

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JUNE 12, 2002

02-1720

VOTING AGENDA MEETING  
CITY COUNCIL CHAMBER, CITY HALL  
MAYOR LAURA MILLER, PRESIDING

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

ABSENT: [0]

The meeting was called to order at 9:32 a.m.

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

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

The pledge of allegiance was led by Chart Westcott, Mayor for the Day.

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 5:58 p.m.

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Mayor

ATTEST:

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City Secretary

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

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

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JUNE 12, 2002

EXHIBIT A

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JUNE 12, 2002

EXHIBIT B

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1721

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: Roy Williams, 5881 Preston View Blvd.  
REPRESENTING: 40 Acres And A Mule  
SUBJECT: Preservation of George L. Allen Building/Prairie View A& M extension

SPEAKER: Niki Constrantinos, 1409 Lamar St.  
SUBJECT: Tragedy of Palestine

SPEAKER: Ali Sinnokrot, 4906 Radbrook Pl.  
SUBJECT: Origin of Israel – Palestinian conflict

SPEAKER: John Stettler, 11028 Ridgemeanow Dr.  
SUBJECT: Safety for neighborhoods and schools

SPEAKER: Christopher Head, 716 Lipscomb Ave.  
REPRESENTING: Texas Public Workers Association  
SUBJECT: City Budget

**OPEN MICROPHONE – END OF MEETING:**

SPEAKER: Joyce William, 6803 Canaan St. **NO SHOW**  
SUBJECT: Drug Abuse

SPEAKER: Hadi Jawad, 13109 Roanoke Rd., Westlake TX  
SUBJECT: Tragedy of Palestine

SPEAKER: Iyas Maleh, 1308 Brenna Wy, Coppell, TX  
SUBJECT: State of appetite in Israel

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

SPEAKER: Jan Manimoi, 4117 Druid Hills Dr. **NO SHOW**  
SUBJECT: GroupOne Services and covert discrimination

SPEAKER: Jimmy Lee, 2915 Southland St.  
REPRESENTING: Relief in the Communities Inc.  
SUBJECT: Dr. Edward James Mason

SPEAKER: Jurline Hollins, 1514 Homeland St.  
REPRESENTING: Access Group  
SUBJECT: Obstruction of Justice

SPEAKER: William Hopkins, 2011 Leath St.  
SUBJECT: Corruption: Mayor of Dallas/City Council/Debra Walker/KKK/Federal Judge

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd.  
SUBJECT: J.B. Jackson, Jr./Elsie Faye Heggins/Jenin

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1722

Item 1: Approval of Minutes of the May 22, 2002 City Council Meeting

Deputy Mayor Pro Tem Loza moved to approve the minutes.

Motion seconded by Councilmember Walne and unanimously adopted.

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CITY OF DALLAS, TEXAS

# OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1723

## CONSENT AGENDA

The consent agenda, consisting of agenda items 2-45 was presented for consideration.

The city secretary announced that the city manager had deleted agenda item 39 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Lill requested that consent agenda items 6, 10, 20 and 23 be considered as individual items. Mayor Miller stated that consent agenda items 6, 10, 20 and 23 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Lill's request.

Councilmember Rasansky requested that consent agenda items 20, 21, 27, 28, 29, 32 and 40 be considered as individual items. Mayor Miller stated that consent agenda items 20, 21, 27, 28, 29, 32 and 40 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

Mayor Miller requested that consent agenda item 20 be considered as an individual item. Mayor Miller stated that consent agenda item 20 would be considered as an individual item later in the meeting, there being no objection voiced to her request.

Councilmember Finkelman requested that consent agenda items 23, 24, 25, 28 and 42 be considered as individual items. Mayor Miller stated that consent agenda items 23, 24, 25, 28 and 42 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Finkelman's request.

Councilmember Lill moved to approve all items on the consent agenda with the exception of consent agenda item 39 which was deleted, and consent agenda items 6, 10, 20, 21, 23, 24, 25, 27, 28, 29, 32, 40 and 42 would be considered later in the meeting.

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

Later in the meeting, Councilmember Garcia requested to reconsider the consent agenda to remove consent agenda item 19 to be considered as an individual item.

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

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1724

Item 2: Authorize a contract for the renovation, including removal and replacement of exterior concrete areas at four entry doors, demolition of interior cabinetry, providing new interior partitions, doors, glazing, mirrors, drinking fountains and painting at the Mattie Nash/Myrtle Davis Recreation Center - A S Construction, lowest responsible bidder of two - \$79,800 - Financing: 1999-00 Community Development Grant Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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02-1725

Item 3: Authorize a contract for the reconstruction of alley paving and minor storm drainage improvements for Alley Group 98-2008 - Omega Contracting, Inc., lowest responsible bidder of four - \$217,928 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

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02-1726

Item 4: Authorize a contract for the reconstruction of alley paving, storm drainage and wastewater main improvements on Alley Group 98-2009 - Omega Contracting, Inc., lowest responsible bidder of four - \$468,484 - Financing: 1998 Bond Funds (\$350,619), Water Utilities Capital Construction Funds (\$117,865)

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

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02-1727

Item 5: Authorize (1) a contract for the construction of street paving, storm drainage, streetscape, water and wastewater improvements on Farmers Market Way from Taylor Street south approximately 450 feet and telecommunications and streetscape on Good Latimer Expressway from Taylor Street south approximately 450 feet located in Tax Increment Financing Reinvestment Zone Number Six, City of Dallas (Farmers Market TIF District) with Gibson & Associates, Inc., lowest responsible bidder of two, in an amount not to exceed \$617,702, (2) assignment of the construction contract to Camden Property Trust for construction administration, and (3) payment to Camden Property Trust in an amount not to exceed \$79,970 for design, construction administration and testing - Total not to exceed \$697,672 - Financing: Private Funds (Advance from Camden Property Trust to the Farmers Market TIF District Fund)

Approved as part of the consent agenda.

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02-1728

Item 6: Authorize a contract for the construction of an entry monument and landscape improvements at the entrance road of the Dallas Executive Airport - J & J Sprinkler & Landscape, Inc., lowest responsible bidder of five - \$199,166 - Financing: Aviation Capital Construction Funds

Councilmember Lill requested that consent agenda item 6 be considered as an individual item. Mayor Miller stated that consent agenda item 6 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 6 was brought up for consideration.

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted.

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02-1729

Item 7: Authorize (1) contracts with two firms for loading dock doors and audio visual system for the Dallas Convention Center Capital Improvement Program's Unification projects in an amount not to exceed \$715,139, and (2) assignment of the contracts to Austin Commercial, Inc. for construction management, within the Guaranteed Maximum Price - Financing: No additional cost consideration to the City

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1730

Item 8: Authorize an increase in the contract with Vaughan Construction Inc. for the installation of an automatic irrigation system, replacement of shrubs, and the replacement of the heating, ventilating and air conditioning controls at the Police Auto Pound - \$39,490, from \$709,000 to \$748,490 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1731

Item 9: Authorize an increase in the contract with the Texas Department of Transportation for the final construction payment for channel improvements on Five Mile Creek at Loop 12 - \$20,725, from \$1,000,582 to \$1,021,307 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1732

Item 10: Authorize (1) Supplemental Agreement No. 2 to the contract with Thos. S. Byrne, Inc. to increase the Guaranteed Maximum Price in an amount not to exceed \$814,006, from \$7,021,122 to \$7,835,128 and the total contract amount from \$7,096,122 to \$7,910,128 for the Latino Cultural Center, (2) an increase in the contract with Ironhorse Ironworks, Inc. to provide steel for the tower in an amount not to exceed \$100,820, from \$572,820 to \$673,640, within the Guaranteed Maximum Price, (3) an increase in the contract with Dallas Concrete Contractors, Inc. to provide adjustments in foundation work resulting from fast-tracking the project in an amount not to exceed \$31,000, from \$658,849 to \$689,849, within the Guaranteed Maximum Price (4) three contracts for construction materials and services in an amount not to exceed \$266,963, within the Guaranteed Maximum Price, (5) assignment of the contracts to Thos. S. Byrne, Inc., for construction management, and (6) an increase in appropriations in the amount of \$798,000 in the Latino Cultural Center Donation Fund - Total not to exceed \$814,006 - Financing: Private Funds

Councilmember Lill requested that consent agenda item 10 be considered as an individual item. Mayor Miller stated that consent agenda item 10 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 10 was brought up for consideration.

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 Councilmember Oakley and unanimously adopted. (Rasansky abstain)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1733

Item 11: Authorize (1) a Participation Agreement with Stemmons/Storey LLC for the construction of a new traffic signal at the intersection of Clifford Drive and Storey Lane, (2) the receipt and deposit of funds from Stemmons/Storey LLC in an amount not to exceed \$100,000, and (3) an increase in appropriations in the amount of \$100,000 in the Capital Projects Reimbursement Fund - \$100,000 - Financing: Private Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1734

Item 12: Authorize (1) sidewalk paving improvements for Sidewalk Group 98-113; provide for partial payment of construction cost by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law, and (2) a benefit assessment hearing to be held on August 14, 2002, to receive citizens' comments - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1735

Item 13: Authorize (1) sidewalk paving improvements for Sidewalk Group 98-122; provide for partial payment of construction cost by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law, and (2) a benefit assessment hearing to be held on August 14, 2002, to receive citizens' comments - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1736

Item 14: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Barbara Sparkman Hodges and Charles A. Sparkman, of approximately 35,900 square feet of unimproved land located near the intersection of Camp Wisdom Road and American Way for expansion of the American Way elevated water tank site - \$25,130 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

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02-1737

Item 15: Authorize the deposit of a Special Commissioners' Award for acquisition from the Union Pacific Railroad of 4 tracts of vacant land totaling approximately 61,937 square feet located near the intersection of South Central Expressway and Linfield Road, needed for the South Central Addition Improvements - \$42,800 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

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02-1738

Item 16: Authorize a partial release of the City's second lien on 0.1159 acres of vacant land located south and adjacent to the new Wal-Mart distribution facility located at IH 20 and Bonnie View Road in Southport Business Park and owned by LBJ Diamond Partnership - Financing: No cost consideration to the City

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1739

Item 17: Authorize the release of liens on real property located at 2701 Reagan Street (Resource Center of Dallas, Inc. - formerly The Foundation for Human Understanding, Inc.) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1740

Item 18: An ordinance abandoning a portion of Peabody Avenue to St. Philip's School & Community Center, the abutting owner, containing approximately 3,000 square feet of land located near its intersection with Colonial Avenue, and authorizing the quitclaim - Revenue: \$3,188 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24949.

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CITY OF DALLAS, TEXAS



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1741

Item 19: Authorize the quitclaim of 24 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders - Revenue: \$141,434

Councilmember Garcia requested that consent agenda item 19 be considered as an individual item. Mayor Miller stated that consent agenda item 19 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Garcia's request.

Later in the meeting, agenda item 19 was brought up for consideration.

Councilmember Garcia moved to authorize the quitclaim of 24 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders with the exception of:

<u>Parcel No.</u>	<u>Address</u>	<u>Bidder</u>	<u>#Bids</u>	<u>Amount</u>	<u>Council Vacant/ Dist.</u>	<u>Improved</u>
7	22 Army	William M. Velasco, II	12	\$3,925.50	3	Vacant
8	4241 Aztec	William M. Velasco, II	6	\$6,101.50	4	Vacant
15	3724 Fitzhugh	William M. Velasco, II	16	\$9,850.00	7	Vacant

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1742

Item 20: An ordinance granting a private license to Anland 1A/1C, L.P., Anland 2A, L.P., Anland 5B/6, L.P., Anland 10, L.P., Anland 15, L.P., Anland 16, L.P., Anland South L.P., Anland North, L.P., Anland North II, L.P. and Victory Plaza Buildings, L.P., to install, use and maintain pedestrian lighting, non-revenue generating banners, government, movement control, non-premise and protective signs to serve the American Airlines Center and the Victory Development on public rights-of-way - Revenue: \$1,000 annually plus the \$20 ordinance publication fee

Mayor Miller and Councilmembers Rasansky and Lill requested that consent agenda item 20 be considered as an individual item. Mayor Miller stated that consent agenda item 20 would be considered as an individual item later in the meeting, there being no objection voiced to Mayor Miller and Councilmembers Rasansky and Lill's request.

Later in the meeting, agenda item 20 was brought up for consideration.

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

The following individual addressed the city council regarding the private license:

William Cothrum, 500 S. Ervay St.

Deputy Mayor Pro Tem Loza moved to pass the ordinance.

Motion seconded by Councilmember Garcia.

Councilmember Finkelman moved to substitute for Deputy Mayor Pro Tem Loza's motion to defer the ordinance until the June 26, 2002 voting agenda meeting of the city council.

Motion seconded by Councilmember Rasansky.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

02-1742

Page 2

After discussion, Mayor Miller called the motion on Deputy Mayor Pro Tem Loza's substitute motion:

Voting Yes:	[7]	Miller, Garcia, Housewright, Oakley, Finkelman, Greyson, Rasansky
Voting No:	[7]	Hill, Loza, Walne, Thornton Reese, Poss, Chaney, Fantroy
Abstain:	[1]	Lill

Mayor Miller declared the motion failed.

Councilmember Walne moved to reconsider Councilmember Finkelman's substitute motion.

Motion seconded by Councilmember Hill.

Mayor Miller declared the motion to reconsider the Councilmember Finkelman's substitute motion adopted on a divided voice vote with Deputy Mayor Pro Tem Loza voting "No".

Councilmember Finkelman moved to delay the ordinance until the June 26, 2002 voting agenda meeting of the city council to allow staff time to address the issue of non-premise and non-revenue generating signs.

Motion seconded by Councilmember Rasansky.

After discussion, Mayor Miller declared the motion adopted on a divided voice vote with Deputy Mayor Pro Tem Loza and Councilmember Fantroy voting "No".

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1743

Item 21: An ordinance granting a private license to Anland 2A, L.P., Anland 10, L.P., Anland South, L.P., Anland North, L.P., and Victory Plaza Buildings, L.P. for the use of approximately 4,350 square feet of land to construct and maintain a utility duct bank under portions of Wichita, North Lamar, North Houston and Payne Streets, All Star Way and Victory Avenue rights-of-way - Revenue: \$2,506 annually plus the \$20 ordinance publication fee

Councilmember Rasansky requested that consent agenda item 21 be considered as an individual item. Mayor Miller stated that consent agenda item 21 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 21 was brought up for consideration.

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Rasansky and unanimously adopted.

Assigned ORDINANCE NO. 24950.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1744

Item 22: An ordinance granting a private license to Big D Hotel Associates, Ltd. for the use of approximately 258 square feet of land to use and maintain an existing canopy, aerial sign, fire escape and an existing building encroachment on Jackson and Houston Streets right-of-way - Revenue: \$1,000 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24951.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1745

Item 23: An ordinance granting a license to ComputerUser.com, Inc. to install, operate and maintain self-service newsracks for the distribution of publications upon public street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee

Councilmembers Finkelman and Lill requested that consent agenda item 23 be considered as an individual item. Mayor Miller stated that consent agenda item 23 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Finkelman and Lill's request.

Later in the meeting, agenda item 23 was brought up for consideration.

Councilmember Finkelman moved to pass the ordinance..

Motion seconded by Councilmember Lill.

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

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

Mayor Miller declared the motion adopted.

Assigned ORDINANCE NO. 24952.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1746

Item 24: An ordinance granting a license to Fun/Ed, Inc. to install, operate and maintain self-service newsracks for the distribution of publications upon public street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee

Councilmember Finkelman requested that consent agenda item 24 be considered as an individual item. Mayor Miller stated that consent agenda item 24 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 24 was brought up for consideration.

Councilmember Finkelman moved to pass the ordinance.

Motion seconded by Councilmember Lill.

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

Mayor Miller declared the motion adopted on a divided voice vote, with Councilmember Rasansky voting "No." (Greyson absent when vote taken)

Assigned ORDINANCE NO. 24953.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1747

Item 25: An ordinance granting a license to Ad Beat, Inc. to install, operate and maintain self-service newsracks for the distribution of publications upon public street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee

Councilmember Finkelman requested that consent agenda item 25 be considered as an individual item. Mayor Miller stated that consent agenda item 25 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 25 was brought up for consideration.

Councilmember Finkelman moved to pass the ordinance.

Motion seconded by Councilmember Walne.

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

Mayor Miller declared the motion adopted on a divided voice vote, with Councilmember Rasansky voting "No". (Greyson absent when vote taken)

Assigned ORDINANCE NO. 24954.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1748

Item 26: An ordinance closing and vacating a portion of Ireland Street containing approximately 10,114 square feet of land located between De Lee and Carr Streets for the purpose of consolidating this area with the adjacent city-owned property for the expansion of Urbandale Park - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24955.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1749

Item 27: Authorize a twenty-four-month price agreement for computer paper and forms with the lowest responsible bidders of six - Greater Dallas Print Solution, Advanced Business Graphics, Inc., SFI of Delaware, LLC, A C Printing, and Moore North America - Not to exceed \$675,426 - Financing: Current Funds (\$634,945), Water Utilities Current Funds (\$24,610), Building Inspection Current Funds (\$15,315), 2001-02 Community Development Grant Funds (\$556)

Councilmember Rasansky requested that consent agenda item 27 be considered as an individual item. Mayor Miller stated that consent agenda 27 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 27 was brought up for consideration.

Councilmember Walne moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Loza.

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

Mayor Miller declared the motion adopted on a divided voice vote, with Councilmember Rasansky voting "No". (Thornton Reese, Greyson absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1750

Item 28: Authorize a sixty-month service contract for solid waste refuse removal services for City facilities with the lowest responsible bidders of six - Moore Disposal Corporation, Republic Waste Services of Texas, Ltd. dba Duncan Disposal, Waste Management of Texas Inc., and Trinity Waste Services - Not to exceed \$3,563,640 - Financing: Current Funds (\$2,231,912), Water Utilities Current Funds (\$322,342), Convention and Event Services Current Funds (\$934,060), Aviation Current Funds (\$75,326)

Councilmember Rasansky requested that consent agenda item 28 be considered as an individual item. Mayor Miller stated that consent agenda 28 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 28 was brought up for consideration.

Councilmember Walne moved to approve the item.

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1751

Item 29: Authorize the designation of The Dallas Morning News as the official newspaper of the City for a twenty-four-month period; and a twenty-four-month service contract for the publishing of ordinances, official notices, and City advertising - The Dallas Morning News - Only bidder - Not to exceed \$1,624,420 - Financing: Current Funds (\$1,477,420), Aviation Current Funds (\$45,000), Convention and Event Services Current Funds (\$22,000), Water Utilities Current Funds (\$80,000)

Councilmember Rasansky requested that consent agenda item 29 be considered as an individual item. Mayor Miller stated that consent agenda item 29 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 29 was brought up for consideration.

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

The following individual addressed the city council regarding the Dallas Morning News:

Joe Martin, 3105 Gladiolus Ln.

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Garcia.

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

Mayor Miller declared the motion adopted on a divided voice vote, with Councilmember Rasansky voting "No". (Housewright abstain; Thornton Reese, Greyson absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1752

Item 30: Authorize the purchase of multiple truck bodies from the lowest responsible bidders of four - B & C Body Co. and Equipment Southwest, Inc. - Not to exceed \$99,822 - Financing: 2001 Equipment Acquisition Contractual Obligation Notes (\$64,046), Current Funds (\$35,776)

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1753

Item 31: Authorize a Master Grant Agreement with The Visiting Nurse Association of Texas, a non-profit organization, to perform minor home repair and improvement projects for elderly and/or disabled citizens from June 17, 2002 through June 16, 2003 - Not to exceed \$141,833 - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1754

Item 32: Authorize the purchase of wastewater flow meters from the lowest responsible bidder of three - Wingo Equipment Company, Inc. - Not to exceed \$123,900 - Financing: Water Utilities Current Funds

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

Councilmember Rasansky moved to approve the item.

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1755

Item 33: Authorize an additional payment under Section 37-83 of the Dallas City Code for the reasonable and necessary medical expenses of Mitchell Goldminz arising from injuries he sustained on October 7, 2000, in the course of performing official duties while a reserve police officer with the City of Dallas Police Department - \$20,000 - Financing: Current Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1756

Item 34: Authorize application for and acceptance of Federal Aviation Administration Airport Improvement Program Grant Funds for the federal share of the eligible costs for capital improvement projects at Dallas Love Field - Not to exceed \$7,649,950 - Financing: Federal Aviation Administration Airport Improvement Program Grant Funds

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1757

Item 35: **Transportation Security Administration Grant**

- \* Authorize (1) the acceptance of federal grant funds from the Transportation Security Administration for the reimbursement of a portion of the direct costs associated with new, additional or revised security requirements as the result of Federal mandates following the terrorist events on September 11, 2001, and (2) an increase in appropriations in an amount not to exceed \$644,284 in the Federal Aviation Administration Airport Security Reimbursement Fund - Not to exceed \$644,284 - Financing: Transportation Security Administration Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1758

Item 36: **Transportation Security Administration Grant**

- \* Authorize (1) the acceptance of federal grant funds from the Transportation Security Administration for partial reimbursement of direct costs associated with establishing and maintaining the Explosives Detection Canine Unit at Dallas Love Field, and (2) an increase in appropriations in an amount not to exceed \$120,500 in the Federal Aviation Administration Bio-Explosive Detection Fund - Not to exceed \$120,500 - Financing: Transportation Security Administration Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1759

Item 37: An ordinance waiving the restriction of Section 12A-15(a) of the Dallas City Code, which prohibits former members of boards and commissions that are more than advisory in nature from having financial interests in discretionary city contracts for one year after leaving the service of the city, for Brenda Reyes, former member of the DART Board - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 24956.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1760

Item 38: Authorize a professional services contract with the Greater Dallas Hispanic Chamber of Commerce to provide a Community Outreach Liaison Program for the period from June 15, 2002 through May 14, 2003 - \$72,917 - Financing: Current Funds

Approved as part of the consent agenda.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1761

Item 39: Authorize (1) a decrease in the contract with United HealthCare previously authorized by Council Resolution #01-2047, on June 27, 2001 for annual enrollment services and on-going employee benefits administration in the amount (\$658,335), from \$2,700,000 to \$2,041,665; and (2) an increase in the contract with Deloitte & Touche, LLP and Lawson Associates, Inc., for annual open enrollment services in conjunction with the Human Resources Information System in the amount of \$230,649, from \$6,189,001 to \$6,419,650 - Total not to exceed \$230,649 for a net savings of \$427,686 - Financing: Employee Benefits Current Funds

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1762

Item 40: Authorize the fourth of four one-year renewal options to the contract with KPMG Peat Marwick LLP, for the audit of the City's financial operations and grant activities for the fiscal year ending September 30, 2002 - Not to exceed \$304,953 - Financing: Current Funds (\$252,537) Aviation Current Funds (\$25,416) and Bond Funds Interest Earnings (\$27,000)

Councilmember Rasansky requested that consent agenda item 40 be considered as an individual item. Mayor Miller stated that consent agenda item 40 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 40 was brought up for consideration.

Councilmember Walne moved to approve the item.

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1763

Item 41: Authorize excused absences for two members of the Board of Adjustment Panel B for March 12, 2002, and April 9, 2002, for election duties in accordance with City Council policy and the provisions of Chapter 8 of the Dallas City Code - Financing: No cost consideration to the City

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1764

Item 42: An ordinance granting an MU-3 Mixed Use District and a resolution accepting deed restrictions volunteered by the applicant on property on the northwest corner of the intersection of LBJ Freeway (IH-635) and North Central Expressway (US-75) Z012-177/11633-NC(WE) - Financing: No cost consideration to the City

Councilmember Finkelman requested that consent agenda item 42 be considered as an individual item. Mayor Miller stated that consent agenda item 42 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 42 was brought up for consideration.

Councilmember Finkelman moved to hold the ordinance under advisement until such time as the applicant has submitted the volunteered deed restrictions.

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1765

Item 43: Authorize the acceptance of the Investigations of Violations of Emergency Protective Orders grant from the Office of the Governor, Criminal Justice Division in the amount of \$40,000 to investigate and respond to Emergency Protective Orders granted to victims of domestic violence, for the period June 1, 2002 through November 30, 2002, a local match in the amount of \$33,497, and execution of the grant agreement - \$73,497 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$40,000) and Current Funds (\$33,497)

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1766

Item 44: Authorize the acceptance of the Clandestine Lab initiative grant from the Office of the Governor, Criminal Justice Division in the amount of \$21,625, to decrease the number of clandestine drug labs and the drugs they produce, for the period October 1, 2002 through September 30, 2003, a local match in the amount of \$7,875, and execution of the grant agreement - \$29,500 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$21,625) and Current Funds (\$7,875) (subject to future appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1767

Item 45: Authorize an agreement with the City of Denton approving the sale by the City of Denton of hydroelectric generating facilities located at Lake Lewisville and Lake Ray Roberts to Spencer Station Generating Company L.P. - Financing: No cost consideration to the City

Approved as part of the consent agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1768

CONSENT ZONING DOCKET

The consent zoning docket consisting of agenda items 46-47, was presented.

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

- Agenda item 46: Zoning Case Z012-114 (AC)
- Agenda item 47: Zoning Case Z012-185 (WE)

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

Appearing in opposition to the city plan commission's recommendation:

Gloria Lafuente, 3325 Ridgehaven St., Irving, TX, regarding Z012-114 (AC)

Appearing in favor of the city plan commission's recommendation:

- Reginald Walker, 4155 Shoreline Dr., regarding zoning case Z012-185 (WE)
- David Parks Smith, 1321 E. Canterbury Ct., regarding zoning case Z012-185 (WE)

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

- Marvin Crenshaw, 5134 Malcolm X Blvd., regarding zoning case Z012-185 (WE)
- William Hopkins, 2011 Leath St., regarding zoning case Z012-185 (WE)

Councilmember Housewright 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 Oakley and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1769

Item 46: Zoning Case Z012-114 (AC)

Zoning Case Z012-14 (AC), a City Plan Commission authorized hearing to consider proper zoning on property zoned LO-3-D Limited Office-Dry District on property generally bounded by R.L. Thornton Freeway, the Dallas Zoo, and lots fronting Rockwood Street with consideration given to an R-5 (A)-D Single Family-Dry District as recommended by the Dallas Zoo Area Land Use Study adopted by the City Council on December 12, 2001, and an ordinance implementing the change.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24957.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1770

Item 47: Zoning Case Z012-185 (WE)

Zoning Case Z012-185 (WE), an application for and an ordinance granting a Specific Use Permit for an Open-enrollment charter school and Child-care facility on property zoned an R-7.5(A) Single Family District, located on the east side of Vernon Avenue between Illinois Avenue and Ludlow Drive.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 24958.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1771

Item 48: Public Hearing - Zoning Case Z012-149 (RB)

A public hearing was called on zoning case Z012-149 (RB), an application for and an ordinance granting an amendment to the development/landscape plan and conditions for Planned Development District No. 469 for a Private school to permit the addition of two-lighted tennis courts on property at the east corner of Preston Road and the St. Louis & Southwestern Railroad.

(The city plan commission recommended approval, subject to conditions and a revised development/landscape plan removing requested lighting of the tennis courts.)

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

The following individual addressed the city council regarding zoning case Z012-149 (RB):

Marvin Crenshaw, 5134 Malcolm X Blvd.

Councilmember Greyson moved that the request be held under advisement with the public hearing open until the property owner comes back to the city council for consideration of an amendment to the existing deed restrictions that encumber the property. Furthermore, requesting staff to reference this zoning file zoning file Z012-149 (RB), in the property owner notification for both the city plan commission and city council public hearings for consideration of an amendment to the existing deed restrictions as referenced in this motion.

Motion seconded by Councilmember Rasansky and unanimously adopted.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1772

Item 49: Public Hearing - Zoning Case Z012-190 (JC)

Sherrell Cockrell, director of planning, reminded the city council that in accordance with subparagraph (c)(2)(B) of Section 51A-4.701 of the development code, council approval of the application would require the favorable vote of three-fourths of all members of the council in that a written protest against the change in zoning had been signed by the owners of 20 percent or more of either the land in the area of the request or land within 200 feet of the area of the request, and the protest had been filed with the director of planning.

A public hearing was called for zoning case Z012-190 (JC), an application for and an ordinance granting an NO(A) Neighborhood Office District on property zoned an MF-2(A) Multifamily District on Lombardy Lane, east of Geraldine Avenue.

(The city plan commission recommended approval.)

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

Appearing in favor of the city plan commission's recommendation:

Xochiti Trejo, 3679 Brookhaven Club, Farmers Branch, Tx

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

Motion seconded by Councilmember Fantroy and unanimously adopted. (Miller, Chaney, Greyson absent when vote taken)

Assigned ORDINANCE NO. 24959.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1773

Item 50: Public Hearing – Zoning Case Z012-123 (SR)

A public hearing was called on a City Plan Commission authorized hearing to determine proper zoning on property zoned CA-1(A)-CP Central Area District - Core Pedestrian Precinct and CA-1(A)-SP Central Area District - Secondary Pedestrian Precinct and generally bounded by Pacific Avenue, Harwood Street, Jackson Street, and Griffin Street and an ordinance creating a Planned Development District for mixed uses.

(The city plan commission recommended approval. This item was considered by the City Council at a public hearing on April 10, 2002, April 24, 2002, and May 8, 2002, and was taken under advisement until June 12, 2002, with the public hearing open.)

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

Appearing in favor of the city plan commission's recommendation:

Susan Mead, 1636 Main St.

The following individual addressed the city council regarding zoning case Z012-123 (SR):

William Hopkins, 2011 Leath St.

Deputy Mayor Pro Tem Loza moved to close the public hearing, accept the recommendation of the city plan commission, with the following change:

“That staff forward amendments to the transportation code to institute a central valet plan for this area on or before August 28, 2002 and pass the ordinance.

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

Assigned ORDINANCE NO. 24960.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1774

Item 51: Public Hearing – Zoning Case Z012-104 (RB)

A public hearing was called on zoning case Z012-104 (RB), an application for and an ordinance granting an amendment to the site plan and conditions for Specific Use Permit No. 442 for an Institution of religious, charitable and philanthropic nature for a YMCA to permit an Open-enrollment charter school on the east corner of Romine Street and Latimer Street.

(The city plan commission recommended approval, for a two-year time period with eligibility for automatic renewal for additional two-year time periods. This item was considered by the City Council at public hearings on February 27, 2002, and March 27, 2002, and was taken under advisement until June 12, 2002, with the public hearing open.)

Appearing in opposition to the city plan commission's recommendation:

Carolyn Davis, 2611 Burger Ave., (did not speak due to applicant's withdrawal)  
Diane Ragsdale, 3611 Dunbar St., (did not speak due to applicant's withdrawal)

No one appeared in favor to the city plan commission's recommendation:

The following individuals addressed the city council regarding zoning case Z012-104 (RB):

William Hopkins, 2011 Leath St.  
Marvin Crenshaw, 5134 Malcolm X Blvd.

Councilmember Fantroy moved to close the public hearing, overrule the recommendation of the city plan commission and deny the application without prejudice.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1775

Item 52: Public Hearing – Zoning Case SPSD 012-004

A public hearing was called on zoning case SPSD 012-004, an ordinance amending Article VII "Sign Regulations" of Chapter 51A of the Dallas Development Code to revise regulations for the Deep Ellum Special Provision Sign District to allow wallscape signage (i.e. large off premise attached graphic signs) on the exterior of buildings exceeding 79 feet in height.

(The city plan commission recommended approval.)

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.

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

Appearing in favor of the city plan commission's recommendation:

Jim Rogers, 3208 Trevolle Pl., applicant  
Matt Wood, 5320 Junius St.  
Gary Kelson, 1419 S. Montreal  
Michael Cain, 4903 Worth St.

The following individual addressed the city council regarding SPSD 012-004:

William Hopkins, 2011 Leath St.

Deputy Mayor Pro Tem Loza moved to close the public hearing, accept the recommendation of the city plan commission with the following change:

“All applications for sign permits for wallscape signs shall be reviewed using the director procedure in Division 51A-7.500.”

Motion seconded by Councilmember Oakley.

Councilmember Finkelman asked Deputy Mayor Pro Tem Loza if he would accept a friendly amendment to his motion to the size of the sign excluding the banner as agreed to with the Deep Ellum Association, match the requirements of the Downtown supergraphic ordinance.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

02-1775

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The Mayor asked Deputy Mayor Pro Tem Loza to accept a friendly amendment to review the ordinance within one year, and with two-years renewal options, subject to the approval of the city council.

Deputy Mayor Pro Tem Loza accepted the Mayor's friendly amendment but did not accept Councilmember Finkelman's friendly amendment.

Councilmember Finkelman move to substitute the main motion to close the public hearing accept the recommendation of the City Plan Commission with the following change:

"That the size of the sign excluding the banner as agreed to with the Deep Ellum Association match the requirements of the Downtown super graphic ordinance and bring the ordinance back in a year with two one-year renewal options subject to the approval of the city council."

Motion seconded by Councilmember Walne.

After discussion, Deputy Mayor Pro Tem Loza accepted Councilmember Finkelman's motion as a friendly amendment.

After discussion, Mayor Miller called the vote on Deputy Mayor Pro Tem Loza's motion as amended by Councilmember Finkelman and the Mayor, to close the public hearing accept the recommendation of the City Plan Commission with the following changes:

"All applications for sign permits for wallscape signs shall be reviewed using the director procedure in Division 51A-7.500 and the size of the sign excluding the banner as agreed to with the Deep Ellum Association match the requirements of the Downtown supergraphic ordinance. Bring the ordinance back in a year with two one-year renewal options subject to the approval of the city council and bring the ordinance back on June 26, 2002 voting agenda meeting of the city council."

Motion seconded by Councilmember Oakley and unanimously adopted. (Fantroy, Rasansky abstain; Chaney, Greyson absent when vote taken)

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1776

Item 53: BENEFIT ASSESSMENT HEARING

A benefit assessment hearing to receive citizens' comments for sidewalk paving improvements for Sidewalk Group 98-115 - Financing: This action has no cost consideration to the City

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

The following individual addressed the city council regarding the sidewalk paving improvements:

William Hopkins, 2011 Leath St.

Councilmember Poss moved to close the public hearing.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1777

Item 54: MISCELLANEOUS HEARING

A public hearing to receive citizens' comments on the proposed FY 2002-03 Consolidated Plan Budget for U.S. Department of Housing and Urban Development Grant Funds and the proposed FY 2001-02 Reprogramming Budget - Financing: No cost consideration to the City

The following individual addressed the city council regarding the FY 2002-03 Consolidated Plan Budget:

Marvin Crenshaw, 5134 Malcolm X Blvd.

Councilmember Walne moved to close the public hearing.

Motion seconded by Councilmember Housewright and unanimously adopted.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1778

Miscellaneous Hearing - **Public Improvement Activities for Non-Profit Organizations**

- Item 55: \* A public hearing to receive citizens' comments on the continued use of the Community Development Block Grant to fund public improvement activities for non-profit organizations - Financing: No cost consideration to the City
- Item 56: \* Authorize the adoption of a policy to discontinue use of the Community Development Block Grant to fund public improvement activities for non-profit organizations - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the Public Improvement Activities for Non-Profit Organizations:

Carolyn Davis, 2611 Burger Ave.  
Willie Mae Coleman, 302 York St.  
Ambrosio Villarreal, 540 Woolsey Dr.  
Albert Parker, 9647 Oak Gate Ln.  
John Vernon, no address given  
Joyce Polk, no address given, rep. Central Dallas Ministers Program  
Ann Beale, 5149 Miller  
Eugene Thomas, 207 S. Tyler St.  
Donna Houston Wood, 1460 Allegro Dr., representing Dallas Urban League  
Sherry Mixon, 2558 Stark Rd., representing T.R. Hoover  
Diane Ragsdale, 3611 Dunbar St.  
William Hopkins, 2011 Leath St.  
Marvin Crenshaw, 5134 Malcolm X Blvd.  
Kranz McKeblon, 1144 Fair Oaks

Councilmember Lill moved to close the public hearing and authorize the adoption of the policy to discontinue use of the Community Development Block Grant with the following amendment:

1. The City of Dallas makes as its legislature priority to lift the 15% cap on public service.
2. We have economic development needs in our city, a huge amount of them that each year we consider an economic development project in a neighborhood.

Motion seconded by Councilmember Finkelman.

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CITY OF DALLAS, TEXAS



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

02-1778

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The Mayor asked Councilmember Lill if she would accept a friendly amendment from staff that section 1 of the resolution shall read that the policy should take effect beginning FY 2003-04.

Councilmember Lill accepted the friendly amendment.

During debate on Councilmember Lill's motion, Councilmember Rasansky moved the previous question.

Motion seconded by Councilmember Greyson.

Mayor Miller called the vote on Councilmember Rasansky's motion to end debate and proceed to an immediate vote on the pending question.

Voting Yes: [11] Miller, Garcia, Housewright, Oakley, Fantroy, Poss, Walne,  
Finkelman, Greyson, Rasansky, Lill

Voting No: [4] Hill, Loza, Thornton Reese, Chaney

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

Mayor Miller then called the vote on Councilmember Lill's motion to close the public hearing and authorize the adoption of the policy to discontinue use of the Community Development Block Grant to fund public improvement activities for non-profit organizations with the following amendments:

1. The policy should take effect beginning FY 2003-04
2. The city of Dallas makes as its legislative priority to lift the 15% cap on public service.
3. Each year consider an economic development project in CDBG eligible neighborhoods.

Roll call on the motion:

Voting Yes: [10] Miller, Garcia, Housewright, Oakley, Poss, Walne, Finkelman,  
Greyson, Rasansky, Lill

Voting No: [5] Hill, Loza, Thornton Reese, Chaney, Fantroy

Mayor Miller declared the motion adopted.

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1779

Item 57: Miscellaneous Hearing

A public hearing to receive citizens' comments regarding establishing new residential, commercial and industrial rates for natural gas service as provided by TXU Gas Company - Financing: No cost consideration to the City

The following individuals addressed the city council regarding TXU Gas Company:

Jurline Hollins, 1514 Homeland St.  
Maude Artis, 1423 Fernwood Ave.  
Sheryl Williams, 3539 Spring Ave.  
William Hopkins, 2011 Leath St.

Councilmember Oakley moved to close the public hearing.

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1780

Item 58: Miscellaneous Hearing

A public hearing to receive citizens' comments on the 2002 General Obligation Bond Program -  
Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1781

Item 59: 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 June 12, 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 city secretary also noted that the term for each nominee would end August 31, 2003.

Councilmember Oakley moved to appoint Scott Chase, to the Board of Adjustment.

Motion seconded by Councilmember Rasansky and unanimously adopted.

Councilmember Chaney moved to appoint Don T. O'Bannon, to the Charter Review Commission.

Motion seconded by Councilmember Finkelman and unanimously adopted.

Councilmember Oakley moved to appoint Chante B. Prox, to the Urban Rehabilitation Standards Board.

Motion seconded by Councilmember Rasansky and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

02-1781

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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. (Hill, Greyson absent when vote taken)

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

**02-1794 BOA BOARD OF ADJUSTMENT**

**02-1795 CRC CHARTER REVIEW COMMISISON**

**02-1796 URS URBAN REHABILTIATION STANDARDS BOARD**

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1782

Item 60: Authorize Supplemental Agreement No. 1 to the contract with Mesa Design Group, Inc. to provide design graphics and one additional neighborhood meeting for Grauwlyer Park Master Plan - \$2,660, from \$14,820 to \$17,480 - Financing: 1995 Bond Funds

Deputy Mayor Pro Tem Loza moved to approve the item.

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

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1783

Item 61: Authorize the purchase of two high-speed snow removal tow-behind runway brooms for Dallas Love Field Airport with the lowest responsible bidder of two - M-B Companies, Inc. of Wisconsin - Not to exceed \$266,444 - Financing: Aviation Current Funds

Councilmember Lill moved to approve the item.

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

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1784

Item 62: An ordinance amending Chapter 27 of the Dallas City Code, to define terms; to provide for civil penalty assessment hearings before the Urban Rehabilitation Standards Board and for the enforcement of civil penalties; to authorize personal delivery of notices of board orders - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Loza moved to pass the ordinance.

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

Assigned ORDINANCE NO. 24961.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1785

Item 63: 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 August 14, 2002 voting agenda meeting of the city council.

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

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1786

Closed Session

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

- Erubiel Cruz v. Mark Delapaz, et al., Cause No. 3:02-CV-0649-P
- Anthony Arrendondo, et al., v. City of Dallas, No. 05-99-01819-CV
- Taxpayers for Sensible Priorities, et al., v. City of Dallas, No. 05-01-01579-CV

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.)

- Erubiel Cruz v. Mark Delapaz, et al., Cause No. 3:02-CV-0649-P
- Anthony Arrendondo, et al., v. City of Dallas, No. 05-99-01819-CV
- Taxpayers for Sensible Priorities, et al., v. City of Dallas, No. 05-01-01579-CV

No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1787

Addendum addition 1: Authorize the establishment of the Truancy Program Fund to record expenses, revenues from collections of fines and fees and reimbursements from Dallas County for the Truancy Program to establish up to four Municipal Courts of Record for the adjudication of truancy offenses filed by Dallas Independent School District within the corporate limits of the City of Dallas - Not to exceed \$1,028,655 - Financing: Truancy Program Funds (through a 1st quarter advance and subsequent reimbursements by Dallas County)

Councilmember Walne moved to approve the item.

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1788

Addendum addition 2: Authorize (1) a contract with IDA Engineering, Inc. for heating, ventilating and air conditioning renovation at the Police Property Building located at 1725 Baylor Street; and (2) an increase in appropriations in the amount of \$39,900 in the Equipment and Building Services Current Funds budget - Not to exceed \$39,900, from \$26,991,922 to \$27,031,822 - Financing: Contingency Reserve Funds

Deputy Mayor Pro Tem Loza moved to approve the item.

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

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1789

Addendum addition 3: Authorize (1) Supplemental Agreement No. 2 to the professional services contract with Mason Tillman & Associates, Ltd., for the performance of an analysis to determine any statistically significant difference or disparity in prime contractors' use of M/WBE subcontractors in government agencies that do not have a goals program compared to the City of Dallas in an amount not to exceed \$149,500, from \$466,821 to \$616,321; and (2) an increase in appropriations in the amount of \$149,500 in Non-Departmental's budget - Not to exceed \$149,500 - Financing: Contingency Reserve Funds

Councilmember Chaney moved to approve the item.

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1790

Addendum addition 4: Authorize the purchase and installation of specialized camera, communications and moving map equipment for four Police helicopters from the lowest responsible bidder of two - Texas Aviation Services, Inc. - Not to exceed \$725,742 - Financing: 2000 U.S. Department of Justice, Bureau of Justice Assistance Grant Funds

Councilmember Poss moved to approve the item.

Motion seconded by Councilmember Walne and unanimously adopted. (Hill, Fantroy, Greyson absent when vote taken)

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1791

Addendum addition 5: Authorize (1) a contract to dredge Bachman Lake with Sludge Technology, Inc., lowest responsible bidder of four in an amount not to exceed \$5,573,475, and (2) an increase in appropriations in the amount of \$73,475 in the Bachman Lake Dredging Fund - \$5,573,475 - Financing: 2000 Certificates of Obligation (\$5,298,475), Aviation Construction Funds (\$275,000)

Deputy Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Poss and unanimously adopted. (Hill, Fantroy, Greyson absent when vote taken)

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CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 12, 2002

02-1792

Addendum addition 6: A resolution amending Exhibit A of the ad hoc City Council canvassing committee report for the May 4, 2002 special election previously authorized on May 10, 2002 by Resolution No. 02-1521 - Financing: No cost consideration to the City

Councilmember Poss. moved to approve the resolution.

Motion seconded by Councilmember Housewright and unanimously adopted. (Hill, Fantroy, Greyson absent when vote taken)

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS



MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JUNE 12, 2002

EXHIBIT C

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CITY OF DALLAS, TEXAS