

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 9, 2002

02-0075

VOTING AGENDA MEETING
CITY COUNCIL CHAMBER, CITY HALL
ACTING MAYOR MARY POSS, PRESIDING

PRESENT: [12] Poss, Loza, Garcia, Thornton Reese, Oakley, Chaney, Fantroy, Walne,
Finkelman, Greyson, Rasansky, Lill

ABSENT: [1] Hill

VACANT: [2] Place 15, Place 3

The meeting was called to order at 9:15 a.m.

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

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

The pledge of allegiance was led by Councilmember Maxine Thornton Reese.

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 3:37 p.m.

Acting Mayor

ATTEST:

City Secretary

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

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

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 9, 2002

EXHIBIT A

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 9, 2002

EXHIBIT B

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0076

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: Dwayne Dallas, 6266 St. Albans Dr.
SUBJECT: Dallas Political Structure

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Civil Rights/Violation against DISD and FBI

SPEAKER: Robert Smithback, 722 Blaylock Dr. **NO SHOW**
REPRESENTING: United States Civilian Defense
SUBJECT: USCD duties and law enforcement relations

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

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

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Donald Dorsey, 2710 Community Dr. **NO SHOW**
SUBJECT: Police behavior

SPEAKER: Janette Dorsey, 2710 Community Dr. **NO SHOW**
SUBJECT: Police behavior

SPEAKER: Jimmy Lee, 2915 Southland St. **NO SHOW**
SUBJECT: Financially deprived/By default//South Dallas Citizens

SPEAKER: Dale Morrison, 6916 Lacy Blvd.
SUBJECT: Why are trailer houses allowed on residential lots?

SPEAKER: Angela Morrison, 6915 Lacy Blvd. **DID NOT SPEAK**
SUBJECT: Why are trailer houses allowed on residential lots?

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

02-0076

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SPEAKER: Doris Howard, 1514 Fordham Rd.
SUBJECT: Drug dealers/Animals/Junk cars/Code Enforcement

SPEAKER: Mike Ruibal, 607 May Rd., Seagoville, TX **NO SHOW**
SUBJECT: The sale of the Harlen building and eviction from Farmers Market

SPEAKER: Linda Ruibal, 607 May Rd. Seagoville, TX **NO SHOW**
SUBJECT: The sale of the Harlen building and eviction from Farmers Market

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0077

Item 1: Approval of Minutes of the November 12, 2001 and December 12, 2001
City Council Meetings

Deputy Mayor Pro Tem Loza moved to approve the minutes.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Hill
absent; Finkelman absent when vote taken; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

01-0078

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-32 was presented for consideration.

The city secretary announced that the city manager had deleted agenda item 10 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Fantroy requested that consent agenda item 12 be considered as an individual item. Acting Mayor Poss stated that consent agenda item 12 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Fantroy's request.

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

Councilmember Chaney requested that consent agenda item 24 be considered as an individual item. Acting Mayor Poss stated that consent agendas 24 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Chaney's request.

Councilmember Finkelman requested that consent agenda items 27 and 28 be considered as individual items. Acting Mayor Poss stated that consent agenda items 27 and 28 be considered as individual items later in the meeting, there being no objection voiced to Councilmember Finkelman's request.

Councilmember Lill requested that consent agenda items 29 be considered as an individual item. Acting Mayor Poss stated that consent agenda item 29 be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Lill's request.

Deputy Mayor Pro Tem Loza moved to approve all items on the consent agenda with the exception of consent agenda item 10 which was deleted and consent agenda items 12, 18, 24, 27, 28 and 29 would be considered later in the meeting.

Motion seconded by Councilmember Walne and unanimously adopted. (Hill absent; Finkelman absent when vote taken; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0079

Item 2: Authorize a contract for the heating, ventilating and air conditioning renovation at Singing Hills Recreation Center located at 1909 Crouch Road and Communications Building located at 3131 Dawson Street - John Cook & Associates, Inc., lowest responsible bidder of five - \$145,700 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0080

Item 3: Authorize a contract for parking lot improvements at Valley View Park - Randall & Blake, Inc., lowest responsible bidder of six - \$87,645 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0081

Item 4: Authorize a contract for the construction of drainage improvements for Estes Branch at St. Augustine Road - Jeske Construction Co., lowest responsible bidder of four - \$232,703 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0082

Item 5: Authorize a contract for the construction of drainage improvements for Long Branch Phase II at Weather Vane Lane - Jeske Construction Co., lowest responsible bidder of seven - \$459,877 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0083

Item 6: Authorize a contract for the installation of diesel exhaust systems at existing fire stations and the training center - Air Cleaning Technologies, Inc., only bidder - \$782,452 - Financing: 1995 Bond Funds (\$145,000), 1998 Bond Funds (\$5,000), Capital Construction Funds (\$300,000), TXU Rate Case Reimbursement Reserve (\$332,452)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0084

Item 7: Authorize a contract for the replacement of sidewalks, curb and gutter, drive approaches, water and wastewater adjustments for the Sidewalk Replacement Program Group 02-01 - Roadway Engineering & Construction, Inc., lowest responsible bidder of two - \$225,532 - Financing: 1998 Bond Funds (\$213,282), Water Utilities Capital Construction Funds (\$12,250)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0085

Item 8: Authorize an increase in the contract with Kebo Services, Inc. and a thirty calendar day time extension for additional work associated with the construction of wastewater mains in Fairmount Street, Colby Street, Routh Street and Thomas Avenue in Tax Increment Financing Reinvestment Zone Number One, City of Dallas, State-Thomas TIF District - \$72,341, from \$726,242 to \$798,583 - Financing: Private Funds (Advance from Gables Realty Limited Partnership to the State-Thomas TIF District Fund)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0086

Item 9: Authorize an increase in the contract with Camino Construction, Inc. for Justin Avenue from Hale Street north to dead-end to provide for storm drainage improvements from the end of Justin Avenue eastward approximately 720 feet - \$190,646, from \$1,063,274 to \$1,253,920 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0087

Item 10: Authorize a public hearing to be held on February 13, 2002 to receive citizens' comments and authorize Council action on February 13, 2002, on a proposed conveyance of approximately six acres of land located at 12600 Audelia Road on property known as Audelia Park in exchange for approximately six acres of land located near or adjacent to Cottonwood Park and certain improvements to the remainder of Audelia Park - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0088

Item 11: Authorize Supplemental Agreement No. 2 to the Master Interlocal Agreement between the City of Dallas and Dallas County for the construction of street light foundations and higher pressure rated water and wastewater pipes on Haskell Avenue from East Grand Avenue to Fitzhugh Avenue - \$48,950 - Financing: 1995 Bond Funds (\$30,150), Water Utilities Capital Construction Funds (\$18,800)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0089

Item 12: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, by Dallas Area Rapid Transit of a tract of land for the construction of the Elm/Lamar Patron Plaza located at the intersection of Elm and Lamar Streets - Financing: No cost consideration to the City

Councilmember Fantroy requested that consent agenda item 12 be considered as an individual item. Acting Mayor Poss stated that consent agenda item 12 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Fantroy's request.

Later in the meeting, agenda item 12 was brought up for consideration.

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

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Fantroy, Rasansky abstain; Hill absent, Finkelman absent when vote taken; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0090

Item 13: An ordinance abandoning a sanitary sewer easement to CenterAmerica Venture Fund Texas I, L.P., the abutting owner, containing approximately 3,150 square feet of land located near the intersection of Spring Valley and Coit Roads, providing for the dedication of a new sanitary sewer easement, and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24801.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0091

Item 14: An ordinance abandoning a sanitary sewer easement to Creekwood Lakeside Limited Partnership, the abutting owner, containing approximately 6,617 square feet of land located near the intersection of Walnut Hill Lane and North Central Expressway, and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24802.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0092

Item 15: An ordinance abandoning a portion of an alley to Lincoln Preston Center, Ltd., the abutting owner, containing approximately 500 square feet of land located near the intersection of Luther Lane and Douglas Avenue, and authorizing the quitclaim - Revenue: \$14,450 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24803.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0093

Item 16: An ordinance closing and vacating a portion of Riverside Drive containing approximately 87,453 square feet of land located near its intersection with Bonnie View Road, for the purpose of consolidating this area with the adjacent City-owned park property - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24804.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0094

Item 17: Authorize a twenty-four-month service contract for janitorial services at the Dallas Convention Center with TIBH Industries, Incorporated - Not to exceed \$4,095,300 - Financing: Convention and Event Services Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0095

Item 18: Authorize a thirty-six-month price agreement for printing of water bill inserts with the lowest responsible bidder of two - Printing Arts Dallas Ft. Worth - Not to exceed \$305,057 - Financing: Water Utilities Current Funds (\$125,000), Current Funds (\$180,057)

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

Later in the meeting, agenda item 18 was brought up for consideration.

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0096

Item 19: Authorize a thirty-six-month service contract for animal registration services - PetData, Inc. - Sole Source - Not to exceed \$600,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0097

Item 20: Authorize a thirty-six-month price agreement for sewer grease liquefying agent with the lowest responsible bidders of four - Distributors Processing, Inc., FMW Distributors, Inc. and Municipal Industries, Inc. - Not to exceed \$343,098 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0098

Item 21: Authorize (1) application for and acceptance of the Violence Against Women Act grant to provide victim services to domestic violence victims for the period June 1, 2002 through August 31, 2003; (2) a cash match in the amount of \$33,984 and (3) execution of the grant agreement - \$133,984 - Financing: Office of the Governor Criminal Justice Division State Grant Funds (\$100,000) and Current Funds (\$33,984)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0099

Item 22: Authorize application for and acceptance of the Victims' Assistance Discretionary Grant to provide victim services to domestic violence victims for the period January 1, 2002 through August 31, 2003 and execution of the grant agreement - \$262,001 - Financing: Office of the Attorney General, State of Texas Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0100

Item 23: Authorize an amendment to the membership agreement for Public Power Pool (formerly TCAP) to include a City Council Member as an authorized representative -
Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0101

Item 24: Authorize a loan agreement with Batic Enterprises dba Subway, Inc. which is located at 3109 Martin Luther King Blvd. in the South Dallas/Fair Park Trust Fund target area to provide funding for a portion of the Subway franchise fee - Not to exceed \$50,000 - Financing: South Dallas/Fair Park Trust Funds

Councilmember Chaney requested that consent agenda item 24 be considered as an individual item. Acting Mayor Poss stated that consent agenda item 24 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Chaney's request.

Later in the meeting, agenda item 24 was brought up for consideration.

Councilmember Chaney moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0102

Item 25: **Farmers Market TIF District**

- * Authorize a development agreement with Camden Property Trust for (1) the funding of design and construction of certain public infrastructure improvements for Camden Farmers Market Project (Phase IB) located in the block bounded by Central Expressway, Marilla Street, Farmers Market Way, Taylor Street, Good Latimer Expressway and the southern boundary of Camden Property Trust's property in Tax Increment Financing Reinvestment Zone Number Six, City of Dallas, Texas, (Farmers Market TIF District) in an amount not to exceed \$1,345,734; and (2) the establishment of appropriations in an amount not to exceed \$1,345,734 in the Farmers Market TIF District Fund - \$1,345,734 - Financing: To be advanced by a private developer and reimbursed with interest from the Farmers Market TIF District Funds; accrued interest on private funds to be repaid solely from the Farmers Market TIF District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0103

Item 26: **Farmers Market TIF District**

- * A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Six, City of Dallas, Texas (Farmers Market TIF District) to reimburse Camden Property Trust for the funds advanced pursuant to a development agreement between the City and Camden Property Trust in an amount not to exceed \$1,345,734 plus interest for certain public infrastructure improvements related to the development of Camden Farmers Market Project (Phase IB) located in the block bounded by Central Expressway, Marilla Street, Farmers Market Way, Taylor Street, Good Latimer Expressway and the southern boundary of Camden Property Trust's property in the Farmers Market TIF District - \$1,345,734 - Financing: To be advanced by a private developer and reimbursed from the Farmers Market TIF District Fund: accrued interest (compounded semiannually) on private funds to be repaid solely from the Farmers Market TIF District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0104

Item 27: Authorize a professional services contract with Temporary Medical Staffing, Inc., for the provision of services of a phlebotomist to obtain blood specimens for lead screening for residents of the city of Dallas for the period January 1, 2002 through December 31, 2002 - Not to exceed \$30,000 - Financing: Current Funds

Councilmember Finkelman requested that consent agenda item 27 be considered as an individual item. Acting Mayor Poss stated that consent agenda item 27 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Finkelman's request.

Later in the meeting, agenda item 27 was brought up for consideration.

Councilmember Finkelman moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0105

Item 28: Authorize acceptance of a grant from the U. S. Department of Justice, Office of Justice Programs, FY 1999 State Domestic Preparedness Program for terrorism response equipment to be purchased by Texas Engineering Extension Service for the period January 9, 2002 through December 31, 2002 - Financing: No cost consideration to the City

Councilmember Finkelman requested that consent agenda item 28 be considered as an individual item. Acting Mayor Poss stated that consent agenda item 28 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Finkelman's request.

Later in the meeting, agenda item 28 was brought up for consideration.

Councilmember Finkelman moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0106

Item 29: Authorize a contract with Operation Relief Center, Inc., a City of Dallas Community Housing Development Organization for (1) a pre-development loan and development loan funds for the development of affordable housing for low-income elderly persons at 7200 Stemmons Freeway and (2) support of Operation Relief Center's Texas Department of Housing and Community Affairs Low-Income Tax Credits Application not to exceed \$30,000 for preparation of the application for the tax credits and \$500,000 for development - Total not to exceed \$530,000 - Financing: 2001-02 HOME Funds

Councilmember Lill requested that consent agenda item 29 be considered as an individual item. Acting Mayor Poss stated that consent agenda item 29 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Lill's request.

Later in the meeting, agenda item 29 was brought up for consideration.

Councilmember Oakley moved to approve the item.

Motion seconded by Councilmember Lill and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0107

Item 30: Authorize an amendment to the City of Dallas, Texas 457 Deferred Compensation Plan for City Employees Restated Plan Document to increase the size of the 457 and 457 Deferred Compensation Plan for Part-Time, Seasonal, Temporary Employees and City Council members (457/PST Plans) board of trustees from five to seven employees, of which three will be elected by 457 Plan participants for two-year terms and four will be appointed to open-ended terms by the City Manager - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0108

Item 31: Authorize renewal of the Interlocal Agreement with the Drug Enforcement Administration and the Texas Department of Public Safety to access the Texas Narcotics Information System database to perform drug trafficker investigations for the period January 1, 2002 through December 31, 2002 - Not to exceed \$2,300 - Financing: Confiscated Monies Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0109

Item 32: Authorize (1) an Interlocal Agreement with the Texas Department of Transportation for payment of guide signs for Baylor University Medical Center along State Highway right-of-way in an amount not to exceed \$10,000, (2) the receipt and deposit of funds from Baylor Healthcare System in an amount not to exceed \$10,000, and (3) an increase in appropriations in the amount of \$10,000 in the Capital Projects Reimbursement Fund - \$10,000 - Financing: Private Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0110

CONSENT ZONING DOCKET

The consent zoning docket consisting of agenda items 33-41, was presented.

Agenda items 33, 40 and 41 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 33: Zoning Case Z001-248 (WE)	[Considered individually]
Agenda item 34: Zoning Case Z001-262 (JC)	
Agenda item 35: Zoning Case Z001-264 (JC)	
Agenda item 36: Zoning Case Z001-266 (JC)	
Agenda item 37: Zoning Case Z001-267 (EB)	
Agenda item 38: Zoning Case Z001-268 (EB)	
Agenda item 39: Zoning Case Z001-269 (EB)	
Agenda item 40: Zoning Case Z001-272 (RB)	[Considered individually]
Agenda item 41: Zoning Case Z001-274 (RB)	[Considered individually]

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

Appearing in opposition of the city plan commission recommendation:

Lewis Becker, 1821 Knob Hill Dr., Garland, regarding Zoning Case Z001-267 (EB)
Lisa Schmidt, 8626 Angora, regarding Zoning Case Z001-268 (EB)

Appearing in favor of the city plan commission recommendation:

Robert Reeves, 500 S. Ervay St., Suite 426A, representing the applicants, regarding Zoning Cases Z001-267 (EB) and Z001-268 (EB)

The following individual addressed the city council regarding the consent zoning docket:

William Hopkins, 2011 Leath St., regarding all items on the consent zoning docket

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

Motion seconded by Councilmember Walne and unanimously adopted. (Hill absent: Place 15, Place 3 vacant)

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0111

Item 33: Zoning Case Z001-248 (WE)

Councilmember Greyson requested that consent zoning docket 33 be removed from the consent zoning docket to be called as an individual hearing. Acting Mayor Poss stated that consent zoning docket item 33 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Greyson's request.

Later in the meeting, zoning docket item 33 was brought up for consideration.

A public hearing was called on zoning case Z001-248 (WE), an application for and an ordinance granting a CR Community Retail District on property presently zoned an NS (A) Neighborhood Service District and an ordinance terminating Specific Use Permit No. 957 for a Service Station Use on the southwest and northeast corners of Marsh Lane and SH 190 and a resolution authorizing acceptance of a deed restriction instrument in conjunction with the change of zoning.

(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:

Kirk Williams, 5400 Renaissance Tower, representing the applicant

The following individual addressed the city council regarding zoning case Z001-248 (WE):

William Hopkins, 2011 Leath St.

Councilmember Greyson moved to close the public hearing, accept the recommendation of the staff and the city plan commission as corrected on the addendum and pass the ordinance.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Hill absent: Place 15, Place 3 vacant)

Assigned ORDINANCE NO. 24805 and ORDINANCE NO. 24806.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0112

Item 34: Zoning Case Z001-262 (JC)

Zoning Case Z001-262 (JC), an application for and an ordinance granting a Specific Use Permit for a Class A Dance hall on property presently zoned an LC Light Commercial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on Travis Street, south of Knox Street.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24807.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0113

Item 35: Zoning Case Z001-264 (JC)

Zoning Case Z001-264 (JC), an application for and an ordinance granting a CR Community Retail District on property presently zoned an NO (A) Neighborhood Office District on the southwest corner of East Grand Avenue and La Vista Street and a resolution authorizing acceptance of a deed restriction instrument in conjunction with the change of zoning.

(The city plan commission recommended approval, subject to deed restrictions volunteered by the applicant.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24808.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0114

Item 36: Zoning Case Z001-266 (JC)

Zoning Case Z001-266 (KC), an application for and an ordinance granting a Planned Development Subdistrict for HC Heavy Commercial Subdistrict uses on property presently zoned an HC Heavy Commercial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, in an area bounded by North Harwood Street, Cedar Springs Road, and McKinney Avenue.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24809.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0115

Item 37: Zoning Case Z001-267 (EB)

Zoning Case Z001-267 (EB), an application for and an ordinance granting an amendment to Planned Development District No. 344 for Commercial amusement (Inside) and (Outside) and Private recreation center, club or area uses, to include an equestrian center, petting zoo, softball field, and supervisor's quarters and to expand the banquet hall on Park Lane between Abrams Road and Eastridge Drive/Pineland Drive.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24810.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0116

Item 38: Zoning Case Z001-268 (EB)

Zoning Case Z001-268 (EB), an application for and an ordinance granting an amendment to and expansion of Planned Development District No. 287, the Dallas Arboretum and Botanical Garden, to include a new tract to provide a new parking facility, ticket booth, maintenance storage, small offices and all uses allowed in a CR Community Retail District on property presently zoned a CR Community Retail District and a R-7.5 (A) Single Family District on Garland Road, southwest of Tavaros Avenue.

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

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24811.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0117

Item 39: Zoning Case Z001-269 (EB)

Zoning Case Z001-269 (EB), an application for and an ordinance granting a Specific Use Permit for an alcoholic beverage establishment for Bar, lounge and tavern uses within Subdistrict C of the West Mixed use Sub-zone of Planned Development District 305, the Cityplace PD, on property bounded by McKinney Avenue, Haskell Avenue/Blackburn Connection, Cole Avenue, and Lemmon Avenue.

(The city plan commission recommended approval of a Specific Use Permit for 5,000 square feet of alcoholic beverage establishment for Bar, lounge and tavern uses for a three-year time period, subject to a site plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24812.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0118

Item 40: Zoning Case Z001-272 (RB)

Councilmember Chaney requested that consent zoning docket item 40 be removed from the consent zoning docket to be called as an individual hearing. Acting Mayor Poss stated that consent zoning docket item 40 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Chaney's request.

Later in the meeting, zoning docket item 40 was brought up for consideration.

A public hearing was called on zoning case Z001-272 (RB), an application for and an ordinance granting an R-7.5 (A) Single Family District on property presently zoned a CR-D-1 Community Retail-Dry-1 District on Haymarket Road, north of Oakwood Drive.

(The city plan commission recommended approval, with retention of the D-1 Liquor Control Overlay District.)

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

Appearing in favor of the city plan commission recommendation:

Jose Hugo Sosa, 9755 Scyene Rd., #6117, the applicant

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

Motion seconded by Councilmember Chaney and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

Assigned ORDINANCE NO. 24813.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0119

Item 41: Zoning Case Z001-274 (RB)

Councilmember Walne requested that consent zoning docket item 41 be removed from the consent zoning docket to be called as an individual hearing. Acting Mayor Poss stated that consent zoning docket item 41 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Walne's request.

Later in the meeting, zoning docket item 41 was brought up for consideration.

A public hearing was called on zoning case Z001-274 (RB), an application for and an ordinance granting a Planned Development District for a Public school and R-7.5 (A) Single Family District uses on property presently zoned an R-7.5 (A) Single Family District on an area generally bounded by Ferndale Road, Lakemere Drive, and Lynngrove Drive.

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

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

The following individual addressed the city council regarding zoning case Z001-274 (RB):

William Hopkins, 2011 Leath St.

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

“Sec 51)-617.110(b): A foundation planting strip must be provided along the entire western ~~southern~~ building façade on the westernmost ~~southernmost~~ structure(s) ~~and along the entire easternmost building faced of the easternmost~~ structure prior to a final building inspection for any structure in the area identified as “Future Expansion” and pass the ordinance.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

Assigned ORDINANCE NO. 24814.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0120

Item 42: Public Hearing – Zoning Case Z001-258 (RB)

A public hearing was called on Zoning Case Z001-258 (RB), a City Plan Commission authorized hearing to determine proper zoning with consideration being given to the amendment or termination of Specific Use Permit No. 1433 for a Commercial bus station and terminal and an ordinance terminating Specific Use Permit No. 1433 on property presently zoned a CS Commercial Service District on West Davis Street, west of Westmoreland Avenue.

(The city plan commission recommended termination of Specific Use Permit No. 1433.)

Appearing in opposition to the city plan commission recommendation:

Willie James, 812 W. Five Mile Pkwy, representing Youth on the Move
Cynthia Dooley, 726 S. Clinton Ave., representing Dallas Area Interfaith
Sergio Sandoval, 3914 Kiestmeadow Dr.
Louis Guerrero, 11602 Cotillion Dr., representing Arcadia Park Community
Luis Dela Garza, 117 S. Jester Ave.
Lico Reyes, 109A E. Main St., Grand Prairie, TX., representing North Texas Legion of United Latin American Citizens

Appearing in favor of the city plan commission recommendation:

Jim Rider, 503 N. Barnett St.
Kelly Brodner, 419 N. Barnett St.
Barbara Barbee, 303 N. Barnett St.
Rebecca Mohr, 2736 Mateur St.

Councilmember Garcia moved to postpone the application until the March 27, 2002 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Oakley and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0121

Item 43: Public Hearing - Zoning Case Z012-105 (FD)

A public hearing was called on Zoning Case Z012-105 (FD), an application for and an ordinance granting a Planned Development District for a Commercial bus station and terminal with a Bus maintenance facility, and Sleeping quarters for bus drivers on property presently zoned an RR Regional Retail District located on the southeast corner of Lancaster Avenue and Ninth Street.

(The city plan commission recommended approval of a Planned Development District for a Commercial bus station and terminal with a Bus fueling station with light service facility and sleeping quarters for bus drivers, subject to a development 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:

Carlos Fernandez, 3517 Druid Way, Flower Mound, TX
Alfonso Penedo, 1318 Oakhurst Dr., South Lake, TX

Councilmember Garcia 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. (Hill absent; Place 15, Place 3 vacant)

Assigned ORDINANCE NO. 24815.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0122

Public Hearing - BENEFIT ASSESSMENT HEARING

Barnes Bridge Road from Garland Road to Shiloh Road

- Item 44: * Benefit assessment hearing for street paving, storm drainage, water and wastewater main improvements
- Item 45: * Ordinance levying benefit assessments for street paving, storm drainage, water and wastewater main improvements

A public hearing was called to receive comments on a proposal to levy benefit assessments for street paving, storm drainage, water and wastewater main improvements on Barnes Bridge Road from Garland Road to Shiloh Road.

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

The following individual address the city council regarding the proposed improvements or the assessments:

Cindy Stubay, (no address given), representing T.J.S. Enterprise.

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

Motion seconded by Deputy Mayor Pro Tem Loza.

During the discussion Councilmember Walne requested to hold the item until the end of the meeting in order to give the Chief Financial Officer to review the interest rate.

Acting Mayor Poss stated that items 44 and 43 would be held until the end of the meeting, there being no objection voiced to the Councilmember Walne's request.

Later in the meeting, Councilmember Walne moved to close the public hearing and send the ordinance back to the Finance and Audit Committee to review the 1971 policy at the point of conclusion to bring the ordinance back before the city council for levying the assessment and that speakers could sign up to speak on levying the assessments.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0123

Item 46: Miscellaneous Hearing

A public hearing to receive citizens' comments on the proposed change to the HUD Action Plan to reflect the Business Revolving Loan Program in the appropriate Action Plan activity - Financing: No cost consideration to the City

The following individual addressed the city council regarding the HUD Action Plan:

Jim Reed, 1609 Durant St.

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

Motion seconded by Councilmember Walne and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0124

Item 47: Public Hearing

A public hearing to receive citizens' comments regarding an application to install all-way stop control signs at the intersection of Trammel Drive at Bucknell Drive under the provisions of the City's All-Way Stop Control Policy and to take action to affirm or reverse the City Plan Commission decision - Financing: No cost consideration to the City

The following individual addressed the city council regarding the application:

Dara Dohnalik, 6826 Trammel Dr.

Councilmember Walne moved to close the public hearing, overrule the city plan commission decision and approve the installation of the all-way stop control signs at the intersection of Trammel Drive at Bucknell Drive.

Motion seconded by Councilmember Greyson and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0125

Public Hearing - **City of Dallas Reinvestment Zone No. 58**

- Item 48: * A public hearing to receive citizens' comments concerning the creation of a reinvestment zone for commercial tax abatement, to be known as City of Dallas Reinvestment No. 58, located at the southwest corner of Buckner Road and Scyene Boulevard, for the purpose of granting tax abatement on the added value to the real property of The Buckner Partnership, L.P. - Financing: No cost consideration to the City
- Item 49: * An ordinance designating property located at the southwest corner of Buckner Boulevard and Scyene Road, as Reinvestment Zone No. 58 for commerce tax abatement for the purpose of granting real property tax abatement to The Buckner Partnership, L.P. and providing for an effective date - Financing: No cost consideration to the City

No one addressed the city council regarding Reinvestment Zone No. 58.

Councilmember Thornton Reese moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Chaney and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

Assigned ORDINANCE NO. 24816.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0126

Item 50: Public Hearing – **City of Dallas Reinvestment Zone No. 58:**

- * Authorize (1) real property tax abatement agreement with The Buckner Partnership, L.P. for the purpose of granting a ten-year abatement of 90% of the taxes on added value to the real property for a retail shopping center within City of Dallas Commercial Zone “A” at the southwest corner of Buckner Boulevard at Scyene Road, 75217 - Revenue: First year tax revenue estimated at \$4,005; Ten-year revenue is estimated at \$40,050; (Estimated foregone revenue for ten-year real property abatement \$360,450); (2) infrastructure cost participation agreement in an amount not to exceed 30 percent of the total contract price of the public infrastructure improvements for the purpose of providing infrastructure improvements for installation of a traffic signal at Bearden Lane and relocation of a sewer line - Not to exceed \$74,100 - Financing: Public/Private Partnership Funds

No one addressed the city council regarding Reinvestment Zone No. 58.

Councilmember Thornton Reese moved to close the public hearing and authorize the real property tax abatement with The Buckner Partnership, L.P.

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0127

02-0128

Item 51: Consideration of appointments to boards and commissions, and the evaluation and duties of board and commission members (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 January 9, 2002.

The city secretary noted that the report indicated nominees and renominees for individual appointments cleared for council action that met all qualifications for service. The assistant city secretary also noted that the term for each nominee would end August 31, 2003.

Councilmember Finkelman moved to appoint the following individuals as Chair to the various boards and commissions as nominated by Acting Mayor Poss.

Daniel C. Perez, as chair, to the Ethics Advisory Commission.

Donna Wigley, as chair, to the Urban Rehabilitation Standards Board

Frederick Brodsky, as chair, to the Animal Shelter Commission

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

Councilmember Fantroy moved to appoint Calvin Bluiett, as vice chair, to the Ethics Advisory Commission.

Motion seconded by Councilmember Chaney and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

Councilmember Chaney moved to appoint Andrea Allen, as vice chair, to the Animal Shelter Commission

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

Councilmember Lill moved to appoint Manny Alvarez, as vice chair, to the Judicial Nominating Commission.

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

02-0127

02-0128

Page 2

Councilmember Greyson moved to appoint Mary Hanson, as vice chair, to the Senior Affairs Commission.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Hill absent, Place 15, Place 3 vacant)

Councilmember Greyson moved to appoint Jim Mitchell, as vice chair, to the Environmental Health Commission.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Hill absent, Place 15, Place 3 vacant)

Councilmember Walne moved to appoint David Alameel, Frank Madrigal, and Katherine A. Coffman to the Board of Adjustment, Elbert L. Norton, to the Community Development Commission, Nickolas C. Dixie, to the Dallas Citizens Police Review Board, Peter A. Winn, to the Civil Service Board Adjunct Members, Frances James, General Public (Historian) to the Landmark Commission, Ora M. Hinton, Municipal Library Board, Henry M. Truijillo, to the Southern Dallas Development Corporation Board, Alexander Gonzalez, (Operates Business in South Dallas Fair Park Area), and Robert S. Ekblad, Structural Engineer to the Urban Rehabilitation Standards Board 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 Deputy Mayor Pro Tem Loza and unanimously adopted. (Place 15, Place 3 vacant)

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

02-0145 BOA BOARD OF ADJUSTMENT
02-0146 CDC COMMUNITY DEVELOPMENT COMMISSION
02-0147 CPR DALLAS CITIZENS POLICE REVIEW BOARD
02-0148 CSX CIVIL SERVICE BOARD ADJUNCT MEMBERS
02-0149 LMC LANDMARK COMMISSION
02-0150 MLB MUNICIPAL LIBRARY BOARD
02-0151 SDD SOUTHERN DALLAS DEVELOPMENT CORPORATION BOARD
02-0152 SDF SOUTH DALLAS/FAIR PARK TRUST FUND BOARD
02-0153 URS URBAN REHABILITATION STANDARDS BOARD
02-0154 Board Officers

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0129

Item 52: Authorize an extension to the moratorium on the acceptance of building permits and certificates of occupancy for extended stay hotels until March 27, 2002 - Financing: No cost consideration to the City (**Requires: 3/4 vote of the full City Council for approval**)

Councilmember Finkelman moved to approve the item.

Motion seconded by Councilmember Lill and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0130

Item 53: Authorize a professional services contract with Tuerff-Davis EnviroMedia, Inc. for advertising campaign development and media placement for publication of new water conservation initiatives previously approved by Ordinance No. 24745 on September 26, 2001 - Not to exceed \$1,100,000 - Financing: Water Utilities Current Funds

Councilmember Chaney moved to approve the item.

Motion seconded by Councilmember Garcia.

After discussion, Acting Mayor Poss called the vote on the motion:

Voting Yes:	[11]	Poss, Loza, Garcia, Thornton Reese, Oakley, Chaney, Fantroy, Walne, Finkelman, Greyson, Lill
Voting No:	[1]	Rasansky
Absent:	[1]	Hill
Vacant:	[2]	Place 15, Place 3

Acting Mayor Poss declared the motion adopted.

[Councilmember Thornton Reese asked that the record reflect to include the Post Tribune, Dallas Weekly and the Dallas Elite News.]

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0131

Addendum addition 1: **Special Events Policy**

- * Approve a policy amendment to the City-Sponsorship of Special Events Program that enables for-profit companies or events to apply for city-sponsorship support pending compliance with non-profit organization criteria - Financing: No cost consideration to the City

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0132

Addendum addition 2: **Special Events Policy**

- * Approve a policy amendment to the City-Sponsorship of Special Events Program that prohibits direct funding or in-kind services, provided by the City of Dallas to a city-sponsored event, to be used in the promotion or endorsement of political statements and agendas - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Hill absent; Place 15, Place 3)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0133

Addendum addition 3: **Special Events Policy**

- * Authorize a resolution to enable the Oak Cliff Coalition of Arts the opportunity to apply for Phase II city-sponsorship support should an effort to consolidate several Hispanic cultural events into one large Hispanic cultural event not come to fruition by January 31, 2002 - Financing: No cost consideration to the City

Councilmember Garcia moved to approve the resolution.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0134

Addendum addition 4: Authorize an increase in the contract with Fargo Building Corporation to provide miscellaneous items for the carousel and shelter structure building and for remedial work for American Zoological Association accreditation and United States Department of Agriculture compliance at the Dallas Zoo - \$89,422, from \$850,395 to \$939,817 - Financing: 1998 Bond Funds

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0135

Addendum addition 5: An ordinance authorizing a correction to Ordinance No. 23515 which amended Ordinance No. 23336 which established Planned Development District No. 490 for a Private School on the southeast corner of the intersection of Peavy Road and Ferguson Road (Z001-132/10400-NE (RB) - Financing: No cost consideration to the City

Councilmember Chaney moved to pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

Assigned ORDINANCE NO. 24817.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0136

Addendum addition 6: Authorize (1) an increase in the contract with Angelo Iafrate Construction, L.L.C. for the acceleration of construction of street paving and storm drainage improvements on Mountain Creek Parkway from I-20 to Grady Niblo Road and Merrifield Road from Mountain Creek Parkway to 1750 feet east in an amount not to exceed \$186,000, from \$3,745,745 to \$3,931,745, and (2) assignment of the contract to The Courtland Group for construction administration - \$186,000 - Financing: 1998 Bond Funds

Councilmember Oakley moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0137

Addendum addition 7: An ordinance amending Ordinance No. 20231, as amended, adopting new and revised election precincts - Financing: No cost consideration to the City

Acting Mayor Poss moved to suspend the rule to take addendum addition 7 out of order after the consent was approved.

The following individual addressed the city council regarding the revised election precincts:

Bruce Sherbet, Dallas County Elections Administrator, 2377 N. Stemmons Frwy.

Deputy Mayor Pro Tem moved to pass the ordinance.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

Assigned ORDINANCE NO. 24800.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0138

Addendum addition 8: Authorize (1) a three-year parking agreement effective January 15, 2002 with Metropolitan Garage LTD, L.L.P. to provide up to 600 public parking spaces per week for self parking in the Metropolitan Garage located in the area bounded by the Davis Building, Four way Place, Elm and Field Streets in Tax Increment Financing Reinvestment Zone Number Five, City of Dallas, Texas (City Center TIF District); and (2) the collection of revenue anticipated to be approximately \$86,400 over three years from the public parking - Not to exceed \$450,000 - Financing: City Center TIF District Funds

Councilmember Walne moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0139

Addendum addition 9: Authorize (1) Supplemental Agreement No. 2 to the bond counsel contract with the law firm of Vinson & Elkins, L.L.P., for additional legal services and related expenses necessary in the lawsuits styled Taxpayers for Sensible Priorities, et al., v. City of Dallas, Cause No. 00-9761-G and Ex Parte City of Dallas, Cause No. 01-6364-J, and any other proceedings related to the subject matter of these lawsuits, including any appeals, and (2) an increase in appropriations in the amount of \$100,000 in the 1998 Bond Funds - Not to exceed \$100,000, from \$250,000 to \$350,000 - Financing: 1998 Bond Funds

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Garcia.

After discussion, Acting Mayor Poss called the vote on the motion.

Acting Mayor Poss declared the motion adopted on a divided voice vote, with Councilmember Greyson voting "No". (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0140

Addendum addition 10: Authorize Supplemental Agreement No. 3 to the professional services contract with the law firm of Strasburger & Price, L.L.P., for additional legal services necessary in the lawsuit styled City of Dallas v. Transcontinental Realty Investors, Inc., et al, Cause No. cc-99-03125-e, and any other proceedings relating to the subject matter of this litigation - Not to exceed \$100,000, from \$450,000 to \$550,000 - Financing: Funds provided by Hillwood Development Corporation

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0141

Addendum addition 11: Authorize (1) a design/build contract with Abstract Construction Company for the design and construction of a training center to be located in the McCommas Bluff Eco-Business Park, and (2) establishment of appropriations in an amount not to exceed \$1,500,000 in the Economic Development Administration Grant Fund - \$2,447,099 - Financing: 1998 Bond Funds (\$570,000), Public/Private Partnership Funds (\$972,968), Economic Development Administration Grant Funds (\$904,131)

Councilmember Thornton Reese moved to approve the item.

Motion seconded by Councilmember Fantroy and unanimously adopted. (Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0142

Addendum addition 12: **Latino Cultural Center**

- * Authorize (1) a contract for the earthwork for the Latino Cultural Center with T & R Demolition, Inc., lowest responsible bidder of three, in an amount not to exceed \$134,438, and (2) assignment of the contract to Thos. S. Byrne, Inc. for construction management within the Guaranteed Maximum Price - Financing: No additional cost consideration to the City

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

Councilmember Lill moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Rasansky abstain; Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0143

Addendum addition 13: **Latino Cultural Center**

- * Authorize (1) a contract for the utilities for the Latino Cultural Center with C-Con Services, Inc., lowest responsible bidder of three, in an amount not to exceed \$139,773, and (2) assignment of the contract to Thos. S. Byrne, Inc. for construction management within the Guaranteed Maximum Price - Financing: No additional cost consideration to the City

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

Councilmember Garcia moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Loza and Councilmember Thornton Reese and unanimously adopted. (Rasansky abstain; Hill absent; Place 15, Place 3 vacant)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

January 9, 2002

02-0144

Addendum addition 14: **Latino Cultural Center**

- * Authorize (1) a contract for the concrete work for the Latino Cultural Center with Dallas Concrete Contractors, Inc., lowest responsible bidder of three, in an amount not to exceed \$644,349, and (2) assignment of the contract to Thos. S. Byrne, Inc. for construction management within the Guaranteed Maximum Price - Financing: No additional cost consideration to the City

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

Councilmember Garcia moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Loza and Councilmember Thornton Reese and unanimously adopted. (Rasansky abstain; Hill absent; Place 15, Place 3 vacant)

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 9, 2001

EXHIBIT C

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS