) from Hale Street north to dead-end

- Item 46: * Benefit assessment hearing for street paving, storm drainage, water and wastewater main adjustments
- Item 47: * Ordinance levying benefit assessments for street paving, storm drainage, water and wastewater main adjustments
- Item 48: * Authorize a contract for construction of street paving, storm drainage, water and wastewater main adjustments - Camino Construction, Inc., lowest responsible bidder of seven - \$1,063,274 - Financing: 1998 Bond Funds (\$707,461), Water Utilities Capital Construction Funds (\$355,813)

A public hearing was called to receive comments on a proposal to levy benefit assessments for street paving, storm drainage, water and wastewater main adjustments for Justin Avenue (north) from Hale Street north to dead-end.

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

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

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

Assigned ORDINANCE NO. 24733.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2828

BENEFIT ASSESSMENT HEARING

Sidewalk Group 98-112

South Polk Street; Ledbetter Drive to Brook Springs Drive
Lake June Road; Masters Drive to Rain Forest Road
Big Thicket Drive/Kittyhawk Lane to Lake June Road

- Item 49: * Benefit assessment hearing for sidewalk paving, water and wastewater adjustments
- Item 50: * Ordinance levying benefit assessments for sidewalk paving, water and wastewater adjustments
- Item 51: * Authorize a contract for the construction for sidewalk paving, water and wastewater adjustments - Brinkman Construction, lowest responsible bidder of seven - \$207,618 - Financing: 1998 Bond Funds (\$190,318), Water Utilities Capital Construction Funds (\$17,300)

A public hearing was called to receive comments on a proposal to levy benefit assessments for sidewalk paving, water and wastewater adjustments for Sidewalk Group 98-112: South Polk Street; Ledbetter Drive to Brook Springs Drive, Lake June Road; Masters Drive to Rain Forest Road, Big Thicket Drive/Kittyhawk Lane to Lake June Road.

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

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

Motion seconded by Councilmember Oakley and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

Assigned ORDINANCE NO. 24734.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2829

Miscellaneous Hearing - **Dallas Downtown Improvement District**

- Item 52: * A public hearing to receive citizen comments regarding the annual assessment rate for the Dallas Downtown Improvement District (“District”), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City
- Item 53: * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Dallas Downtown Improvement District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2002; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - City Participation - Not to exceed \$128,000 - Financing: Current Funds

The following individual addressed the city council regarding the Dallas Downtown Improvement District:

William Hopkins, 2011 Leath St.

Deputy Mayor Pro Tem Loza moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Lill and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

Assigned ORDINANCE NO. 24735.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2830

Miscellaneous Hearing - **Deep Ellum Public Improvement District**

- Item 54: * A public hearing to receive citizen comments regarding the annual assessment rate for the Deep Ellum Public Improvement District ("District"), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City
- Item 55: * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Deep Ellum Public Improvement District ("District"); approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2002; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the Deep Ellum Public Improvement District:

William Hopkins, 2011 Leath St.
John McMurray, 4544 S. Burnside Ave.

Deputy Mayor Pro Tem Loza moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Lill and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

Assigned ORDINANCE NO. 24736.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2831

Miscellaneous Hearing - **Prestonwood Public Improvement District**

- Item 56: * A public hearing to receive citizen comments regarding the annual assessment rate for the Prestonwood Public Improvement District (“District”), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City
- Item 57: * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2002; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

The following individual addressed the city council regarding the Prestonwood Public Improvement District:

William Hopkins, 2011 Leath St.

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

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

Assigned ORDINANCE NO. 24737.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2832

Miscellaneous Hearing - **Uptown Public Improvement District**

- Item 58: * A public hearing to receive citizen comments concerning the annual assessment rate for the Uptown Public Improvement District (“District”), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City
- Item 59: * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Uptown Public Improvement District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2002; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

No one addressed the city council regarding the Uptown Public Improvement District.

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

Motion seconded by Deputy Mayor Pro Tem Loza unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

Assigned ORDINANCE NO. 24738.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2833

Miscellaneous Hearing - **Vickery Meadow Public Improvement District**

- Item 60: * A public hearing to receive citizen comments concerning the annual assessment rate for the Vickery Meadow Public Improvement District ("District"), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City
- Item 61: * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Vickery Meadow Public Improvement District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2002; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the Vickery Meadow Public Improvement District:

Sebrina Bronx, 3226 Oliver St.
William Hopkins, 2011 Leath St.

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

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

Assigned ORDINANCE NO. 24739.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2834

01-2835

Item 62: 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 26, 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 Thornton Reese 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 Mayor Pro Tem Poss and unanimously adopted.

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

01-2867 CAC CULTURAL AFFAIRS COMMISSION
01-2868 CDC COMMUNITY DEVELOPMENT COMMISSION
01-2869 CSX CIVIL SERVICE BOARD ADJUNCT MEMBERS
01-2870 EHC ENVIRONMENTAL HEALTH COMMISSION
01-2871 HSC HUMAN SERVICES COMMISSION
01-2872 MLB MUNICIPAL LIBRARY BOARD
01-2873 MLK MARTIN LUTHER KING JR COMMUNITY CENTER BOARD
01-2874 PLA PERMIT AND LICENSE APPEAL BOARD
01-2875 URS URBAN REHABILITATION STANDARDS BOARD
01-2876 YAC YOUTH COMMISSION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2836

Item 63: **FY 2001-02 Budget Items**

- * Final reading and adoption of appropriation ordinances for the proposed FY 2001-2002 City of Dallas Operating, Grants and Trusts, and Capital Budgets

The following individuals addressed the city council regarding the FY 2001-02 City of Dallas Operating, Grants and Trusts, and Capital Budgets:

Ralph Isenberg, 450 W. Greenbriar Ln.
Gigi Antoni, 1711 Macmanus Dr., representing Arts Partners
Marisela Barrera, 1032 Kings Hwy., representing Cara Mia Theater Co.
Ann Williams, 2040 Argyle Ave., representing Dallas Black Dance Theatre
Minerva Rodriquez, 1036 Opal Dr., DeSoto, TX, representing Dallas Museum of Art

Mayor Pro Tem Poss moved to pass the ordinances.

Motion seconded by Councilmember Lill.

Councilmember Lill moved to add the following amendment to the FY 2001-02 proposed budget to add \$35,000 to the D/FW Film Commission Fund from the Convention and Event Services Enterprise Fund.

Motion seconded by Councilmember Greyson.

After discussion, Mayor Kirk called the vote on the 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.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

Councilmember Walne moved to add the following amendment to the FY 2001-02 proposed budget to reduce Park and Recreation budget funding to \$500,000.

Motion seconded by Councilmember Finkelman.

Councilmember Walne modified his amendment to reduce Park and Recreation Budget funding by \$500,000, \$450,000 for an efficiency review of the Fire Department and by accepting Councilmember Hill's amendment for Councilmember Thornton Reese of \$50,000 for the Junior Black Academy.

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

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

Mayor Kirk declared the motion adopted.

Councilmember Finkelman moved to add the following amendment to the FY 2001-02 proposed budget to add the Efficiency Study of the Water Supply component of the Water Department \$500,000 and delete the Capital Program of \$500,000.

Motion seconded by Councilmember Walne.

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

Voting Yes: [11] Poss, Loza, Garcia, Hill, Oakley, Chaney, Fantroy, Walne,
Finkelman, Greyson, Lill
Voting No: [4] Kirk, Miller, Thornton Reese, Rasansky

Mayor Kirk declared the motion adopted.

Deputy Mayor Pro Tem Loza moved to add the following amendment to the FY 2001-02 proposed budget to add safety program within the Fire Department to \$450,000 and \$50,000 for the Junior Black Academy.

Motion seconded by Councilmember Lill.

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

Voting Yes: [4] Loza, Thornton Reese, Greyson, Lill
Voting No: [11] Kirk, Poss, Garcia, Miller, Hill, Oakley, Chaney, Fantroy,
Walne, Finkelman, Rasansky

Mayor Kirk declared the motion failed

Councilmember Greyson moved to add the following amendment to the FY 2001-02 proposed budget to add Dental Care for \$100,000, Senior Programs for \$35,000, Substance Abuse Among Older Adults for \$50,000, and Junior Black Academy for \$50,000 and delete Park and Recreation Department for \$235,000.

Motion seconded by Councilmember Thornton Reese.

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

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

Mayor Kirk declared the motion failed.

Councilmember Greyson moved to add the following amendment to the FY 2001-02 proposed budget to delete the Fourth Tier of the proposed water rate.

Motion seconded by Councilmember Rasansky.

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

Voting Yes: [9] Loza, Miller, Thornton Reese, Hill, Chaney, Fantroy,
Finkelman, Greyson, Rasansky
Voting No: [6] Kirk, Poss, Garcia, Oakley, Walne, Lill

Mayor Kirk declared the motion adopted.

Councilmember Hill moved to add the following amendment to the FY 2001-02 proposed budget to reduce Park and Recreation budget funding for \$50,000.

Motion seconded by Councilmember Thornton Reese.

Councilmember Miller moved to divide the question to remove Councilmember Greyson's amendment regarding the deletion of the Fourth Tier of the proposed water rate to be considered separately.

Motion seconded by Councilmember Garcia.

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

Voting Yes: [7] Garcia, Miller, Oakley, Chaney, Finkelman, Rasansky, Lill
Voting No: [8] Kirk, Poss, Loza, Thornton Reese, Hill, Fantroy, Walne, Greyson

Mayor Kirk declared the motion failed.

After discussion, Mayor Kirk called the vote on the motion to approve the budget as amended:

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.

Later in the meeting, Councilmember Finkelman moved to reconsider Councilmember Greyson's amendment deleting the Fourth Tier of the proposed water rate.

Motion seconded by Mayor Pro Tem Poss.

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

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

Mayor Kirk declared the motion adopted

Mayor Kirk called the motion to reconsider Councilmember Greyson's amendment #6 deleting the fourth tier from the proposed water rate:

Voting Yes: [6] Miller, Hill, Chaney, Finkelman, Greyson,
Rasansky
Voting No: [8] Kirk, Poss, Loza, Garcia, Oakley, Fantroy, Walne,
Lill
Absent when vote taken: [1] Thornton Reese

Mayor Kirk declared the motion failed.

Mayor Kirk called the vote to re-adopt the budget to reflect the elimination of Councilmember Greyson's amendment to delete the fourth tier from the proposed water rate:

Voting Yes: [11] Kirk, Poss, Loza, Garcia, Hill, Oakley, Chaney,
Fantroy, Walne, Finkelman, Lill
Voting No: [3] Miller, Greyson, Rasansky
Absent when vote taken: [1] Thornton Reese

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 24740 and ORDINANCE NO. 24741.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2837

Item 64: **FY 2001-02 Budget Items**

- * An ordinance setting the tax rate for FY 2001-02 at \$66.754 per \$100 valuation and levying ad valorem taxes for the City of Dallas, Texas for FY 2001-02 - Financing: No cost consideration to the City

Councilmember Walne moved to pass the ordinance.

Motion seconded by Mayor Pro Tem Poss.

After discussion, Mayor Kirk called the vote on the item.

Mayor Kirk declared the motion adopted on a divided voice vote, with Deputy Mayor Pro Tem Loza voting "No".

Assigned ORDINANCE NO. 24742.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2838

Item 65: **FY 2001-02 Budget Items**

- * An ordinance amending Chapters 15D, 18, and 28 of the Dallas City Code to increase various fees and charges relating to Emergency Ambulance Services, Auto Pound Fees and Sanitation Fees - Estimated Revenue: \$12,860,000

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

Mayor Pro Tem Poss moved to pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Loza.

Later in the meeting, Deputy Mayor Pro Tem Loza moved to reconsider the item.

Motion seconded by Councilmember Lill.

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted (Fantroy abstain; Thornton Reese absent when vote taken)

Assigned ORDINANCE NO. 24743.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2839

Item 66: **FY 2001-02 Budget Items**

- * An ordinance amending Chapter 49 of the Dallas City Code to adjust rates for water and wastewater services for Dallas and customer cities, effective October 1, 2001 - Estimated Revenue: \$12,100,000

Councilmember Greyson moved to delete the fourth tier of the proposed water rate and pass the ordinance.

Motion seconded by Councilmember Finkelman.

Mayor Pro Tem Poss moved to substitute for Councilmember Greyson's motion to pass the ordinance as presented by the city manager.

Motion seconded by Councilmember Walne.

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

Voting Yes: [9] Kirk, Poss, Loza, Garcia, Thornton Reese, Oakley, Fantroy,
Walne, Lill
Voting No: [6] Miller, Hill, Chaney, Finkelman, Greyson, Rasansky

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 24744.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2840

Item 67: **FY 2001-02 Budget Items**

- * An ordinance amending Chapter 49 of the Dallas City Code which authorizes the City of Dallas Water Utilities Department to establish additional water conservation measures for retail customers in order to promote the efficient use of the City's water resources - Estimated Revenue: While fines are anticipated, we have no prior experience to estimate the amount

Councilmember Fantroy moved to pass the ordinance.

Motion seconded by Councilmember Finkelman and unanimously adopted.

Assigned ORDINANCE NO. 24745.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2841

Item 68: **FY 2001-02 Budget Items**

- * Authorize position changes, pay plan changes, and the consolidation of several classification titles effective October 1, 2001

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2842

Item 69: **FY 2001-02 Budget Items**

- * Authorize a one-time pro rata payment of Service Incentive Pay for employees involuntarily terminated as a result of a reduction in force due to FY 2001-02 budgetary constraints

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2843

Item 70: **FY 2001-02 Budget Items**

- * Authorize payment to Dallas County for processing and housing City prisoners at the Lew Sterrett Criminal Justice Center, pursuant to Amendment No. 4 to the Criminal Justice Center Memorandum of Agreement with Dallas County for the period October 1, 2001 through September 30, 2002 - \$6,363,081 - Financing: Current Funds

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2844

Item 71: **FY 2001-02 Budget Items**

- * Authorize a contract renewal with The University of Texas Southwestern Medical Center at Dallas for the required services of a Medical Director for the period October 1, 2001 through September 30, 2002 - Not to exceed \$120,891 - Financing: Current Funds

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2845

Item 72: **FY 2001-02 Budget Items**

- * Authorize payment to the Dallas County Community College District for mandatory emergency medical services training of emergency medical technicians and paramedics for the period October 1, 2001 through September 30, 2002 - Not to exceed \$175,380 - Financing: Current Funds

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

Councilmember Garcia moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2846

Item 73: **FY 2001-02 Budget Items**

- * Authorize renewal of the personal services contract with Kwame Walker & Associates for state legislative services from October 1, 2001 through September 30, 2002 - Not to exceed \$25,000 - Financing: Current Funds

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Finkelman.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2847

Item 74: **FY 2001-02 Budget Items**

- * Authorize renewal of the personal services contract with Hilgers & Watkins, P.C., for state legislative services to be provided by Mr. Randy Cain from October 1, 2001 through September 30, 2002 - Not to exceed \$60,000 - Financing: Current Funds

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Finkelman.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2848

Item 75: **FY 2001-02 Budget Items**

- * Authorize renewal of the personal services contract with Barbara T. McCall Associates, Inc., for federal legislative services for the City of Dallas from October 1, 2001 through September 30, 2002 - Not to exceed \$150,000 - Financing: Current Funds

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Finkelman.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2849

Item 76: **FY 2001-02 Budget Items**

Trinity River Project Legislative Services

- * Authorize a personal services contract with Hector Alcalde for legislative services regarding the Trinity River Project from December 13, 2001 through December 13, 2002 - Not to exceed \$60,000 - Financing: Current Funds

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2850

Item 77: **FY 2001-02 Budget Items**

Trinity River Project Legislative Services

- * Authorize a personal services contract with Paul Schlesinger for legislative services regarding the Trinity River Project from December 13, 2001 through December 13, 2002 - Not to exceed \$30,000 - Financing: Current Funds

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2851

Item 78: **FY 2001-02 Budget Items**

- * Authorize the purchase of ammunition for the Dallas Police Department from the lowest responsible bidders of three - Precision Delta Corp., GT Distributors, Inc. and C&G Wholesale - Not to exceed \$314,989 - Financing: Current Funds (\$120,000), Texas Higher Education Coordinating Board Funds (\$62,242), Law Enforcement Officers Standard Education Funds (\$48,553) and Confiscated Monies Funds (\$84,195)

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2852

Item 79: **FY 2001-02 Budget Items**

- * Authorize a month-to-month lease with Central Parking System of Texas, Inc., for 82 parking spaces in the Elm Street Garage located at 2000 Elm Street, from October 1, 2001 through September 30, 2002, with initial rent of \$7,954 per month for a total of \$95,448 annually - Financing: Current Funds (\$93,120), Office of the Governor, Criminal Justice Division State Grant Funds (\$2,328)

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2853

Item 80: **FY 2001-02 Budget Items**

- * Authorize the acceptance of the Commercial Auto Theft Interdiction Squad/9 grant from the Texas Automobile Theft Prevention Authority in the amount of \$650,000, for the period September 1, 2001 through August 31, 2002, to provide a specialized proactive automobile theft program, a local match in an amount not to exceed \$44,525, and execution of the grant agreement - \$694,525 - Financing: Texas Automobile Theft Prevention Authority Grant Funds (\$650,000) and Current Funds (\$44,525)

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2854

Item 81: **FY 2001-02 Budget Items**

- * Authorize application for and acceptance of the 2001-02 Safe and Sober Selective Traffic Enforcement Program grant for traffic related activities from the Texas Department of Transportation for the period October 1, 2001 through September 30, 2002, a local match in the amount of \$164,732 and execution of the grant agreement - \$764,732 - Financing: Texas Department of Transportation Grant Funds (\$600,000) and Current Funds (\$164,732)

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2855

Item 82: **FY 2001-02 Budget Items**

- * Authorize application for and acceptance of the 2001-02 Speed Selective Traffic Enforcement Program grant for traffic-related activities from the Texas Department of Transportation for the period October 1, 2001 through September 30, 2002, a local match in the amount of \$195,000, and execution of the grant agreement - \$520,000 - Financing: Texas Department of Transportation Grant Funds (\$325,000) and Current Funds (\$195,000)

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2856

Item 83: **FY 2001-02 Budget Items**

- * Authorize application for and acceptance of the 2001-02 Intersection Traffic Control Selective Traffic Enforcement Program grant for traffic-related activities from the Texas Department of Transportation for the period October 1, 2001 through September 30, 2002, a local match in the amount of \$125,000, and execution of the grant agreement - \$500,000 - Financing: Texas Department of Transportation Grant Funds (\$375,000) and Current Funds (\$125,000)

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2857

Item 84: **FY 2001-02 Budget Items**

- * Authorize application for and acceptance of the 2001-02 Youth Alcohol Enforcement Selective Traffic Enforcement Program grant from the Texas Department of Transportation in coordination with the Texas Alcoholic Beverage Commission and the Dallas Police Department's Vice Section, to discourage licensed establishments from selling alcohol to minors, for the period October 1, 2001 through September 30, 2002, a local match in the amount of \$105,000, and execution of the grant agreement - \$300,000 - Financing: Texas Department of Transportation Grant Funds (\$195,000) and Current Funds (\$105,000)

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2858

Item 85: **FY 2001-02 Budget Items**

- * Authorize acceptance of the 2001 Omnibus Appropriations Local Law Enforcement Block Grant in the amount of \$2,917,101 to provide law enforcement activities and equipment from the U. S. Department of Justice, Bureau of Justice Assistance for a twenty-four-month period, a local match in the amount of \$324,122, and execution of the grant agreement - \$3,241,223 - Financing: 2001 Omnibus Appropriations Local Law Enforcement Block Grant Funds (\$2,917,101) and Current Funds (\$324,122)

The city secretary announced that the city manager had deleted agenda item 85 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2859

Item 86: **FY 2001-02 Budget Items**

- * Authorize renewal of the Interlocal Agreement with Dallas County for undertaking a variety of activities necessary to coordinate the planning and implementation of the Household Hazardous Waste collection system for the period of October 1, 2001 through September 30, 2002 - Not to exceed \$440,000 - Financing: Current Funds (\$400,000 to be reimbursed from Storm Water Drainage Management Funds)

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2860

Item 87: 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 moved to defer the ordinance until the October 10, 2001 voting agenda meeting of the city council.

Motion seconded by Councilmember Walne and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2861

Item 88: Authorize adoption of the South Dallas/Fair Park Economic Development Corridor Plan to serve as a guide for future land use, economic development and neighborhood revitalization in the area - Financing: No cost consideration to the City

Councilmember Hill moved to suspend the rules to take agenda item 88 out of order of the agenda.

Motion seconded by Councilmember Finkelman.

Mayor Kirk called the vote on the motion to suspend the rules.

Mayor Kirk announced that as two-thirds of all of the members of the council had voted to suspend the rules for agenda item 88 to be taken out of order.

Councilmember Chaney moved to approve the item.

Motion seconded by Councilmember Hill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2862

Item 89: A moratorium on single-family building permits and replats pending completion of Amendments to PD No. 193, the Oak Lawn Special Purpose District (Deputy Mayor Pro Tem Loza, Councilmembers Lill, Finkelman, Walne and Chaney)

Councilmember Lill moved to deny the moratorium on single-family building permits and replats pending completion of Amendments to PD No. 193, the Oak Lawn Special Purpose District

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2863

Addendum addition 1: Authorize the rejection of bids received for janitorial services at the Morton H. Meyerson Symphony Center and authorize the re-advertisement for new bids – Financing: No cost consideration to the City of Dallas

Councilmember Walne moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2864

Addendum addition 2: Authorize Supplemental Agreement No. 1 to the contract with HNTB Corporation for the development of additional alternative land use scenarios in order to expedite completion of the Trinity River Corridor Comprehensive Land Use Plan - \$118,904, from \$924,957 to \$1,043,861 – Financing: 1998 Bond Funds

Councilmember Hill moved to approve the item.

Motion seconded by Councilmember Fantroy and unanimously adopted. (Kirk, Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2865

Addendum addition 3: Authorize Supplemental Agreement No. 7 to the contract with Phillips Swager Associates to provide additional design services for equipment and interior finish modifications to the building shell and interior finish-out construction contracts for the new Jack Evans Police Headquarters facility - \$183,820, from \$4,885,211 to \$5,069,031 – Financing: 1995 Bond Funds

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2866

Addendum addition 4: Authorize Supplemental Agreement No. 1 to the professional services contract with the law firm of Case Carter Salyers & Henry, P.C., for additional legal services and related expenses necessary in the lawsuit styled Jill Muncy, Pamela Walt, Douglas Kowalski, and Donald Whitten v. City of Dallas, City Manager Teodoro Benavides, Assistant City Manager Charles Daniels and Chief of Police Terrell Bolton, Civil Action Number 3:99-CV-2960-P, consolidated with Robert Jackson, John Holt, Marlin Price, and Willie Taylor v. City of Dallas, Texas, City Manager Teodoro Benavides, Assistant City Manager Charles Daniels and Chief of Police Terrell Bolton, Civil Action Number 3:00-CV-588-H, and any other proceedings relating to the subject matter of this lawsuit - Not to exceed \$200,000, from \$100,000 to \$300,000 - Financing: Current Funds

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Miller, Thornton Reese, Finkelman, Rasansky absent when vote taken)

WEDNESDAY, SEPTEMBER 26, 2001

EXHIBIT C

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 26, 2001

01-2780

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]

CORRECTION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 26, 2001

01-2782

Item 1: Approval of Minutes of the September 12, 2001 City Council Meeting

Deputy Mayor Pro Tem Loza moved to approve the minutes as corrected by Councilmember Finkelman, who stated that she had moved to postpone agenda item 66, but did not seconded the motion, Councilmember Greyson stated that she had seconded the motion. Councilmember Greyson stated that on agenda item 73, that Councilmember Miller's friendly amendment wording was not correct, that the friendly amendment stated that the section expires on September 12, 2003 unless enacted with the amendment prior to that date, Councilmember Miller's friendly amendment was that the sunset provision provide that the city council and city plan commission review the ordinance prior to its expiration in 2003. Also, the motion was not unanimously adopted, but that Councilmembers Thornton Reese, Fantroy and Rasansky had voted "No".