

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 2, 2003

03-1080

CITY COUNCIL BRIEFING
CITY HALL, ROOM 6ES
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 9:30 a.m.

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

The prayer was led by the city council and the audience.

The pledge of allegiance was led by Christopher Cocanougher, Fairhill School.

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 7:25 p.m.

Mayor

ATTEST:

Assistant City Secretary

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

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

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 2, 2003

EXHIBIT A

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 2, 2003

EXHIBIT B

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

April 2, 2003

03-1081

Agenda Item (3): Special Presentations

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

April 2, 2003

03-1082

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: Casie Pierce, 6047 Parkdale Dr.
SUBJECT: Cleaning up South Dallas

SPEAKER: Richard Kinard, 408 Park Ave. **NO SHOW**
SUBJECT: Homeless

SPEAKER: Penina Weiner, 11711 El-Hara Cir.
SUBJECT: New house built, 3 air conditioners facing front door

SPEAKER: Anita Boyd, 2707 Millbrook Dr.
SUBJECT: Creek erosion on property

SPEAKER: Andrew Dawson, 1434 Whitaker Ave.
SUBJECT: Wild dogs in District 6

ADDITIONAL OPEN MICROPHONE – BEGINNING OF MEETING:

None.

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Penina Weiner, 11711 El-Hara Cir. **CANCELED**
SUBJECT: New house built, 3 air conditioners facing front door

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

SPEAKER: Sandra Crenshaw, 1431 Quartet Dr. **NO SHOW**
SUBJECT: Response to slander – per say by City of Dallas

SPEAKER: Jurline Hollins, 2832 Marjorie Ave.
SUBJECT: DMN, Channel 4, Channel 5, Channels 8, 11, 13 and Mayor's race, Blacks endorsing Mayor candidates

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

SPEAKER: William Hopkins, 2011 Leath St. **NO SHOW**
SUBJECT: Racism: Against Dallas City Council, Police Department, KKK,
Black man dragged to death

Mayor Pro Tem Hill moved to suspend the rule to allow Paula Clements, to speak instead of Ted Kollaja, who did not wish to speak.

Motion seconded by Councilmember Garcia and unanimously adopted.

SPEAKER: Paula Clements, 9999 Volk Cliff Rd., Ft. Worth
REPRESENTING: AIA Dallas
SUBJECT: Amendments to Code of Ethics

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

April 2, 2003

03-1083

Item 1: Approval of Minutes of the March 5, 2003 City Council Meeting

Councilmember Oakley moved to approve the minutes.

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

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

April 2, 2003

03-1084

03-1085

Item 2: Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)

The assistant city secretary distributed a report showing all nominations and renominations received for city board and commission appointments for the 2001-2003 board term updated through April 2, 2003.

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

Councilmember Fantroy moved to appoint Carol Bandon, vice chair, to the City Plan and Zoning Commission.

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

Councilmember Lill 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 Garcia and unanimously adopted. (Greyson absent when vote taken)

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

03-1094

Board Officers

03-1095

RZ1 REINVESTMENT ZONE ONE BOARD (STATE-THOMAS)

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

April 2, 2003

03-1086

Item 3: An ordinance amending Chapters 10, 10A, 15D, 45, and 48A of the Dallas City Code to revise insurance requirements for bus and shuttles, limousines, emergency wreckers, taxicabs, and vehicle tow services - Financing: No cost consideration to the City

Councilmember Lill moved to pass the ordinance.

Motion seconded by Councilmember Finkelman.

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

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

Assigned ORDINANCE NO. 25215.

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CITY OF DALLAS, TEXAS

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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03-1087

Item 4: An ordinance approving Dallas/Fort Worth International Airport Board Resolutions 2003-03-86 and 2003-03-116, which amend Chapters 4 and 5 of the Dallas/Fort Worth International Airport Code of Rules and Regulations to revise insurance requirements for vehicles for hire operating at the airport - Financing: No cost consideration to the City

Councilmember Lill moved to pass the ordinance.

Motion seconded by Councilmember Garcia.

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

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

Assigned ORDINANCE NO. 25216.

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CITY OF DALLAS, TEXAS

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

April 2, 2003

03-1088

Briefings: A. Dallas Housing Finance Corporation Multifamily Program Policies

The city manager briefed the city council on the item.

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CITY OF DALLAS, TEXAS

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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03-1089

Briefings: B. Dallas/Fort Worth Airport Bond Ordinances

- Thirty-Seventh Supplemental Concurrent Bond Ordinance authorizing the issuance, sale and delivery of Dallas/Fort Worth International Airport Joint Revenue Improvement and Refunding Bonds, in one or more Series, in a maximum aggregate principal amount of \$1,600,000,000 subject to certain parameters
- Thirty-Eighth Supplemental Concurrent Bond Ordinance authorizing the issuance, sale and delivery of Dallas/Fort Worth International Airport Joint Revenue Auction Rate Bonds, Series 2003 C, in a maximum aggregate principal amount of \$118,000,000 subject to certain parameters
- Concurrent ordinance amending the cities of Dallas and Fort Worth 1968 Regional Airport Bond Ordinance, relating to bonds issued by the cities in connection with the Dallas/Fort Worth International Airport

Councilmember Lill announced that she had a conflict of interest and would abstain from participating in any discussion. Councilmember Lill left the briefing room.

Jeff Fegan, executive director of Dallas/Fort Worth Airport Board briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

April 2, 2003

03-1090

Briefings: C. Interview of Ethics Advisory Commission nominee Linda G. Sorrells

The city secretary briefed the city council on the item.

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CITY OF DALLAS, TEXAS

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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03-1091

Briefings: D. Further Discussion of Proposed Amendments to the Code of Ethics

The city attorney briefed the city council on the item.

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CITY OF DALLAS, TEXAS

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

April 2, 2003

03-1092

Briefings: E. Texas Legislative Update - Larry Casto, Assistant City Attorney

The city manager briefed the city council on the item.

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CITY OF DALLAS, TEXAS

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

April 2, 2003

03-1093

Closed Session

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

- Legal issues involving the Zoo Restaurant construction contract
- Legal issues involving Chapter 11 Bankruptcy filing by two entities connected with McCommas Bluff Landfill: In re Dallas Landfill Gas Production LLC (Bankr. N.D. Tex. Case No. 3:03-32037-SAF) and In re Ecogas McCommas Bluff, Inc. (Bankr. N.D. Tex. Case No. 3:03-CV-32039-SAF)
- Legal issues involving the Civil Service Trial Board Appeal of Anthony McGee
- Legal issues involving the Administrative Law Judge's Order in the appeal of the termination of Jose Garcia
- Claim settlement of Juan Jose Reyes, Claim No. 20023433
- C & H Motors, Inc. v. City of Dallas and Rock Richardson, Cause No. 00-07525-K
- Narcida D. Abram and City of Dallas, Intervenor v. Crown Bancorp, a Texas Corporation, Crown Bancorp, Inc., a Colorado Corporation, and Jeff Alan Kob, an Individual, North Houston Bank and Ambjornsen, L.P., Cause No. DV00-09991-E
- Interstate Contracting Corporation v. City of Dallas, Cause No. 03-0153, pending before the Texas Supreme Court on certified questions from the Fifth Circuit
- Harold Cox, Shirley Davidson, Robert Stubblefield, Cynthia Herring, Eloise Edwards, Betty Curled and Leo Easter v. City of Dallas, Herman Nethery and Terry Van Sickle, Civil Action No. 3:98-CV-0291-H consolidate with Civil Action No. 3:98-CV-1763-H
- Anthony Arredondo v. City of Dallas; Tex. App.-Dallas, Case No. 05-99-01819-CV
- Kenneth E. Albert, et al., v. City of Dallas; 199th District Ct., Collin County, Texas, Cause No. 199-697-94
- David R. Barber, et al., v. City of Dallas; 199th District Ct., Collin County, Texas, Cause No. 199-624-95
- James F. Hill, et al., v. City of Dallas; 191st District Ct., Dallas County, Texas, Cause No. 95-00975-J
- David S. Martin, et al., v. City of Dallas; 354th District Ct., Rockwall County, Texas, Cause No. 1-95-506
- George G. Parker, et al., v. City of Dallas; 354th District Ct., Rockwall County, Texas, Cause No. 1-95-107
- Kevin Michael Willis, et al., v. City of Dallas; 199th District Ct., Collin County, Texas, Cause No. 199-200-95
- Dora Saucedo-Falls, Brigitte Gassaway, Shirley Gray, John Martinez, Troy McClain, Mona Neill, Floyd Simpson, Williams Turnage, Cynthia Villareal, Ron Waldrop and Tom Ward v. City of Dallas, Rockwall County, Case No. 1-02-780

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- City of Dallas v. Dallas Police Association, Cause No. 05-02-00060-CV, Fifth District Court of Appeals
- Manhattan Construction Company v. Austin Commercial, Inc. Cause No. 03-01805
- City of Dallas, Texas, Plaintiff and Counter-Defendant v. Redbird Development Corporation, and First Redbird Development Corporation, Defendants, Counter-Plaintiffs, and Third-Party Plaintiffs, Dwaine R. Caraway, Vernon H. Jordan, and DFW Contractors, Third-Party Defendants; Cause No. DV99-08817-K

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

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

- Legal issues involving the Zoo Restaurant construction contract
- Legal issues involving Chapter 11 Bankruptcy filing by two entities connected with McCommas Bluff Landfill: In re Dallas Landfill Gas Production LLC (Bankr. N.D. Tex. Case No. 3:03-32037-SAF) and In re Ecogas McCommas Bluff, Inc. (Bankr. N.D. Tex. Case No. 3:03-CV-32039-SAF)
- Legal issues involving the Civil Service Trial Board Appeal of Anthony McGee
- Legal issues involving the Administrative Law Judge's Order in the appeal of the termination of Jose Garcia
- Narcida D. Abram and City of Dallas, Intervenor v. Crown Bancorp, a Texas Corporation, Crown Bancorp, Inc., a Colorado Corporation, and Jeff Alan Kob, an Individual, North Houston Bank and Ambjornsen, L.P., Cause No. DV00-09991-E
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- City of Dallas v. Dallas Police Association, Cause No. 05-02-00060-CV, Fifth District Court of Appeals
- Manhattan Construction Company v. Austin Commercial, Inc. Cause No. 03-01805
- City of Dallas, Texas, Plaintiff and Counter-Defendant v. Redbird Development Corporation, and First Redbird Development Corporation, Defendants, Counter-Plaintiffs, and Third-Party Plaintiffs, Dwaine R. Caraway, Vernon H. Jordan, and DFW Contractors, Third-Party Defendants; Cause No. DV99-08817-K

The following item was made a part of the closed session.

Pay Referendum

Mayor Pro Tem Hill and Councilmember Thornton Reese recused themselves from the discussion.

No other matters were discussed during the closed session.

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EXHIBIT C

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