

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 16, 2002

02-0160

CITY COUNCIL BRIEFING
CITY COUNCIL CHAMBER, CITY HALL
ACTING MAYOR MARY POSS, PRESIDING

PRESENT: [13] Poss, Loza, Garcia, Thornton Reese, Hill, Oakley, Chaney, Fantroy,
Walne, Finkelman, Greyson, Rasansky, Lill

ABSENT: [0]

VACANT: [2] Place 15, Place 3

The meeting was called to order at 9:18 a.m.

The assistant 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 Warren Cox, SPCA President.

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

After all business properly brought before the city council had been considered the city council adjourned at 4:39 p.m.

Acting Mayor

ATTEST:

Assistant City Secretary

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

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

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

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 16, 2002

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
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EXHIBIT B

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 16, 2002

02-0161

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: Graciela Aleman, 2219 Alabama Ave.
SUBJECT: City of Dallas

SPEAKER: Wesley Sims, 1403 Fernwood Ave.
REPRESENTING: AGAPE Ministry
SUBJECT: Housing

SPEAKER: Michael Simmons, 2515 Lawrence St.
REPRESENTING: Simmons Custom Painting
SUBJECT: Theft of services by Madie Berry and City of Dallas Housing Department

SPEAKER: Thomas Collins, 2739 Morning Ave.
SUBJECT: Code Compliance/District 6

SPEAKER: Elijah McGrew, 9524 Military Pkwy.
REPRESENTING: LPCS
SUBJECT: City Attorney/Bailiff

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Billy Ludwig, 8550 Midpark Dr. **NO SHOW**
SUBJECT: Various Subjects

OPEN MICROPHONE – END OF MEETING - SPOKE IN LAST 30 DAYS

SPEAKER: William Hopkins, 2011 Leath St. **NO SHOW**
SUBJECT: Environmental Racism/DISD/EPA/FBI

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 16, 2002

02-0162

Agenda Item (3): Special Presentations

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

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 16, 2002

02-0163

Agenda item 1: Approval of Minutes of the December 3, 2001 City Council Meeting

The assistant city secretary stated that the minutes of the briefing meeting of December 3, 2001, was presented for approval.

Councilmember Greyson stated that Councilmember Lill was absent during the vote tabulation to appoint James Christopher Wells to the Cultural Affairs Commission.

Councilmember Finkelman stated she moved to appoint Susan D. Spalter to the Reinvestment Zone Six Board (Farmers Market) instead of Councilmember Fantroy.

Deputy Mayor Pro Tem Loza moved approval the minutes for December 3, 2001 as corrected.

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

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 16, 2002

02-0164

02-0165

Item 2: 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 assistant 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 16, 2002.

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

Councilmember Finkelman moved to appoint Yasmin M. Barnes, representing the American Red Cross, to the Citizens Safety Advisory Committee.

Motion Seconded by Councilmember Lill and unanimously adopted. (Place 15, Place 3 vacant)

Councilmember Lill moved to appoint Jim Harp, Thomas J. Wattley, and Monique Allen to the Housing Finance Corporation Board.

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

Councilmember Walne moved to appoint Dennis Youngblood, representing Citizens Concerned about Crime Prevention & Safety, to the Regulated Property Advisory Committee.

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

Deputy Mayor Pro Tem Loza moved to appoint Deborah J. Garci Marine, Dallas Member, to the Reinvestment Zone Six Board (Farmers Market).

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

BREIFING MEETING OF THE DALLAS CITY COUNCIL

02-0164

02-0165

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Councilmember Lill moved to appoint John L. Zogg, Dallas Member, to the Reinvestment Zone Seven Board (Sports Arena).

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

Councilmember Chaney moved to appoint all the nominees to “individual appointment” positions in the report who meet all qualifications for service to the boards and commissions of the city for the term ending August 31, 2003.

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

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

02-0172 CPR DALLAS CITIZENS POLICE REVIEW BOARD
02-0173 CSA CITIZENS SAFETY ADVISORY COMMITTEE
02-0174 HFC HOUSING FINANCE CORPORATION BOARD
02-0175 PLA PERMIT AND LICENSE APPEAL BOARD
02-0176 RPA REGULATED PROPERTY ADVISORY COMMITTEE
02-0177 RZ6 REINVESTMENT ZONE SIX BOARD (FARMERS MARKET)
02-0178 RZ7 REINVESTMENT ZONE SEVEN BOARD (SPORTS ARENA)
02-0179 URS URBAN REHABILITATION STANDARDS BOARD

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 16, 2002

02-0166

Item 3: An ordinance amending Ordinance Nos. 24777 (as amended) and 24779 ordering the January 19, 2002 special election in order to change some election-day voting locations and corresponding precinct number designations - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Loza moved to pass the ordinance.

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

Assigned ORDINANCE NO. 24818.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 16, 2002

02-0167

Item 4: Authorize **(1)** a professional services contract with Santiago Calatrava SA to provide engineering services for the design of the Woodall Rodgers signature bridge across the Trinity River in an amount not to exceed \$5,837,000, **(2)** the receipt and deposit of funds from The Dallas Foundation in an amount not to exceed \$4,604,000, and **(3)** establishment of appropriations in the amount of \$4,604,000 in the Woodall Rodgers Design Fund - \$5,837,000 - Financing: 1998 Bond Funds (\$1,233,000), Private Funds (\$4,604,000)

The following individuals addressed the city council regarding the professional services contract with Santiago Calatrava SA:

Kenneth Walker, 5787 S. Hampton Rd.
Afisu Olabimtam, 5130 Briargrove Ln.
Robert Meckfessel, 600 Rainbow Dr.
Ted Kollaja, 8604 Richardson Branch Trl.

Councilmember Garcia moved to approve the item.

Motion seconded by Councilmember Oakley.

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

Voting Yes:	[12]	Poss, Loza, Garcia, Thornton Reese, Hill, Oakley, Chaney, Fantroy, Walne, Finkelman, Greyson, Lill
Voting No:	[1]	Rasansky
Vacant:	[2]	Place 15, Place 3

Acting Mayor Poss declared the motion adopted.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 16, 2002

02-0168

Briefings: A. Park and Recreation Needs Inventory and Technical Criteria

Paul Dyer, director of Park and Recreation Department, briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 16, 2002

02-0169

Briefings: A. Animal Control Policy/Shelter

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 16, 2002

02-0170

Closed Session

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

- Legal Issues involving proposed Amendments to the Personnel Rules
- Fred G. Hartrick v. City of Dallas, Civil Action No. 3:01-CV-1513-D
- Frank L. Hearron v. City of Dallas, Civil Action No. 3:01-CV-2285-X
- City of Dallas v. James C. Currey, et al., Cause No. 94-07642-K
- Dallas Police Patrolman's Union v. City of Dallas, Cause No. 01-05023-D
- Harold Cox, Shirley Davidson, Robert Stubblefield, Cynthia Herring, Eloise Edwards, Betty Curley and Leo Easter v. City of Dallas, Jeffrey A. Saitas, in his capacity as Executive Director of the Texas Natural Resource Conservation Commission, Herman Nethery and Terry Van Sickle, Civil Action No. 3:98-CV-0291-H
- 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
- Baby Dolls Topless Saloon Inc., dba Baby Dolls Saloon - East v. MD II Entertainment, Inc., dba The Fare West and D. Burch, Inc., dba Baby Dolls Topless Saloon, Intervenors v. City of Dallas, Texas, Civil Action No. 3:97-CV-1331-R
- D. Burch, Inc., dba Baby Dolls Saloon v. City of Dallas, Cause No. 00-09240-L
- Allen-Burch, Inc., Baby Dolls Saloon v. City of Dallas, Cause No. 00-09241-A
- MD II Entertainment, Inc., dba The Fare West v. City of Dallas, Cause No. 00-09242-L
- Nick Mehmeti and Mainstage, Inc. v. City of Dallas, Cause No. 00-04752-J
- Peter T. Cole v. City of Dallas, Civil Action No. 3:00-CV-1723-M
- OGC Restaurants, Inc., dba Obsession, BDA No. 001C-101
- Case and Point, Inc., BDA No. 001C-102
- City of Dallas v. Explorer Pipeline Company, Inc., Atofina Petrochemicals, Inc. fka Fina Oil & Chemical Company, Exxon Mobile Corporation, Inc., Diamond Shamrock Refining & Marketing Company, Inc.

- Conoco, Inc., Phillips Petroleum Company, Inc., Chevron U.S.A., Inc., Motiva Enterprises, LLC, Equilon Enterprises, LLC, The Premcor Refining Group, Inc. fka Clark Refining & Marketing, Inc., Citgo Petroleum Corporation, Mobile Corporation, Inc., BP Amaco Company fka Amoco Corporation and Does 1 through 100; Cause No. DV00-09678-H
- The Estate of Mae Nell Williams, Deceased, Lewis R. Harper, Independent executor and Heir, and Alfredia Womack, Heir v. City of Dallas, Cause No. 01-03725-P3(A)
 - Lewis Harper and Harper, Harper & Associates, Inc. v. City of Dallas, Cause No. 01-9752-J
 - Standard Hodges dba Unskilled American Association dba U.T.B. Entertainment v. City of Dallas, and the Permit and License Appeal Board of the City of Dallas, Cause No. 01-03359-K

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

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

- Legal Issues involving proposed Amendments to the Personnel Rules
- Fred G. Hartrick v. City of Dallas, Civil Action No. 3:01-CV-1513-D
- Frank L. Hearn v. City of Dallas, Civil Action No. 3:01-CV-2285-X
- City of Dallas v. James C. Currey, et al., Cause No. 94-07642-K
- Dallas Police Patrolman's Union v. City of Dallas, Cause No. 01-05023-D
- Baby Dolls Topless Saloon Inc., dba Baby Dolls Saloon - East v. MD II Entertainment, Inc., dba The Fare West and D. Burch, Inc., dba Baby Dolls Topless Saloon, Intervenor v. City of Dallas, Texas, Civil Action No. 3:97-CV-1331-R
- D. Burch, Inc., dba Baby Dolls Saloon v. City of Dallas, Cause No. 00-09240-L
- Allen-Burch, Inc., Baby Dolls Saloon v. City of Dallas, Cause No. 00-09241-A
- MD II Entertainment, Inc., dba The Fare West v. City of Dallas, Cause No. 00-09242-L
- Nick Mehmeti and Mainstage, Inc. v. City of Dallas, Cause No. 00-04752-J

- City of Dallas v. Explorer Pipeline Company, Inc., Atofina Petrochemicals, Inc. fka Fina Oil & Chemical Company, Exxon Mobile Corporation, Inc., Diamond Shamrock Refining & Marketing Company, Inc., Conoco, Inc., Phillips Petroleum Company, Inc., Chevron U.S.A., Inc., Motiva Enterprises, LLC, Equilon Enterprises, LLC, The Premcor Refining Group, Inc. fka Clark Refining & Marketing, Inc., Citgo Petroleum Corporation, Mobile Corporation, Inc., BP Amaco Company fka Amoco Corporation and Does 1 through 100; Cause No. DV00-09678-H
- The Estate of Mae Nell Williams, Deceased, Lewis R. Harper, Independent executor and Heir, and Alfredia Womack, Heir v. City of Dallas, Cause No. 01-03725-P3(A)
 - Lewis Harper and Harper, Harper & Associates, Inc. v. City of Dallas, Cause No. 01-9752-J

No other matters were discussed during the closed session.

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EXHIBIT C