

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, MARCH 26, 2003

03-0950

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 9:29 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 the city council and the audience.

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 6:17 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.

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, MARCH 26, 2003

EXHIBIT A

4/15/03 11:09 AM  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, MARCH 26, 2003

EXHIBIT B

4/15/03 11:09 AM  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0951

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: Penina Weiner, 11711 El-Hara Cir. **CANCELED**  
SUBJECT: Drainage problems from a neighboring home and Buffalo Creek

SPEAKER: Michael Machicek, 4415 Bowser Ave.  
REPRESENTING: Children of the Universe  
SUBJECT: Peace on earth and goodwill toward all

SPEAKER: Roy Williams, 5881 Prewton View Blvd.  
REPRESENTING: Dallas County Green Party  
SUBJECT: No blood for oil in Iraq

SPEAKER: Randeep Walia, 902 Wayne St. **NO SHOW**  
REPRESENTING: Dallas Coalition Against the War  
SUBJECT: No war in Iraq

SPEAKER: Jennifer Wells, 9840 Tanglevine Dr.  
REPRESENTING: Muscular Dystrophy Association  
SUBJECT: Panhandling ordinance

**ADDITIONAL OPEN MICROPHONE – BEGINNING OF MEETING:**

SPEAKER: Jim Neufeld, 1100 Cadiz St. **NO SHOW**  
SUBJECT: Anti-war in Iraq

SPEAKER: Lee Alcorn, 5802 Marvin D. Love  
REPRESENTING: Coalition for the Advancement of Civil Rights  
SUBJECT: Public Safety

**OPEN MICROPHONE – END OF MEETING:**

SPEAKER: Juan Guerrero, 10554 Ferguson Rd. **NO SHOW**  
REPRESENTING: Upper Ferguson Road Weed and Seed  
SUBJECT: Ice cream cart vendors harassing elementary school

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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SPEAKER: Billy Jack Ludwig, 6514 Ridgecrest Rd. #216  
SUBJECT: Various subjects

SPEAKER: William Hopkins, 2011 Leath St. **NO SHOW**  
SUBJECT: Racism against President of the United States, KKK, West Dallas Superfund

SPEAKER: Carolyn Davis, 2611 Burger Ave. **NO SHOW**  
REPRESENTING: The Connectional Alliance  
SUBJECT: Electronic signs at Fair Park

SPEAKER: Victor Degrate, 1902 Windchime Dr.  
SUBJECT: Non-tax penalties on properties

SPEAKER: Dorothy Reyna, 13416 Windchime Dr. **CANCELED**  
REPRESENTING: Muscular Dystrophy Association  
SUBJECT: Panhandling/Fill the Boot Campaign

SPEAKER: Fred White, 3440 Silverwood Ln. **CANCELED**  
REPRESENTING: Muscular Dystrophy Association  
SUBJECT: Fill the Boot/Fire Department

SPEAKER: Myra Martinez, 1130 Newport Ave.  
RERPESENTING: Southern Methodist University Student  
SUBJECT: A recommendation to improve the southern sector of Dallas

SPEAKER: Billy MacLeod, 5225 Fleetwood Oaks Ave.  
SUBJECT: Homeland Security/City Phone System

SPEAKER: Katherine Owens, 7311 Coronado Ave. **CANCELED**  
REPRESENTING: Undermain Theater  
SUBJECT: World Theater Day

SPEAKER: Anita Boyd, 2707 Millbrook Dr. **NO SHOW**  
SUBJECT: Creek erosion on property

SPEAKER: Romeal Johnson, 6923 Sammy Cir.  
REPRESENTING: City of Dallas Teen Court Advisory Board  
SUBJECT: Teen Court Advisory Board

SPEAKER: Katheryn Martin, 301 W. 8<sup>th</sup> St.  
SUBJECT: Black man dragged to death last Friday/Police at the Harwood building made fun of me and degraded me.

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SPEAKER: Larry Whittington, 3120 N. Buckner Blvd.  
REPRESENTING: Charitable Bingo  
SUBJECT: Charities

SPEAKER: Dan Hennessy, 3120 N. Buckner Blvd.  
REPRESENTING: Charitable Bingo  
SUBJECT: Charities

SPEAKER: Jeff Haff, 112 Appalachian Wy., McKinney **NO SHOW**  
REPRESENTING: RPB Landscaping  
SUBJECT: Contract in regards to mowing services

SPEAKER: Jerry Pyle, 1675 Cresthill Dr., Rockwall **NO SHOW**  
REPRESENTING: Ruben Hinojosa  
SUBJECT: Dallas Independent Schools

SPEAKER: Jeff Bawson, 1824 Stockton Trl., Plano **CANCELED**  
SUBJECT: Public Works

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

SPEAKER: Sandra Crenshaw, 1431 Quartet Dr.  
SUBJECT: Councilmember failure to disclose source of contributors

SPEAKER: Jurline Hollins, 2932 Marjorie Ave.  
SUBJECT: Plantation Politics/Elite News/TPOA

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd.  
SUBJECT: All items

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0952

Item 1: Approval of Minutes of the February 26, 2003 City Council Meeting

The city secretary stated that the minutes of the voting agenda meeting of February 26, 2003, were not yet complete and would be distributed to the city council for approval at a future meeting.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0953

CONSENT AGENDA

The following individual addressed the city council on all agenda items before the agenda was presented:

Marvin Crenshaw, 5134 Malcolm X Blvd.

The consent agenda, consisting of agenda items 2-34 and addendum addition consent agenda items 1-3, was presented for consideration.

Councilmember Finkelman requested that consent agenda items 3, 4, and 5 to be considered as individual items. Mayor Miller stated that consent agenda items 3, 4, and 5 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Finkelman's request.

Councilmember Rasansky requested that consent agenda items 7, 14, and 17 to be considered as individual items. Mayor Miller stated that consent agenda items 7, 14, and 17 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

Deputy Mayor Pro Tem Loza moved to approve all items on the consent agenda and consent agenda items 3, 4, 5, 7, 14 and 17 which would be considered later in the meeting.

Motion seconded by Councilmember Garcia and unanimously adopted. (Hill absent when vote taken)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0954

Item 2: Authorize a contract for structural repairs and renovation of the restroom and shower facilities at the Central Patrol Station located at 334 South Hall Street - Smith Contractors, Inc., lowest responsible bidder of nine - \$97,000 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0955

Item 3: Authorize a contract for construction of a playground on the south side and adjacent to the recreation center at Umphress Park - J and J Sprinkler and Landscape, Inc., lowest responsible bidder of five - \$66,300 - Financing: 2000-01 Community Development Reprogramming Grant Funds

Councilmember Finkelman requested that consent agenda item 3 be considered as an individual item. Mayor Miller stated that consent agenda item 3 would be considered as an individual item late in the meeting, there being no objection voiced to Councilmember Finkelman's request.

Later in the meeting, agenda item 3 was brought up for consideration.

Councilmember Finkelman moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0956

Item 4: Authorize a contract for construction of a playground at Moss Park - Austco, Inc., lowest responsible bidder of five - \$71,750 - Financing: 1998 Bond Funds

Councilmember Finkelman requested that consent agenda item 4 be considered as an individual item. Mayor Miller stated that consent agenda item 4 would be considered as an individual item late in the meeting, there being no objection voiced to Councilmember Finkelman's request.

Later in the meeting, agenda item 4 was brought up for consideration.

Councilmember Finkelman moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0957

Item 5: Authorize a contract for playground replacement at Singing Hills Park - Parks for Play, Inc., lowest responsible bidder of six - \$53,068 - Financing: 1998 Bond Funds

Councilmember Finkelman requested that consent agenda item 5 be considered as an individual item. Mayor Miller stated that consent agenda item 5 would be considered as an individual item late in the meeting, there being no objection voiced to Councilmember Finkelman's request.

Later in the meeting, agenda item 5 was brought up for consideration.

Councilmember Finkelman moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0958

- Item 6: Authorize (1) a contract for the resurfacing of Runway 18/36 at Dallas Love Field Airport with JRJ Paving, LP, lowest responsible bidder of two in an amount not to exceed \$476,745, and (2) establishment of appropriations in an amount not to exceed \$597,500 in the Federal Aviation Administration Airport Improvement Program Grant Fund - \$476,745 - Financing: Aviation Capital Construction Funds (\$119,186), Federal Aviation Administration Grant Funds (\$357,559)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0959

Item 7: Authorize a contract with Oncor Energy Delivery Company for electrical improvements and electrical service extension at the Bachman Water Treatment Plant - \$2,754,292 - Financing: Water Utilities Bond Funds

Councilmember Rasansky requested that consent agenda item 7 be considered as an individual item. Mayor Miller stated that consent agenda item 7 would be considered as an individual item late in the meeting, there being no objection voiced to Councilmember Rasansky's request.

Later in the meeting, agenda item 7 was brought up for consideration.

Councilmember Oakley moved to approve the item.

Motion seconded by Councilmember Garcia.

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

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

Mayor Miller declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0960

Item 8: Authorize an increase in the contract with Cajun Constructors, Inc. for the work associated with the Southside Wastewater Treatment Plant solids screening and thickening facility - \$121,356, from \$15,545,435 to \$15,666,791 - Financing: Water Utilities Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0961

Item 9: Authorize an Interlocal Agreement with the Texas Department of Transportation for the construction and maintenance of freeway lighting on Interstate Highway 30 from just west of Chalk Hill Road to 0.3 miles east of Sylvan Avenue, for an estimated cost of \$32,500 annually beginning in FY 2005-06 - \$32,500 annually - Financing: Current Funds (subject to annual appropriations)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0962

Item 10: Authorize (1) a Participation Agreement with Wal-Mart Real Estate Business Trust for construction of a traffic signal at Cockrell Hill Road and Communications Drive, (2) the receipt and deposit of funds from Wal-Mart Real Estate Business Trust in amount not to exceed \$130,000, and (3) an increase in appropriations in the amount of \$130,000 in the Capital Projects Reimbursement Fund - \$130,000 - Financing: Private Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0963

Item 11: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of 2 tracts of land containing a total of approximately 6,686 square feet of land for Northwest Highway paving improvements - \$76,625 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0964

Item 12: An ordinance amending Ordinance No. 20568 to include the area previously licensed by Ordinance No. 18865, terminating Ordinance No. 18865 and changing the name to Regency Park I & II Homeowners Association, Inc. for the continued use and maintenance of existing masonry and brick screening walls along Midway and Frankford Roads - Revenue: \$1,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25205.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0965

Item 13: An ordinance abandoning a water easement to Jeffrey M. Sabel and Cassandra A. Sabel, the abutting owners, containing approximately 2,642 square feet of land located near the intersection of Gloster Road and Manchester Drive, and authorizing the quitclaim - Revenue: \$5,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25206.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0966

Item 14: Authorize a sixty-month service contract for janitorial services at the Municipal Courts Complex with the lowest responsible bidder of five - Oriental Building Services - Not to exceed \$1,747,326 - Financing: Current Funds

Councilmember Rasansky requested that consent agenda item 14 be considered as an individual item. Mayor Miller stated that consent agenda item 14 would be considered as an individual item late in the meeting, there being no objection voiced to Councilmember Rasansky's request.

Later in the meeting, agenda item 14 was brought up for consideration.

Councilmember Rasansky moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0967

Item 15: Authorize the purchase of eight portable cardiac monitors/defibrillators from Medtronic Physio-Control, Corp. - Sole Source - Not to exceed \$162,058 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0968

Item 16: Authorize a twenty-year concession contract, with two five-year renewal options, for a baseball complex at Elgin B. Robertson Park South with the most advantageous proposer of two - Dallas Bat, Inc. - Estimated Revenue: \$2,750,000

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0969

Item 17: Authorize a twenty-four-month service contract for median, alley and right-of-way maintenance with TIBH Industries, Incorporated, a non-profit corporation  
- Not to exceed \$4,232,000 - Financing: Current Funds

Councilmember Rasansky requested that consent agenda item 17 be considered as an individual item. Mayor Miller stated that consent agenda item 17 would be considered as an individual item late in the meeting, there being no objection voiced to Councilmember Rasansky's request.

Later in the meeting, agenda item 17 was brought up for consideration.

Councilmember Rasansky moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0970

- Item 18: Authorize the purchase of two trucks outfitted with high-velocity sewer cleaning machines from Underground, Inc. through the Houston-Galveston Area Council of Governments Interlocal Agreement - Not to exceed \$136,000  
- Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0971

Item 19: Authorize a thirty-six-month price agreement for stainless steel repair clamps with the lowest responsible bidder of eight - Powerseal Pipeline Products Corporation - Not to exceed \$558,126 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0972

Item 20: Authorize settlement of a lawsuit styled Michael Sheffield v. City of Dallas, Texas, Cause No. DV00-10079-I - \$30,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0973

Item 21: Authorize settlement of a lawsuit styled Thomas Merrick v. Fausto Vanegas, Jr., and the City of Dallas; Cause No. cc-02-04762-d - \$9,500 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0974

Item 22: Authorize Supplemental Agreement No. 1 to the professional services contract with Electronic Data Examiners, Inc., for additional professional services necessary in the lawsuit styled Charlie Sylvie v. City of Dallas, Civil Action No. 3:01-CV-1549-P, and any other proceedings relating to the subject matter of this lawsuit - Not to exceed \$6,500, from \$15,000 to \$21,500 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0975

Item 23: Authorize Supplemental Agreement No. 2 to the professional services contract with the law firm of Carrington Coleman Sloman & Blumenthal, L.L.P., for final payment for legal services and related expenses necessary in matters related to the Dallas Naval Air Station - Not to exceed \$189,609, from \$450,000 to \$639,609 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0976

Item 24: Authorize Supplemental Agreement No. 2 to the professional services contract with the law firm of Ted B. Lyon & Associates, P.C., for additional legal services and related expenses necessary in the lawsuit styled 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 USA, Inc., Motiva Enterprises, LLC, Equilon Enterprises, LLC, The Premcor Refining Group, Inc., fka Clark Refining & Marketing, Inc., Citgo Petroleum Corporation, Mobil Corporation, Inc., BP Amoco Company fka Amoco Corporation and Does 1 through 100; Cause No. DV00-09678-H, and any other proceedings relating to the subject matter of this litigation - Not to exceed \$307,000, from \$500,000 to \$807,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0977

Item 25: Authorize a replacement housing payment and disbursement of funds from the Home Repair Program for homeowner Freddie L. Piper, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board - Not to exceed \$55,000 - Financing: Current Funds (\$22,500) and 2001-02 Community Development Grant Funds (\$32,500)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0978

Item 26: Authorize a replacement housing payment and disbursement of funds from the Home Repair Program for homeowner Geraldine Booker, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board - Not to exceed \$55,000 - Financing: Current Funds (\$22,500) and 2001-02 Community Development Grant Funds (\$32,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0979

Item 27: An ordinance granting a Specific Use Permit for a Community Service Center use on the southeast corner of the intersection of Luzon Street and Dutch Harbor Avenue for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions Z023-133(WE) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25207.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0980

Item 28: Authorize a twenty-four-month Interlocal Agreement with Dallas County Health and Human Services Department to act as the City of Dallas' Health Authority providing bio-terrorism or health emergency assistance - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0981

Item 29: Authorize Contract Renewal No. 2 to the contract with The Bethlehem Foundation for the provision of a family stabilization program that will address the problems of economically disadvantaged persons in the city of Dallas for the period of April 13, 2003 through March 31, 2004 - Not to exceed \$65,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0982

Item 30: Authorize a one-year Interlocal Agreement beginning May 1, 2003 through April 30, 2004, with a one-year renewal option beginning May 1, 2004 through April 25, 2005, with Dallas County Transportation Services to transport participants to various programs and activities - Not to exceed \$112,300 - Financing: Current Funds (\$79,650); Walker Consent Decree Funds (\$9,900); 2002-03 Community Development Grant Funds (\$22,750)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0983

Item 31: Authorize a three-year program management contract, with one three-year renewal option, with The Downtown Partnership, Incorporated to program special events at Pegasus Plaza located at Main and Akard Streets for the period beginning April 1, 2003 through March 31, 2006 - Estimated Annual Revenue: \$2,400

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0984

Item 32: Authorize an Interlocal Agreement with the North Central Texas Council of Governments for the development of a Comprehensive Transportation Plan for the Dallas Central Business District - \$100,000 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0985

Item 33: Authorize (1) receipt and deposit of funds from Main Street Investors Joint Venture in an amount not to exceed \$78,695 for design, reimbursables and construction management for the Thompson Building at 1520-1522 Main Street, (2) payment to Main Street Investors Joint Venture in an amount not to exceed \$78,695 for design, reimbursables and construction management, and (3) an increase in appropriations in an amount not to exceed \$78,695 in the City Center TIF District Fund - Total not to exceed \$78,695 - Financing: Private Funds (advance from Main Street Investors Joint Venture to the City Center TIF District Fund)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0986

Item 34: Authorize payment to Oncor Distribution Division for the relocation of utilities in conflict with Meandering Way water system improvements - \$377,052 - Financing: Water Utilities Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0987

CONSENT ZONING DOCKET

The consent zoning docket consisting of agenda items 35-39, was presented.

Agenda items 35 and 36 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:

<del>Agenda item 35: Zoning Case Z012-252 (RB)</del>	<b>[Considered individually]</b>
<del>Agenda item 36: Zoning Case Z023-112 (SH)</del>	<b>[Considered individually]</b>
Agenda item 37: Zoning Case Z023-140 (MM)	
Agenda item 38: Zoning Case Z023-141 (MF)	
Agenda item 39: Zoning Case Z023-148 (MM)	

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

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

The following individual addressed the city council regarding zoning case Z023-140 (MM):

William Hopkins, 2011 Leath St.

Councilmember Oakley 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 Deputy Mayor Pro Tem Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0988

Item 35: Zoning Case Z012-252 (RB)

The consent zoning docket, consisting of agenda items, 35-38 was presented.

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

A public hearing was called on zoning case Z012-252 (RB), an application for and ordinances granting an MU-3(SAH) Mixed Use (Standard Affordable Housing) District on property zoned as Planned Development District No. 55 for General Office Uses, a Motion Picture Theater, and Retail Uses and Planned Development District No. 92 for Retail Shopping and Office Uses and resolutions accepting deed restrictions volunteered by the applicant on property located on the east side of North Central Expressway, between Park Lane and Blackwell Street.

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

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

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

Kirk Williams, 5400 Renaissance Tower

The following individuals addressed the city council regarding zoning case Z012-252 (RB):

William Hopkins, 2011 Leath St.  
Jurline Hollins, 2832 Marjorie St.  
Billy Macleod, 5225 Fleetwood Oaks Dr.

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

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

Assigned ORDINANCE NO. 25208.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0989

Item 36: Zoning Case Z023-112 (SH)

The consent zoning docket, consisting of agenda items, 35-38 was presented.

Councilmember Garcia requested that consent zoning docket item 36 be removed from the consent zoning docket to be called a san individual hearing. Mayor Pro Tem Hill stated that consent zoning docket item 36 would be removed from the consent zoning docket to be called as an individual hearing there being no objection voiced to Councilmember Garcia's request.

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

A public hearing was called on zoning case Z023-112 (SH), a City Plan Commission authorized hearing to determine proper zoning with consideration of a Planned Development District on property zoned an LO-1 Limited Office District, a CR Community Retail District, an RR Regional Retail District, a CS Commercial Service District, an IR Industrial Research District, an IM Industrial Manufacturing District, a P(A) Parking District, and an MF-2(A) Multifamily District in an area along West Davis Street, bounded by Walton Walker (Loop 12) on the west and Hampton Road on the east and an ordinance granting a Planned Development District.

(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:

Barbara Barbee, 303 N. Barnett Ave., representing Beverly Hills Neighborhood Association  
J.D. Jasso, 2710 El Tivoli Dr.  
John Cramer, 2643 W. 10<sup>th</sup> St., representing Fort Worth Ave. Development Group  
Jamie Joppie, 336 W. Davis St.  
Luis DeLaGarcia, 117 S. Ester Blvd.  
Sylvia Lagos, 2706 Avon St.  
William Hopkins, 2011 Leath St.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

03-0989

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

“Prohibit massage establishment and tattoo parlors in the nonresidential subdistricts”  
and pass the ordinance.

Motion seconded by Councilmember Housewright and unanimously adopted.

ASSIGNED ORDINANCE NO. 25209.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0990

Item 37: Zoning Case Z023-140 (MM)

Zoning Case Z023-140 (MM), an application for and an ordinance granting an IM Industrial Manufacturing District on property zoned an IR Industrial Research District on the west side of Wyche Boulevard, north of Record Crossing.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25210.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0991

Item 38: Zoning Case Z023-141 (MF)

Zoning Case Z023-141 (MF), an application for and an ordinance granting an R-5(A) Single Family District on property zoned a CR Community Retail District, on Schuster Drive south of Bernal Drive.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25211.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0992

Item 39: Zoning Case Z023-148 (MM)

Zoning Case Z023-148 (MM), a City Plan Commission authorized hearing to consider proper zoning on approximately 0.8 acres of land zoned an A(A) Agricultural District with consideration being given to an R-1/2 ac (A) Single Family District on the south side of Grady Niblo Road, west of Kiwanis Road and an ordinance granting an R-1/2 ac (A) Single Family District.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25212.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0993

Item 40: Public Hearing – Zoning Case Z012-301 (MF)

A public hearing was called on zoning case Z012-301 (MF), an application for an MF-1 (A) Multifamily District on property zoned an LO-3 Limited Office District on the northeast side of Walton Walker Boulevard (Loop 12) northwest of Exchange Service Drive.

(The city plan commission recommended denial. This item was considered by the City Council at a public hearing on January 22, 2003, and was taken under advisement until March 26, 2003, with the public hearing open.)

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

Councilmember Oakley moved to close the public hearing and accept the recommendation of the city plan commission.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0994

Item 41: Public Hearing – Zoning Case Z023-116 (RB)

A public hearing was called on zoning case Z023-16 (RB), an application for a Planned Development District for a Mini-warehouse and MC-1 Multiple Commercial District Uses on property zoned an MC-1 Multiple Commercial District on the south side of McCallum Boulevard southeast of Preston Road and an ordinance granting a Specific Use Permit for a Mini-warehouse use.

(The city plan commission recommended denial of a Planned Development District for a Mini-warehouse use and MC-1 Multiple Commercial District Uses, and approval of a Specific Use Permit for a Mini-warehouse use for a fifteen-year period with eligibility for automatic renewal for additional fifteen-year periods, subject to a site plan, landscape plan, elevation, and conditions. This item was considered by the City Council at a public hearing on February 12 and February 26, 2003, and was taken under advisement until March 26, 2003, with the public hearing open.)

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 Z023-116 (RB):

William Hopkins, 2011 Leath St.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0995

Item 42: MISCELLANEOUS HEARING

A public hearing was called to authorize a public hearing to consider amending Planned Development District No. 521, Subdistrict B, on a 506.82 acre tract of land along either side of Mountain Creek Parkway north of Interstate 20 to consider revisions to the conditions for signs - Financing: No cost consideration to the City

The following individual addressed the city council regarding the amendment:

John Napier, (no address given), representing Mountain Creek Business Park

Councilmember Housewright moved to close the public hearing.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0996

Item 43: MISCELLANEOUS HEARING

A public hearing was called to receive citizens' comments in preparation of the FY 2003-04 Operating, Capital, Grant and Trust budgets - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the FY 2003-04 Operating, Capital, Grant and Trust budgets:

Jurline Hollins, 2832 Marjorie St.  
William Hopkins, 2011 Leath St.  
Marvin Crenshaw, 5134 Malcolm X Blvd.

Councilmember Finkelman moved to close the public hearing.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0997

Item 44: MISCELLANEOUS HEARING

A public hearing was called to receive citizens' comments on the renewal of the Dallas juvenile curfew ordinance - Financing: No cost consideration to the City

The following individual addressed the city council regarding the Dallas juvenile curfew ordinance:

William Hopkins, 2011 Leath St.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0998

Item 45: MISCELLANEOUS HEARING

A public hearing was called to receive citizens' comments regarding an application for the closure of Leander Drive at Barberry Drive to through vehicular traffic, and at the close of the hearing, consideration of a resolution directing the City Manager to work with the applicant to complete the closure process - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the closure:

Donovan Westover, 2318 Lawndale Dr.  
John Sims, 2148 Barberry Dr.  
Myla Johnson, 2302 W. Colorado Blvd.  
Marvin Crenshaw, 5134 Malcolm X Blvd.  
Mark Minnet, 2209 W. Colorado Blvd.

Councilmember Housewright moved to close the public hearing.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-0999

Item 46: MISCELLANEOUS HEARING

A public hearing was called to receive citizens' comments regarding an application for the closure of Waterview Road at Buckner Boulevard to through vehicular traffic, and at the close of the hearing, consideration of a resolution directing the City Manager to work with the applicant to complete the closure process - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the closure:

Tammy Bardwell, 630 N. Buckner Blvd.  
Tonya Whitzel, 9501 Waterview Rd.

Councilmember Poss moved to close the public hearing and approve the resolution.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1000

Item 47: FLOODPLAIN APPLICATION

Application for a fill permit and removal of the flood plain (FP) prefix from 0.276 acres of land, zoned Residential 1 Acre, currently in the 100-year flood plain of Buffalo Creek located at 7004

Forest Lane - Fill Permit 03-01 - Financing: No cost consideration to the City

No one addressed the city council regarding the application.

Councilmember Finkelman moved to close the public hearing.

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



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1001

Item 48: 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 March 26, 2003.

The city secretary noted that the report indicated nominees and renominees for individual appointments cleared for council action that met all qualifications for service.

Councilmember Garcia 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 Oakley and unanimously adopted.

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

<b>02-1024</b>	<b>CPC</b>	<b>CITY PLAN AND ZONING COMMISSION</b>
<b>02-1025</b>	<b>EHC</b>	<b>ENVIRONMENTAL HEALTH COMMISISON</b>
<b>02-1026</b>	<b>URS</b>	<b>URBAN REHABILITATION STANDARDS BOARD</b>

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1002

Item 49: Authorize the restructuring of the minimum annual guarantee in the advertising concession contract with JCDecaux Airport (formerly Sky Sites) at Dallas Love Field to allow a three-year increase in the term of the agreement and adjustments in the number of advertising locations - Revenue: \$2,375,000, from \$7,500,000 to \$9,875,000

The following individuals addressed the city council regarding the concession contract:

Paul Wedgeman, 1201 Elm St.

Johnny King, 1201 Elm St.

Councilmember Rasansky moved to defer the item until the April 9, 2003 voting agenda meeting of the city council.

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

**[The Business and Commerce Committee will hear this item on April 7, 2003.]**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1003

Item 50: Authorize the initial planning for possible major sports celebration(s) in honor of the Dallas Mavericks and/or Dallas Stars between May 23, 2003 and June 3, 2003, in accordance with the Policy Statement for Major Sports Celebrations previously approved on December 8, 1993 by Resolution No. 93-4570 - Financing: This action has no cost consideration to the City

Deputy Mayor Pro Tem Loza moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1004

Item 51: Authorize economic development grant agreements with eight community-based nonprofit agencies to enhance the quality of life for the residents in the South Dallas/Fair Park Trust Fund target area to provide funding as follows: (1) The Family Place in an amount not to exceed \$34,500; (2) Head Start of Greater Dallas in an amount not to exceed \$25,000; (3) SouthFair Community Development Corporation in an amount not to exceed \$20,000; (4) Communities in Schools in an amount not to exceed \$30,000; (5) Stork's Nest in an amount not to exceed \$10,000; (6) Holmes Street Foundation in an amount not to exceed \$30,000; (7) Dallas Museum of Natural History in an amount not to exceed \$5,000; (8) St. Anthony Community Center in an amount not to exceed \$15,000 - Total not to exceed \$169,500 - Financing: South Dallas/Fair Park Trust Funds

Councilmember Chaney moved to defer the item until the April 9, 2003 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1005

Item 52: Authorize an amendment to the 2003 Employee and Retiree Health and Employee Medical Spending Plans to comply with the Health Insurance Portability and Accountability Act of 1996 - Financing: No cost consideration to the City

Councilmember Chaney moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1006

Item 53: Authorize proposed Procedural Order No. 02-12-5-JR related to the default in payment of fees assessed as a condition of Probation in the City of Dallas Municipal Court - Financing: No cost consideration to the City

Councilmember Chaney moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1007

Item 54: Authorize proposed Procedural Order No. 02-12-3-JR related to the City of Dallas Municipal Court's treatment of Deferred Disposition Orders - Financing: No cost consideration to the City

Councilmember Chaney moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1008

Item 55: Authorize proposed Procedural Order No. 02-12-4-JR related to the City of Dallas Municipal Court's 2003 "non-trial days" calendar - Financing: No cost consideration to the City

Councilmember Chaney moved to approve the item.

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



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1009

Item 56: Authorize proposed Procedural Order No. 02-12-6-JR related to enhancement penalties for repeat offenders of family violence assault, disorderly conduct and public intoxication cases filed in the City of Dallas Municipal Court - Financing: No cost consideration to the City

The city secretary announced that Councilmembers Chaney and Fantroy had deferred consideration of consent agenda item 56 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1010

Item 57: Authorize (1) the creation of a certified English/Spanish Interpreter position in the City of Dallas Municipal Court, and (2) an increase in appropriations in the amount of \$56,087 in the Municipal Court Judiciary's budget - Not to exceed \$56,087 - Financing: Contingency Reserve Funds

Councilmember Chaney moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1011

Item 58: Authorize a professional services contract with Experio Solutions for an efficiency study of the Dallas Police and Fire departments - Not to exceed \$395,000 - Financing: Current Funds

Deputy Mayor Pro Tem Loza moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1012

Item 59: Authorize an amendment to Chapter 49, Article V of the Dallas City Code, as required by the U.S. Environmental Protection Agency and the Texas Commission on Environmental Quality, to modify definitions and provide for various technical changes - Financing: No cost consideration to the City

Councilmember Finkelman moved to approve the item.

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

Assigned ORDINANCE NO. 25214.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1013

Item 60: Authorize Supplemental Agreement No. 2 to the contract with the Trinity River Authority for wholesale wastewater service - Financing: No cost consideration to the City

Councilmember Housewright moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1014

Item 61: Authorize the City of Dallas Housing Finance Corporation to amend its Multifamily Program policy guidelines with respect to tax-exempt bond financing for multifamily housing projects requiring evidence of both neighborhood support for the project as well as on-going participation by the community in project planning and development oversight and a focus on multifamily housing projects involving: (1) rehabilitation or replacement; (2) new senior developments; (3) new construction in targeted distressed neighborhoods (as defined by the City Council from time to time); (4) Community Housing Development Organization initiated projects; and (5) new construction of affordable family housing outside of targeted areas where the developer receives tax-exempt bond financing under the State of Texas Private Activity Bond Cap - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Loza moved to defer the item until the April 9, 2003 voting agenda meeting of the city council.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1015

Closed Session

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

- Legal issues involving the Zoo Restaurant

The posted closed session was not held.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1016

Addendum addition 1: Authorize an increase in the contract with Audio Fidelity Communications Corporation, dba The Whitlock Group for additional audio/visual equipment for the Jack Evans Police Headquarters - \$54,747, from \$586,908 to \$641,655 - Financing: 2000 Certificates of Obligation

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1017

Addendum addition 2: Authorize Supplemental Agreement No. 3 to the professional services contract with Taylormark Consulting, for additional consultant services necessary to support the City Attorney's Office computer network - Not to exceed \$30,000, from \$67,000 to \$97,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1018

Addendum addition 3: Authorize (1) the rejection of bids for the purchase of Intown Housing Section 108 loans, and (2) the City Manager to seek new offers to purchase the Intown Housing Section 108 loans at such time as the City Manager, based on a recommendation from the City's Financial Advisor, determines a market exists for such a purchase - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1019

Addendum addition 4: An ordinance amending Section 51A-1.105.1 of the Dallas Development Code to authorize the City Council to waive board of adjustment application fees in special circumstances -  
Financing: No cost consideration to the City

The city secretary announced that the city manager had deleted addendum addition 4 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1020

Addendum addition 5: Authorize (1) a public hearing to be held on April 9, 2003 to receive citizens' comments on amendments to the City Center TIF District Project Plan and Reinvestment Zone Financing Plan (Plan), to increase the budget category of Acquisition and Restoration of Historic Sites by \$190,000 and decrease the category of Streetscapes by \$190,000 for the Davis Building development, to include 1704 and 1802 Main Street (Mercantile and Securities Buildings) in the City Center TIF District Boundaries, modifications to the Plan and modifications to Ordinance Nos. 22802 and 23034, which created the City Center TIF District and adopted the Plan for the City Center Tax Increment Financing District in accordance with the Tax Increment Financing Act, as amended (V.T.C.A. Tax Code, Chapter 311); and (2) at the close of the public hearing, consideration of an ordinance amending Ordinance No. 22802, previously approved on June 26, 1996, and Ordinance No. 23034, previously approved on February 12, 1997, which approved the Plan, to reflect all such Plan amendments - Financing: No cost consideration to the City

Councilmember Lill moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1021

Addendum addition 6: A resolution imposing a moratorium on applications for building permits and certificates of occupancy for properties on Fort Worth Avenue (via Mayor Miller)

The following individual addressed the city council regarding the moratorium:

Carolos Quintanilla, 3035 Airhaven St., representing Mercado Azteca

Councilmember Housewright moved to approve the resolution with the following change, to amend the first whereas to define that area within one mile of the north or south right-of-way line of Fort Worth Avenue to 1,000 feet and amend Sections 3 and 4 to change at the earliest possible date to by July 24, 2003.

Motion seconded by Councilmember Oakley and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1022

Addendum addition 7: An ordinance amending Chapters 28, 31, 42, and 50 of the Dallas City Code to define terms; restrict solicitations near certain locations and facilities; prohibit solicitations for rides, contributions, employment, signatures, or business, including the sale or distribution of goods, services, or publications, to occupants of vehicles on public roadways; provide defenses; establish who may file a complaint concerning a prohibited solicitation, sale, or distribution; repeal obsolete registration requirements for religious solicitations; and provide a penalty - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the ordinance:

Jim Harris, 6930 Midbury Dr., representing Muscular Dystrophy Association  
Fred White, 3440 Silverwood Ln., representing Muscular Dystrophy Association  
Gregg Hamill, 6147 Desco Dr., representing Stemmons Corridor Business Association  
Grayson Gill, 3830 Fairfax Ave., representing Trammell Crow Co.  
Mat Wood, 719 Skillman St.  
Larry Fonts, 3310 Blackburn St., representing Central Dallas Association  
Greg Schooley, 6346 Velasco Ave., representing West End Association  
Marian Davis, (no address given), representing Southeast Dallas Chamber

Mayor Pro Tem Hill moved to pass the ordinance with the following change, to allow permitting for such organizations as "Fill the Boot" campaign.

Motion seconded by Councilmember Thornton Reese.

Councilmember Finkelman moved to substitute for Mayor Pro Tem Hill's motion a motion to approve the item as presented with the April 25, 2003 as the effective date.

Motion seconded by Councilmember Walne.

After discussion, Mayor Miller called the vote on Councilmember Finkelman's substitute motion:

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

03-1022

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Before the city secretary finished calling the vote, Councilmember Fantroy entered the room and requested the city secretary to read into the record that he was voting in favor of the motion.

The city secretary stated that before Mayor Miller left the room, she requested that her vote be cast in favor of the substitute motion and if the substitute motion did not pass, record her vote as a “nay” vote for the original motion. Therefore, the vote is recorded as follows:

Voting Yes: [14] Miller, Hill, Loza, Garcia, Housewright, Oakley, Chaney,  
Fantroy, Poss, Walne, Finkelman, Greyson, Rasansky, Lill  
Voting No: [1] Thornton Reese

Mayor Pro Tem Hill declared the motion adopted.

Assigned ORDINANCE NO. 25214.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 26, 2003

03-1023

NOTICE OF DEFERRED OR DELETED ITEMS

In accordance with Paragraph (d) of Section 7.11 of the City Council Rules of Procedure, the attached notices of deferred or deleted items were posted adjacent to each entrance to the city council chamber in Room 6 E North, City Hall.

*7.11(d) No later than 5:30 p.m. of the Friday before each city council meeting, the city secretary shall post a list of all items appearing on the regular agenda that were deferred by a city councilmember or deleted by the city manager. No later than 5:30 p.m. of the day before each city council meeting, the city secretary shall post a list of all items appearing on the addendum to the agenda that were deferred by a city council member or deleted by the city manager. The lists must be posted adjacent to each entrance to the city council chamber in Room 6 E North. The city secretary shall not include on these lists any item described in Paragraph (a)(1), (2), (3), or (4).*



MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, MARCH 26, 2003

EXHIBIT C

4/15/03 11:09 AM  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS