

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 7, 2003

03-1300

CITY COUNCIL BRIEFING
CITY HALL, ROOM 6ES
MAYOR LAURA MILLER, PRESIDING

PRESENT: [15] Miller, Loza, Garcia, Housewright, Thornton Reese, Oakley, Chaney, Fantroy,
Poss, Walne, Finkelman, Greyson, Rasansky, Lill
ABSENT: [1] Hill

The meeting was called to order at 9:25 a.m.

The assistant 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 for a moment of silence.

The pledge of allegiance was led by Mayor Miller.

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

After all business properly brought before the city council had been considered the city council adjourned at 4:30 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.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 7, 2003

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 7, 2003

EXHIBIT B

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

MAY 7, 2003

03-1301

Agenda Item (3): Special Presentations

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

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

MAY 7 2003

03-1302

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: Joe Martin, 3105 Gladiolus Ln.
SUBJECT: Double standard for citizens

SPEAKER: Michael Machicek, 4415 Bowser Ave.
SUBJECT: Peace throughout the universe

SPEAKER: Ted Kollaja, 8604 Richardson Branch Trl. **NO SHOW**
SUBJECT: Proposed amendments to Code of Ethics

SPEAKER: Irby Foster, 3515 James St. **CANCELLED**
SUBJECT: "Things that are not being maintained city wide"

SPEAKER: Roy Williams, 5881 Preston View Blvd. **CANCELLED**
REPRESENTING: Dallas County Green Party
SUBJECT: Cadillac Heights – Fair buy-out for all

ADDITIONAL OPEN MICROPHONE – BEGINNING OF MEETING:

None.

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Gene Helmick-Richardson, 6218 Wofford Dr.
REPRESENTING: Concern Citizens
SUBJECT: Mosquito control

SPEAKER: Laura Jekot, 7015 La Vista Dr. **NO SHOW**
REPRESENTING: Gastonwood/Coronado Hill Neighborhood Association
SUBJECT: Mosquito control

SPEAKER: Ruth Dandalides, 9815 Cross Creek Ct. **CANCELLED**
SUBJECT: Mosquito Control Plan

SPEAKER: Martha DuBois, 4938 Burnside Ave.
SUBJECT: Police and violence

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OPEN MICROPHONE – END OF MEETING:

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

SPEAKER: Susan Gregory, 7045 Green Tree Ln.
REPRESENTING: DFW Green Alliance
SUBJECT: Tire recycling / Mosquito spraying

SPEAKER: Ranard Green, 4617 Burma Rd.
SUBJECT: Neighborhood issues

SPEAKER: David Alvarado, 201 E. Ninth St.
SUBJECT: Mosquito control

SPEAKER: Jennifer Land, 3905 Weeburn Dr.
SUBJECT: Mosquito control

SPEAKER: Abdi Ali, 13740 Montfort Dr.
REPRESENTING: DFW Taxicabs and Livery Coalition
SUBJECT: Taxicabs Insurance

SPEAKER: Patricia Kobes, 8325 Meadows Rd.
SUBJECT: Mosquito control

SPEAKER: Raymond Ibe, 3 Pamela Ct., **(Mansfield)** **NO SHOW**
REPRESENTING: State Taxicab Company
SUBJECT: Taxicab Insurance

SPEAKER: Harbi Hassan, 1228 N. Britain Rd., **(Irving)**
REPRESENTING: Association of United Taxicab Operators
SUBJECT: Taxicab Insurance

SPEAKER: Jim Gaberino, 3707 Dartmouth Ave., **(Highland Park)**
SUBJECT: Water Department

SPEAKER: Abdullahi Ali, 1401 Cavalier Dr., **(Richardson)** **NO SHOW**
REPRESENTING: DFW Taxicabs and Livery Coalition
SUBJECT: Taxicabs

SPEAKER: Massoud Nasser, 1209 Brook Hill Ln., **(Arlington)**
REPRESENTING: DFW Taxicabs and Livery Coalition
SUBJECT: Taxicabs

03-1302

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OPEN MICROPHONE - END OF MEETNG:

SPEAKER: Irby Foster, 3515 James St
SUBJECT: "Things that are not being maintained city wide"

CANCELLED.

SPEAKER: Taylor Brannon, 1514 Homeland St.
SUBJECT: Mobil voting/Community awareness

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

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Racism: Mayor's race/ KKK/Media/Dallas Morning News

SPEAKER: Jurline Hollins, 2832 Marjorie Ave.
SUBJECT: Taxation without Representation/Plantation political wars

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

MAY 7, 2003

03-1303

Item 1: Approval of Minutes of the April 16, 2003 City Council Meeting

Councilmember Greyson moved to approve the minutes.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Hill absent)

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

MAY 7, 2003

03-1304

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 re-nominations received for city board and commission appointments for the 2001-2003 board term updated through May 7, 2003.

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

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 Thornton Reese and unanimously adopted. (Hill absent)

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

03-1317	CSX	CIVIL SERVICE BOARD ADJUNCT MEMBERS
03-1318	LMC	LANDMARK COMMISSION
03-1319	MLB	MUNICIPAL LIBRARY BOARD
03-1320	PAR	PARK AND RECREATION BOARD
03-1321	URS	URBAN REHABILITATION STANARD BOARD
03-1322	YAC	YOUTH COMMISSION

03-1317 BRIEFING MEETING OF THE DALLAS CITY COUNCIL

MAY 7, 2003

03-1312

Briefings: A. Proposed FY 2003-04 Consolidated Plan Budget

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

MAY 7, 2003

03-1313

Briefings: B. 2003 Comcast Cable Rate change Request

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

MAY 7, 2003

03-1314

Briefings: C. Request Mosquito Control (for information only)

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

MAY 7, 2003

03-1315

Briefings: D. FY 2003-04 Budget Outlooks (for information only)

- 1) Business Development and Procurement Services
- 2) Aviation

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

MAY 7, 2003

03-1316

Closed Session

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

- Bruce A. Roberts and Bobbie J. Roberts v. City of Dallas and Philip Terranella, Cause No. cc-99-10872-e
- Vincent Edward McGregor v. State of Texas, Court of Appeals, 5th U.S. District of Texas No. 05-02-00995-CR
- Kelly Ann Porter v. City of Dallas, Texas, Cause No. cc-00-08874-c
- Roland Thomas and Mary Johnson v. City of Dallas and Sylvia Paige, Cause No. 02-2008-A
- Ann Tenison Hereford Webb, et al., v. The City of Dallas, Texas, et al., Civil Action No. 3:00-CV-2558-R

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.)

- Bruce A. Roberts and Bobbie J. Roberts v. City of Dallas and Philip Terranella, Cause No. cc-99-10872-e
- Vincent Edward McGregor v. State of Texas, Court of Appeals, 5th U.S. District of Texas No. 05-02-00995-CR
- Kelly Ann Porter v. City of Dallas, Texas, Cause No. cc-00-08874-c
- Roland Thomas and Mary Johnson v. City of Dallas and Sylvia Paige, Cause No. 02-2008-A
- Ann Tenison Hereford Webb, et al., v. The City of Dallas, Texas, et al., Civil Action No. 3:00-CV-2558-R

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

Hardship relief for Home Depot U.S.A. Inc.

No other matters were discussed during the closed session.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 7, 2003

EXHIBIT C

May 7, 2003

03-1305

May 3, 2003 Election

Item 3: * Receive report of the ad hoc City Council canvassing committee and adopt a resolution and order accepting the canvassing committee's report declaring the results of the May 3, 2003 general and special elections - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the report of the ad hoc city council canvassing committee:

Marvin Crenshaw, 5134 S. Malcolm X Blvd.

The committee appointed to canvass the returns of Saturday's election, Councilmember Finkelman, chair, Councilmember Garcia and Councilmember Greyson, make the following report to the full council. Each of the city councilmembers received a copy of the report.

In the City General Election called to election 15 members to the City Council for the term beginning June 11, 2003:

On the basis of the statement of the returns of the election, Councilmember Finkelman, chair, Councilmember Garcia and Councilmember Greyson find that the following candidates received the majority of the votes cast by the qualified voters of the city and of the individual city council districts participating in the election:

For City Council Place 1	Elba Garica was elected.
For City Council Place 2	John Loza was elected.
For City Council Place 3	Ed Oakley was elected.
For City Council Place 4	Maxine Thornton Reese was elected.
For City Council Place 5	Don Hill was elected.
For City Council Place 6	Steve Salazar was elected.
For City Council Place 7	Leo V. Chaney was elected.
For City Council Place 8	James L. Fantroy was elected.
For City Council Place 10	Bill Blaydes was elected.
For City Council Place 11	Lois Finkelman was elected.
For City Council Place 12	Sandy Greyson was elected.
For City Council Place 13	Mitchell Rasansky was elected.
For City Council Place 14	Veletta Forsythe Lill was elected.
For City Council Place 15	Laura Miller was elected.

The assistant city secretary announced that Place 9 would have a runoff election on May 31, 2003.

PROPOSITION NO 1	Approved.
PROPOSITION NO 2	Approved.
PROPOSITION NO 3	Approved.
PROPOSITION NO 4	Approved.
PROPOSITION NO 5	Approved.
PROPOSITION NO 6	Approved.
PROPOSITION NO 7	Approved.
PROPOSITION NO 8	Approved.
PROPOSITION NO 10	Approved.
PROPOSITION NO 11	Approved.
PROPOSITION NO 12	Approved.
PROPOSITION NO 13	Approved.
PROPOSITION NO 14	Approved.
PROPOSITION NO 15	Approved.
PROPOSITION NO 16	Approved.
PROPOSITION NO 17	Approved.

Councilmember Walne moved to approve the item.

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

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

May 7, 2003

03-1306

May 31, 2003 Runoff Election

- Item 4: * An ordinance ordering a runoff election to be held in the City of Dallas on Saturday, May 31, 2003, for the purpose of electing a member of the City Council to represent District 9 for the term beginning June 9, 2003 - Financing: This action has no cost consideration to the City

Councilmember Poss moved to approve the item and reinstate early voting on Saturday and Sunday, May 17 and 18 2003 with a cost of \$6,300 to be consistent with previously early voting elections.

Motion seconded by Councilmember Walne and unanimously adopted. (Hill absent)

Assigned ORDINANCE NO. 25238.

May 7, 2003

03-1307

May 31, 2003 Runoff Election

- Item 5: * A resolution **(1)** authorizing an extension of the joint election agreement and election services contract between the City of Dallas, other jurisdictions, and Dallas County for the conduct of a runoff election to be held on Saturday, May 31, 2003, and; **(2)** authorizing an increase in appropriations in the amount of \$687,500 in the City Secretary's Office Elections budget to cover the estimated cost of the runoff election under the joint election contract with Dallas County - Not to exceed \$687,500, from \$687,500 to \$1,375,000 - Financing: Contingency Reserve Funds

The city secretary requested that item 5 be deleted from the agenda.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

May 7, 2003

03-1308

May 31, 2003 Runoff Election

Item 6: * A resolution authorizing the Mayor to appoint an ad hoc City Council canvassing committee to review the returns of the May 31, 2003, runoff election and submit a canvass report to the full City Council on Wednesday, June 4, 2003 - Financing: This action has no cost consideration to the City

Mayor Miller appointed Councilmember Thornton Reese, as chair, and Deputy Mayor Pro Tem Loza and Councilmember Rasansky to the ad hoc City Council canvassing committee.

Councilmember Garcia moved to approve the resolution.

Motion seconded by Councilmember Oakley and unanimously adopted. (Hill absent)

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

May 7, 2003

03-1309

Item 7: Authorize hardship relief for Home Depot U.S.A. Inc. on property located at 2600 Ft. Worth Avenue from the Ft. Worth Avenue moratorium on the acceptance of applications for building permits and certificates of occupancy for certain uses previously authorized by Resolution No. 03-1021 on March 26, 2003, and a resolution accepting deed restrictions volunteered by the applicant - Financing: No cost consideration to the City

Councilmember Oakley moved to defer the item until May 21, 2003.

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

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

May 7, 2003

03-1310

Item 8: Authorize hardship relief for Maria Gomez on property located at 1004 Ft. Worth Avenue from the Ft. Worth Avenue moratorium on the acceptance of applications for building permits and certificates of occupancy for certain uses previously authorized by Resolution No. 03-1021 on March 26, 2003 - Financing: No cost consideration to the City

Councilmember Garcia moved to approve the item.

Motion seconded by Councilmember Oakley and unanimously adopted. (Hill absent)

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

May 7, 2003

03-1311

Item 9: Authorize the City Manager to initiate the process of selection for a Request for Competitive Sealed Proposals project delivery method for the completion of the Dallas Zoo Restaurant and Main Entry Bridge construction - Financing: No cost consideration to the City

Councilmember Garcia moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Hill absent)

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CITY OF DALLAS, TEXAS