

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JUNE 25, 2003

03-1810

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

PRESENT: [15] Miller, Loza, Hill, Garcia, Oakley, Thornton Reese, Salazar, Chaney,
Fantroy, Griffith, Blaydes, Finkelman, Rasansky, Lill

ABSENT: [0]

The meeting was called to order at 10:02 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 for a moment of 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 7:33 p.m.

Mayor

ATTEST:

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 25, 2003

EXHIBIT A

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MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JUNE 25, 2003

EXHIBIT B

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1811

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: Albert Parker, P.O. Box 240
REPRESENTING: John Q. Public
SUBJECT: Haunted times examined

SPEAKER: Preston Caldez, 7643 Culcourt St.
SUBJECT: Zoning case Z023-193 and 194

SPEAKER: Ann Kail, 7603 Culcourt St.
SUBJECT: Zoning case Z023-193 and 194

SPEAKER: Dwayne Dallas, 6266 St. Albans Dr.
SUBJECT: Mayor's Profile

SPEAKER: Al Lipscomb, 830 Clearwood Dr. **CANCELED**
SUBJECT: Pay increases for Dallas Police Department and civilian employees

ADDITIONAL OPEN MICROPHONE – BEGINNING OF MEETING:

SPEAKER: LaShonda Kuykendall, 3550 S. Fielder Rd., Arlington **CANCELED**
SUBJECT: Procedures when stolen vehicles are recovered, impounded and charged for release to owner

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Chris Head, 9339 San Fernando Way
REPRESENTING: Texas Public Workers Association
SUBJECT: Budget paying benefits for city employees

SPEAKER: Sandra Crenshaw, 1431 Quartet St.
SUBJECT: Dallas City Ethics Commission – chickens guarding the fox house

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

03-1811

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SPEAKER: Lorie Mosley, 7930 Jubilent Dr. **CANCELED**
SUBJECT: Importance of the Ombudsman Program

SPEAKER: Larry Wilkins, 1906 Blackburn Rd., Sachse
SUBJECT: Property at 8608 Reva St.

SPEAKER: Robert Plack, 2402 Arapaho Rd., Arlington **CANCELED**
SUBJECT: Privatization

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

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Racism against President of United States, No weapons of mass destruction in Iraq

SPEAKER: John Barr, 203 E. Colorado Blvd.
REPRESENTING: Yellow Cab
SUBJECT: Taxicab insurance

SPEAKER: John Bryant, 5915 Swiss Ave.
REPRESENTING: DFW Taxicab Livery Coalition
SUBJECT: Taxicab insurance

SPEAKER: Frank Ward, P.O. Box 50694
SUBJECT: The dark side of city business

SPEAKER: Jurline Hollins, 2832 Marjorie Ave.
SUBJECT: Political flip-flops, Financial Involvement Statements of the mayor and City Council

SPEAKER: Douglas Uchendu, 3109 Northgate, Irving
REPRESENTING: Association United Taxicab Operators
SUBJECT: Taxicab insurance

SPEAKER: Massoud Nasser, 1209 Brook Hill Ln., Arlington
REPRESENTING: DFW Taxicab Livery Coalition
SUBJECT: Taxicab insurance

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1812

Item 1: Approval of Minutes of the May 14, 2003 and June 11, 2003 City Council Meetings

Councilmember Greyson moved to approve the minutes, as corrected. On the May 14, 2003 city council meeting, agenda item 67, the speaker's name Edwin Nolan Boots, was incorrect. The speaker's name should be Boots Nowlin.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1813

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-52 and addendum addition consent agenda items 1-29, was presented for consideration.

The city secretary announced that the city manager had deleted consent agenda item 37 and addendum addition 3 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

The city secretary announced that Councilmember Garcia had deferred consideration of consent agenda item 42 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

After the Notice of Deferred Items had been posted Councilmember Garcia stated that she had notified the city secretary in writing that she had deferred consent agenda item 42 until the next voting agenda meeting, but that she wished to withdraw the deferral and consider the item as part of the consent agenda.

Mayor Miller stated that consent agenda item 42 would be considered as a part of the consent agenda, there being no objection voiced to Councilmember Garcia's request.

The city secretary announced that Councilmember Salazar had deferred consideration of addendum addition item 15 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

After the Notice of Deferred Items had been posted Councilmember Salazar stated that he had notified the city secretary in writing that he had deferred addendum addition item 15 until the next voting agenda meeting, but that he wished to withdraw the deferral and consider the item as part of the consent agenda.

Mayor Miller stated that addendum addition item 15 would be considered as a part of the consent agenda, there being no objection voiced to Councilmember Salazar's request.

Councilmember Rasansky requested that consent agenda items 5, 6, 16 and addendum addition items 7, 12, 18 and 27 be considered as individual items. Mayor Miller stated that consent agenda items 5, 6, 16 and addendum addition items 7, 12, 18 and 27 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

Councilmember Chaney requested that consent agenda item 18 be considered as an individual item. Mayor Miller stated that consent agenda item 18 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Chaney's request.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

03-1813

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Councilmember Blaydes requested that consent agenda item 39 and addendum addition items 5 and 12 be considered as individual items. Mayor Miller stated that consent agenda item 39 and addendum addition items 5 and 12 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Blaydes' request.

Councilmember Salazar requested that addendum addition 6 be considered as an individual item. Mayor Miller stated that addendum addition 6 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Salazar's request.

Councilmember Oakley moved to approve all items on the consent agenda and addendum addition consent agenda items with the exception of consent agenda item 37 and addendum addition 3 which were deleted, and consent agenda items 5, 6, 16, 18 and 39 and addendum addition items 5, 6, 7, 12, 18 and 27 which would be considered later in the meeting.

Motion seconded by Mayor Pro Tem Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1814

Item 2: Authorize a professional services contract with Wendy Lopez and Associates, Inc. dba Lopez Garcia Group to provide surveying, preliminary and final plans, bidding and construction administration at South Central Park, located at 4753 Fellows Lane - \$26,566 - Financing: 2000-01 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1815

Item 3: Authorize (1) a contract for fountain renovation, sub-drainage system and automatic irrigation system at Celebration of Life Park, located at 600 Pearl Street, and (2) the establishment of appropriations in the amount of \$85,000 in Capital Gifts and Donation Funds - Sawyers Construction, Inc., lowest responsible bidder of three - \$115,963 - Financing: 1998 Bond Funds (\$58,070) and Capital Gifts and Donation Funds (\$57,893)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1816

Item 4: Authorize a contract for playground replacement and pavilion at Maria Luna Park - Henneberger Construction, Inc., lowest responsible bidder of three - \$205,428 - Financing: 1998 Bond Funds (\$76,545), 2001-02 Community Development Reprogramming Grant Funds (\$20,935) and 2001-02 Community Development Grant Funds (\$107,948)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1817

Item 5: Authorize a contract for the construction of a communications tower and equipment building at Fire Station No. 37, located at 6742 Greenville Avenue - Wilbur L. Anderson, Inc. dba Western Towers, lowest responsible bidder of four - \$136,494 - Financing: Current Funds

Councilmember Rasansky 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 later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

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

Councilmember Rasansky moved to approve the item.

Motion seconded by Councilmember Salazar and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1818

Item 6: Authorize a contract for repairs to the parking garage adjacent to the Jack Evans Police Headquarters facility - RTC, Inc., dba Remedial Testing and RTC Waterproofing & Restoration, Inc., lowest responsible bidder of eight - \$169,309 - Financing: 1998 Bond Funds (\$105,808) and 2000 Certificates of Obligation (\$63,501)

Councilmember Rasansky 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 Rasansky's request.

Later in the meeting, agenda item 6 was brought up for consideration.

Councilmember Rasansky moved to approve the item.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1819

Item 7: Authorize a contract for the rehabilitation of existing wastewater mains and the construction of water and wastewater main replacements in lower west White Rock Creek area, Phase 2 - Atkins Bros. Equipment Co., Inc., lowest responsible bidder of five - \$2,915,230 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1820

Item 8: Authorize a contract for the construction of water and wastewater main replacements at various locations within the lower White Rock Creek drainage area, Phase 2 - William J. Shultz, Inc. dba Circle "C" Construction Co., lowest responsible bidder of four - \$1,785,176 - Financing: Water Utilities Bond Funds (\$680,450) and Water Utilities Capital Improvement Funds (\$1,104,726)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1821

Item 9: Authorize an increase in the contract with Artograx, Inc. to provide park identification signage at Bisbee Parkway, Bushman, Opportunity, Old East Dallas Work Yard and Scotland Parks - \$26,840, from \$222,697 to \$249,537 - Financing: 1994-95 Community Development Grant Funds (\$5,368), 1995-96 Community Development Grant Funds (\$10,736), 1998-99 Community Development Grant Funds (\$5,368) and 1999-00 Community Development Grant Funds (\$5,368)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1822

Item 10: Authorize an increase in the contract with Integrated Roadway Services, Inc. for the construction of additional landscape and streetscape improvements on Market Street from Young Street to Elm Street - \$61,428, from \$1,035,127 to \$1,096,555 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1823

Item 11: Authorize an increase in the contract with Thos. S. Byrne, Inc. for additional work related to the fabric canopy system, paving and grading, parking improvements, cost to accelerate the glass installation, additional conduit for new sign installation, and credit for reduced scope and deletion of installation of the Garage A lighting for the Love Field Parking Garage Expansion - \$50,624, from \$41,718,373 to \$41,768,997, within the Guaranteed Maximum Price - Financing: No additional cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1824

Item 12: Authorize Supplemental Agreement No. 3 to the contract with Hillier Group, Inc. for design services for the revised scope of the new Animal Shelter, to be located at IH 30 and Westmoreland Road - \$1,259,846, from \$249,900 to \$1,509,746 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1825

Item 13: **Lake Fork Pipeline**

- * Authorize an agreement between the United States Army Corps of Engineers, Fort Worth District, Advisory Council of Historic Preservation, Texas State Historic Preservation Officer, City of Dallas and the Caddo Tribe of Oklahoma to implement the terms for archaeological excavation where the Lake Fork pipeline intersects Woodbury Creek - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1826

Item 14: **Lake Fork Pipeline**

- * Authorize Supplemental Agreement No. 1 to the professional services contract with Carter & Burgess, Inc. that includes additional hydraulic modeling to maximize operation of the Lake Fork system, design of additional facilities resulting from the modeling, recovery and analysis of Native American artifacts and additional inspection services for the Phase 2 pipeline construction - \$1,754,544, from \$3,577,321 to \$5,331,865 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1827

Item 15: **Love Field Parking Garage Expansion**

- * Authorize Supplemental Agreement No. 7 to the contract with Huitt-Zollars, Inc. for professional services for the Love Field Parking Garage Expansion - \$415,535, from \$4,970,177 to \$5,385,712 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1828

Item 16: **Love Field Parking Garage Expansion**

- * Authorize Supplemental Agreement No. 7 to the contract with Hunt Construction Group, Inc. for construction management services for the Love Field Parking Garage Expansion - \$342,470, from \$54,904,479 to \$55,246,949 - Financing: Aviation Capital Construction Funds

Councilmember Rasansky requested that consent agenda item 16 be considered as an individual item. Mayor Miller stated that consent agenda item 16 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 16 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 Garcia and unanimously adopted. (Rasansky abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1829

Item 17: Authorize (1) rescinding Resolution No. 02-3190 previously authorized on November 13, 2002 for an agreement with the Texas Department of Transportation, Aviation Division, to act as the City's agent for runway modifications to Runway 13/31 in the amount of \$225,000; and (2) an agreement with the Texas Department of Transportation, Aviation Division, to act as the City's agent to upgrade runway lighting, signage and resurface the runway intersection at Dallas Executive Airport - Not to exceed \$135,000 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1830

Item 18: Authorize a twenty-year contract with Fair Skate, a not-for-profit agency, for the renovation and operation of the Fair Park Coliseum located at 1438 Coliseum Circle as a public ice skating facility beginning August 1, 2003 through July 31, 2023 - Estimated Annual Revenue: \$10,000

Councilmember Rasansky requested that consent agenda item 18 be considered as an individual item. Mayor Miller stated that consent agenda item 18 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 18 was brought up for consideration.

Councilmember Chaney moved to refer the item to the Business and Commerce Committee and place on the city council voting agenda for consideration on August 13, 2003.

Motion seconded by Councilmember Rasansky.

Councilmember Finkelman moved to substitute for Councilmember Chaney's motion a motion to approve the item as presented.

Motion seconded by Councilmember Lill.

Later in the meeting, Councilmember Finkelman requested that her substitute motion be withdrawn.

Councilmember Lill who seconded the substitute motion also withdrew.

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

Voting Yes: [15] Miller, Loza, Hill, Garcia, Oakley, Thornton Reese, Salazar, Chaney, Fantroy, Blaydes, Griffith, Finkelman, Greyson, Rasansky, Lill

Voting No: [0]

Mayor Miller declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1831

Item 19: Authorize a twenty-year use agreement, with two five-year renewal options, with Heroes Baseball for Charity to fund, design, renovate and operate Little Heroes Baseball Field at Pike Park located at 2807 Harry Hines Boulevard for the period beginning July 1, 2003 through June 30, 2023 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1832

Item 20: Authorize (1) Supplemental Agreement No. 1 to the Interlocal Agreement with the Texas Department of Transportation to add a temporary traffic signal at the intersection of the eastbound ramp of Interstate 30 at Hampton Road, and (2) an increase in appropriations in the amount of \$14,330 in the Texas Department of Transportation Grant Fund - \$14,330 - Financing: Texas Department of Transportation Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1833

Item 21: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Hilario Contreras Mendoza and Maria Juana Contreras Mendoza of a drainage easement containing approximately 2,526 square feet of land, located near the intersection of Highland Road and Wildoak Drive, for the Highland Road street improvement project - \$5,200 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1834

Item 22: Authorize the quitclaim of 23 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders - Revenue: \$404,574

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1835

Item 23: An ordinance granting renewal of a revocable license to Dan R. Weir, containing approximately 879 square feet of land to maintain the existing pneumatic tube under Travis Avenue right-of-way located near the intersection of Travis Avenue and Armstrong Street - Revenue: \$1,000 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25297.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1836

Item 24: Authorize a thirty-six-month price agreement for batteries and flashlights with the lowest responsible bidders of sixteen - Ames Supply Co., Bright Business Concepts Inc. dba PC Today, C & G Police Supply dba C & G Wholesale, Performance Battery Supply, Sydmor Inc. dba Batteries Plus, Telecom Electric Supply Co., Texas Best Diversified Inc. dba Bluebonnet Supply, Wistol Supply, Inc. - Not to exceed \$227,625 - Financing: Water Utilities Current Funds (\$132,702), Current Funds (\$87,168), Aviation Current Funds (\$5,849), 2002-03 Community Development Grant Funds (\$1,906)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1837

Item 25: Authorize a thirty-six-month service contract for high-voltage electric switchgear and motor service with the lowest responsible bidder of three - Shermco Industries, Inc. - Not to exceed \$6,912,204 - Financing: Water Utilities Current Funds (\$6,626,487), Current Funds (\$285,717)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1838

Item 26: Authorize the purchase and installation of a stationary electric transfer crane for the Bachman Transfer Station with the only bidder - Northshore Manufacturing, Inc. - Not to exceed \$137,717 - Financing: 2002 Equipment Acquisition Contractual Obligation Notes

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1839

Item 27: Authorize settlement of a lawsuit styled William Shropshire and Charlene Shropshire, and Jasmine Holt, Individually, and as Next Friend of Cinnamon Williams and Jawill Holt, Minors, Plaintiffs, v. Linda Jackson, Intervenor v. Richard Rossman, and City of Dallas, Cause No. cc-01-08002-a - \$85,500 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1840

Item 28: Authorize the application for and acceptance of the Reducing Community Gun Violence Grant with the U.S. Department of Justice Grant Funds, Office of Justice Programs, Bureau of Justice Assistance to establish a Gun Violence Prevention, Community Outreach and Education program from April 1, 2003 through March 31, 2005, and execution of the grant agreement - \$249,973 - Financing: U.S. Department of Justice Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1841

Item 29: Authorize a professional services contract with Crosson Dannis, Inc., to provide real estate valuation and consultation services in the lawsuit styled Harold Cox, Shirley Davidson, Robert Stubblefield, Cynthia Herring, Eloise Edwards, Betty Curley and Leo Easter v. City of Dallas, Herman Nethery and Terry Van Sickle, Civil Action No. 3:98-CV-0291-H consolidated with Civil Action No. 3:98-CV-1763-H - \$31,250 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1842

Item 30: Authorize an amendment to Ordinance No. 24001 previously approved on August 25, 1999 to (1) amend the Project Plan and Reinvestment Zone Financing Plan to increase funding for Harlan Building Redevelopment in the amount of \$326,900, from \$323,000 to \$649,900, (2) reduce the project budget for Phase II improvements in the amount of (\$326,900), from \$4,456,184 to \$4,129,284, and (3) amend Ordinance No. 23521 which created the Farmers Market TIF District to reflect such Project Plan amendments - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25298.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1843

Item 31: Authorize a second amendment to the Restated and Amended Redevelopment Agreement with Camden Property Trust to reallocate funding through the Farmers Market Tax Increment Financing District for improvements related to the redevelopment of the Harlan Building, located in the block bounded by Harwood Street, Cadiz Street, Marilla Street and South Pearl Expressway, in Tax Increment Financing Reinvestment Zone Number Six (Farmers Market TIF District) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1844

Farmers Market TIF District

Note: Item Nos. 32 and 33
must be considered collectively.

Item 32: * Authorize (1) an amendment to the development agreement previously authorized on May 9, 2001 by Resolution No. 01-1451 to increase reimbursement of eligible public improvements for the Harlan Building in the amount of \$326,900, from \$323,000 to \$649,900; and (2) an increase in appropriations in an amount not to exceed \$649,900, from \$323,000 to \$649,900 in the Farmers Market TIF District Fund - Total not to exceed \$649,900 - Financing: To be advanced by a private developer and reimbursed with interest from the Farmers Market TIF District Fund and/or Tax Increment Bonds; accrued interest on private funds to be repaid solely from the Farmers Market TIF District Fund

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1845

Farmers Market TIF District

Note: Item Nos. 32 and 33
must be considered
collectively.

Item 33: * Authorize an amendment to the development agreement previously authorized on May 9, 2001 by Resolution No. 01-1452 to express intent to increase reimbursement to Cadiz Street Properties, Ltd. for cash advances for TIF eligible improvements in the Farmers Market TIF District in the amount of \$326,900, from \$323,000 to \$649,900 - Financing: To be advanced by a private developer and reimbursed from the Farmers Market TIF District Fund and/or Tax Increment Bonds; accrued interest (compounded semiannually) on private funds to be repaid solely from the Farmers Market TIF District Fund

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1846

Item 34: Authorize (1) the construction of public improvements including streetscape enhancements and other improvements at Bark Park Central, an off-leash site for pets adjacent to Tax Increment Financing Reinvestment Zone Number Six (Farmers Market TIF District); (2) an increase in appropriations in an amount not to exceed \$32,000 in the Farmers Market TIF District Fund; and (3) a transfer of funds from the Farmers Market TIF District Fund of an amount not to exceed \$32,000 to the Park and Recreation Department for public improvements at Bark Park Central - Total not to exceed \$32,000 - Financing: Farmers Market TIF District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1847

State-Thomas TIF District

Note: Item Nos. 35 and 36
must be considered collectively.

- Item 35: * Authorize (1) a development agreement with J.G. Moore & Co., Inc. for the funding of design and construction of public improvements including water/sewer infrastructure, paving, streetscape, utility burial, and architectural/engineering for Sundance Row at State-Thomas (Block 586) bounded by south side of Clark Street between Thomas Avenue and State Street in Tax Increment Financing Reinvestment Zone Number One (State-Thomas TIF District); and (2) the establishment of appropriations in an amount not to exceed \$697,302 plus interest in the State-Thomas TIF District Fund - \$697,302 - Financing: To be advanced by a private developer and reimbursed with interest from the State-Thomas TIF District Fund and/or Tax Increment Bonds; accrued interest on private funds to be repaid solely from the State-Thomas TIF District Fund

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1848

State-Thomas TIF District

Note: Item Nos. 35 and 36
must be considered collectively.

Item 36: * A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number One, (State-Thomas TIF District) to reimburse J.G. Moore & Co., Inc., for the funds advanced pursuant to a development agreement between the City of Dallas and J.G. Moore & Co., Inc., in an amount not to exceed \$697,302 plus interest, for public improvements including water/sewer infrastructure, paving, streetscape, utility burial, and architectural/engineering related to the development of Sundance Row at State-Thomas (Block 586) bounded by south side of Clark Street between Thomas Avenue and State Street located in Tax Increment Financing Reinvestment Zone Number One (State-Thomas TIF District) - \$697,302 - Financing: To be advanced by a private developer and reimbursed from the State-Thomas TIF District Fund and/or Tax Increment Bonds; accrued interest (compounded semiannually) on private funds to be repaid solely from the State-Thomas TIF District Fund

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1849

Item 37: Authorize an amendment to Resolution No. 01-3356 previously approved on November 14, 2001, to extend the deadline for obtaining a final certificate of occupancy from August 31, 2003 to May 31, 2004 for State/Worthington Townhomes (Block 575) bounded by State Street, Worthington Street, Clay Alley and Guillot Alley located in Tax Increment Financing Reinvestment Zone Number One (State-Thomas TIF District) - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1850

Item 38: An ordinance granting a Planned Development District for Multifamily uses and IR Industrial Research District uses on the west side of Cockrell Hill Road, south of Interstate Highway 30 subject to a development plan and conditions Z023-170(RB) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25299.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1851

Item 39: An ordinance granting a Planned Development District for a public school and R-7.5(A) Single Family District uses in an area bounded by Meadow Road, Airline Road, Lakehurst Avenue and Hillcrest Road Z023-211(MJF) - Financing: No cost consideration to the City

Councilmember Blaydes requested that consent agenda item 39 be considered as an individual item. Mayor Miller stated that consent agenda item 39 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Blaydes' request.

Later in the meeting, agenda item 39 was brought up for consideration.

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

Councilmember Garcia moved to approve the item.

Motion seconded by Councilmember Griffith and unanimously adopted. (Blaydes abstain)

Assigned ORDINANCE NO. 25300.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1852

Item 40: Authorize the acceptance of additional grant funds from the Texas Department of Health for an extension of the grant agreement and continuation of the City of Dallas' Immunization Initiative Program through December 31, 2003 - Not to exceed \$84,841 - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1853

Item 41: Authorize (1) the acceptance of grant funds from the National Association of County and City Health Officials for the City of Dallas' Food Protection and Education Program for the period April 1, 2003 through May 31, 2004 and (2) execution of the grant agreement - Not to exceed \$50,000 - Financing: National Association of County and City Health Officials Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1854

Item 42: Authorize a contract with Homeward Bound, Inc. for the provision of residential substance abuse treatment for low-income adults for a one-year period with an option to renew for two additional one-year terms - Not to exceed \$99,442 - Financing: Current Funds

The city secretary announced that Councilmember Garcia had deferred consideration of consent agenda item 42 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

After the Notice of Deferred Items had been posted Councilmember Garcia stated that she had notified the city secretary in writing that she had deferred consent agenda item 42 until the next voting agenda meeting, but that she wished to withdraw the deferral and consider the item as part of the consent agenda.

Mayor Miller stated that consent agenda item 42 would be considered as a part of the consent agenda, there being no objection voiced to Councilmember Garcia's request.

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1855

Item 43: Authorize a contract with Turtle Creek Manor, Inc. to provide residential substance abuse treatment for low income and uninsured adults for a one-year period with an option to renew for two additional one-year terms - Not to exceed \$116,838 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1856

Item 44: Authorize a contract with Nexus Recovery Center, Inc. to provide residential substance abuse treatment for low income and uninsured adult females for a one-year period with an option to renew for two additional one-year terms - Not to exceed \$60,600 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1857

Item 45: Authorize the acceptance of grant funds from the Texas Department of Health for the enhancement of the City of Dallas Childhood Lead Poisoning Prevention Program for the period July 1, 2003 through June 30, 2004 and execution of the grant agreement - Not to exceed \$60,000 - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1858

Item 46: Authorize (1) the application for and acceptance of grant funds in the amount of \$255,540 from the Texas Commission on Alcohol and Drug Abuse for the provision of substance abuse prevention activities for youth and families citywide for the period September 1, 2003 through August 31, 2004, (2) a local match in the amount of \$12,777, and (3) execution of the grant agreement - Total not to exceed \$268,317 - Financing: Texas Commission on Alcohol and Drug Abuse Grant Funds (\$255,540) and Current Funds (\$12,777)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1859

Item 47: Authorize an amendment to the Land Assembly Proposal to extend the time line for development of the property located at 4719 Live Oak from East Dallas Community Organization and execution of a correction deed and amended Deed Restrictions - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1860

Item 48: Authorize Lot Acquisition Pilot Program loan contracts with Vecinos Unidos Inc. in the amount of \$25,000 and Builders of Hope CDC in the amount of \$27,700, City certified Community Housing Development Organizations, to pay up to 50 percent of the lot acquisition costs associated with the development of thirteen new affordable houses within a Walker target neighborhood - Total not to exceed \$52,700 - Financing: Walker Trust Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1861

Item 49: Authorize a three-year portable food and drink concession contract with the Dallas East Soccer Association, Inc. at Samuell-Garland Park located at 12200 Garland Road for the period beginning July 1, 2003 through June 30, 2006 - Estimated Annual Revenue: \$2,000

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1862

Item 50: Authorize renewal of the ten-year management contract with Texas Discovery Gardens for the period beginning November 1, 2002 through October 31, 2012 - \$86,535 annually - Financing: Current Funds (subject to annual appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1863

Item 51: Authorize (1) the application for and acceptance of the Impaired Driving Mobilization State Traffic Enforcement Program Overtime Enforcement grant in the amount of \$25,000 from the Texas Department of Transportation for a statewide Driving While Intoxicated enforcement campaign to operate during the July 4th holiday, for the period of June 27, 2003 through July 13, 2003, (2) a City contribution of pension and Federal Insurance Contributions Act costs in the amount of \$7,055, and; (3) execution of the grant agreement - Total not to exceed \$32,055 - Financing: Current Funds (\$7,055) and Texas Department of Transportation Grant Funds (\$25,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1864

Item 52: Authorize the acceptance of the Dallas Police Department Victim Services/3 grant from the Office of the Governor, Criminal Justice Division in the amount of \$32,974 to adequately respond to victims of violent crime with needed aid, for the period July 1, 2003 through June 30, 2004, a local match in the amount of \$13,751, and execution of the grant agreement - \$46,725 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$32,974) and Current Funds (\$13,751)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1865

CONSENT ZONING DOCKET

The consent zoning docket consisting of agenda items 53-72, was presented.

Agenda items 56, 57, 58, 64, 65, 66 and 67 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:

Agenda item 53:	Zoning Case Z012-291 (RB)	
Agenda item 54:	Zoning Case Z023-120 (RB)	
Agenda item 55:	Zoning Case Z023-157 (RB)	
Agenda item 56:	Zoning Case Z023-173 (RB)	[Considered individually]
Agenda item 57:	Zoning Case Z023-183 (FD)	
Agenda item 58:	Zoning Case Z023-188 (WE)	[Considered individually]
Agenda item 59:	Zoning Case Z023-195 (RB)	
Agenda item 60:	Zoning Case Z023-205 (MF)	
Agenda item 61:	Zoning Case Z023-206 (RB)	
Agenda item 62:	Zoning Case Z023-218 (MF)	
Agenda item 63:	Zoning Case Z023-220 (MF)	
Agenda item 64:	Zoning Case Z023-222 (RB)	[Considered individually]
Agenda item 65:	Zoning Case Z023-223 (RB)	[Considered individually]
Agenda item 66:	Zoning Case Z023-224 (RB)	[Considered individually]
Agenda item 67:	Zoning Case Z023-226 (MM)	[Considered individually]
Agenda item 68:	Zoning Case Z023-228 (MM)	
Agenda item 69:	Zoning Case Z023-163 (MM)	
Agenda item 70:	Zoning Case Z012-279 (RB)	
Agenda item 71:	Zoning Case Z023-176 (MM)	
Agenda item 72:	Zoning Case Z023-250 (MJF)	

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 individuals addressed the city council regarding the consent zoning docket:

William Hopkins, 2011 Leath St.
Joe Martin, 3101 Gladiolus Ln.

Councilmember Thornton Reese 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 Garcia and unanimously adopted. (Loza absent when vote taken)

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1866

Item 53: Zoning Case Z012-291 (RB)

Zoning Case Z012-291 (RB), an application for and an ordinance granting a Planned Development District for Mixed Uses on property zoned as Planned Development District No. 545 for Mixed Uses on the west side of Merrifield Road, south of Kiest Boulevard.

(The city plan commission recommended approval, subject to a conceptual plan, fire protection plan, internal roadway plan and conditions.)

Assigned ORDINANCE NO. 25301.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1867

Item 54: Zoning Case Z023-120 (RB)

Zoning Case Z023-120 (RB), an application for and an ordinance granting a Planned Development District for a Commercial stable and R-7.5(A) Single Family District Uses on property zoned an R-7.5(A) Single Family District on the northwest line of Fair Oaks Avenue, southwest of Walnut Hill Lane.

(The city plan commission recommended: Approval of a Planned Development District for a Commercial stable and R-7.5(A) Single Family District Uses, subject to a development plan, landscape plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25302.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1868

Item 55: Zoning Case Z023-157 (RB)

Zoning Case Z023-157 (RB), an application for and an ordinance granting an amendment to the site plan and conditions for Specific Use Permit No. 1478 for a Private school to permit an Open-enrollment charter school on property zoned an RR Regional Retail District and an MF-2(A) Multifamily District on the south line of Ledbetter Drive, west of Hampton Road.

(The city plan commission recommended approval of a Specific Use Permit for an Open-enrollment charter school for a five-year period with eligibility for automatic renewal for additional five-year periods, subject to a site plan and conditions, in lieu of the requested amendment to the site plan and conditions for SUP No. 1478.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25303.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1869

Item 56: Zoning Case Z023-173 (RB)

The consent zoning docket, consisting of agenda items, 53-72, was presented.

Councilmember Griffith requested that consent zoning docket item 56 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 56 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Griffith's request.

Later in the meeting, zoning docket item 56 was brought up for consideration.

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

A public hearing was called on consent zoning docket item 56, zoning case Z023-173 (RB), an application for and an ordinance granting an expansion of and an amendment to Specific Use Permit No. 975 for a Private school on property zoned an R-7.5(A) Single Family District on the southwest corner of Lovers Lane and Fisher Road.

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

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, representing the applicant
Richard Ford, 5212 Rexton Ln.

The following individual addressed the city council regarding zoning case Z023-173 (RB):

William Hopkins, 2011 Leath St.

Councilmember Griffith moved to close the public hearing and overrule the recommendation of the city plan commission with the following change:

“Subject to a revised time period to reflect approval for a three-year period from the date of passage of the ordinance with no automatic renewal periods” and pass the ordinance.

Motion seconded by Councilmember Blaydes and unanimously adopted. (Lill abstain; Loza absent when vote taken)

Assigned ORDINANCE NO. 25304.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1870

Item 57: Zoning Case Z023-183 (FD)

The consent zoning docket, consisting of agenda items 53-72, was presented.

Councilmember Finkelman requested that consent zoning docket item 57 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 57 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Finkelman's request.

Later in the meeting, zoning docket item 57 was brought up for consideration.

A public hearing was called on zoning case Z023-183 (FD), an application for and an ordinance granting a renewal for Specific Use Permit No. 1449 for a Commercial amusement (inside) use limited to a Class A dance hall on property currently zoned a CR Community Retail District, and located on the east line of the Dallas North Tollway, north of Beltline Road.

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

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

Clark Ghormly, 100 Crescent Court, Ste. 1700

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

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

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

Assigned ORDINANCE NO. 25305.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1871

Item 58: Zoning Case Z023-188 (WE)

The consent zoning docket, consisting of agenda items, 53-72, was presented.

Councilmember Chaney requested that consent zoning docket item 58 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 58 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.

Later in the meeting, zoning dock item 58 was brought up for consideration.

A public hearing was called on zoning docket item 58, zoning case Z023-188 (WE), an application for and an ordinance granting a Specific Use Permit for a tattoo or body piercing studio use within Planned Development District No. 269, the Deep Ellum/Near East Side Special Purpose District, on the west side of Parry Avenue, south of Exposition Street.

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

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

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

Jason Johnson, 3617 Parry Ave., the applicant
Denny Hunt, 2700 Live Oak St.

The following individual addressed the city council regarding zoning case Z023-188 (WE):

William Hopkins, 2011 Leath St.

Councilmember Chaney moved to close the public hearing, overrule the recommendation of the city plan commission and deny the application with prejudice.

Motion seconded by Councilmember Rasansky.

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

Mayor Miller declared the motion adopted on a divided voice vote, with Councilmember Greyson voting "No".

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1872

Item 59: Zoning Case Z023-195 (RB)

Zoning Case Z023-195 (RB), an application for and an ordinance granting a Specific Use Permit for a Child-care facility on property zoned an R-7.5(A) Single Family District on the north corner of Mojave Drive and Nandina Drive.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25306.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1873

Item 60: Zoning Case Z023-205 (MF)

Zoning Case Z023-205 (MF), an application for and an ordinance granting a Specific Use Permit for a private recreation club or area on property within Planned Development District No. 508 for certain commercial and business service uses and CH Clustered Housing District uses, MF-2(A) Multifamily District uses, LO-1 Limited Office District uses and MU-1 Mixed Use District uses on property on the north corner of the intersection of Greenleaf Street and Bickers Street.

(The city plan commission recommended approval for a 25 year period with eligibility for automatic renewals for additional 25 year periods, subject to a site plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25307.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1874

Item 61: Zoning Case Z023-206 (RB)

Zoning Case Z023-206 (RB), an application for and an ordinance granting a Specific Use Permit for an Open-enrollment charter school on property zoned a CR Community Retail District on the northeast side of Lancaster Road, northeast of Kiest Boulevard.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25308.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1875

Item 62: Zoning Case Z023-218 (MF)

Zoning Case Z023-218 (MF), an application for and an ordinance granting a Planned Development Subdistrict within Planned Development District No. 98, the Buckner Park Area, for single family, duplex and apartment uses, within Historic District No. 72, the Mill Creek Historic District, to allow a bed and breakfast use by SUP and an ordinance granting a Specific Use Permit for a bed and breakfast use on property on the northwest side of Junius Street, between Haskell Avenue and Peak Street.

(The city plan commission recommended approval of an amendment to Planned Development District No. 98-H/72 creating a new subdistrict and approval of a Specific Use Permit for a bed and breakfast use for a two year period with eligibility for automatic three-year extensions subject to a site plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25309 and ORDINANCE NO. 25310.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1876

Item 63: Zoning Case Z023-220 (MF)

Zoning Case Z023-220 (MF), an application for and an ordinance granting a Planned Development District for a public school and TH-3(A) Townhouse District uses on property zoned an MF-1(A) Multifamily District on the east and west sides of Ferris Branch Boulevard northeast of Whitehurst Drive.

(The city plan commission recommended approval, subject to a development plan, a landscape plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25311.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1877

Item 64: Zoning Case Z023-222 (RB)

The consent zoning docket, consisting of agenda items 53-72, was presented.

Councilmember Blaydes requested that consent zoning docket item 64 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 64 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Blaydes' request.

Later in the meeting, zoning docket item 64 was brought up for consideration.

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

A public hearing was called on consent zoning docket item 64, zoning case Z023-222 (RB), an application for and an ordinance granting a Planned Development District for a Public school and R-7.5(A) Single Family District Uses on property zoned an R-7.5(A) Single Family District, in an area bounded by Fairhaven Lane, Blanton Street, Greenmound Avenue, and McKim Drive.

(The city plan commission recommended approval of a Planned Development District, subject to a development plan and conditions.)

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 Z023-222 (RB):

William Hopkins, 2011 Leath St.

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

“ A minimum of five street trees, with a minimum caliper of three inches each, must be provided adjacent to the new off-street parking area along Blanton Street, in the locations shown on the development plan. These trees must be planted within 30 days after completion of the new off-street parking area” and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Hill and unanimously adopted. (Blaydes abstain)

Assigned ORDINANCE NO. 25312.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1878

Item 65: Zoning Case Z023-223 (RB)

The consent zoning docket, consisting of agenda items 53-72, was presented.

Councilmember Blaydes requested that consent zoning docket item 65 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 65 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Blaydes' request.

Later in the meeting, zoning docket item 65 was brought up for consideration.

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

A public hearing was called on consent zoning docket item 65, zoning case Z023-223 (RB), an application for and an ordinance granting a Planned Development District for a Public school and R-7.5(A) Single Family District Uses on property zoned an R-7.5(A) Single Family District, in an area bounded by Cradlerock Drive, Cheyenne Road, Checota Drive, and Amity Lane.

(The city plan commission recommended approval of a Planned Development District, subject to a development plan and conditions.)

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 Z023-223 (RB):

William Hopkins, 2011 Leath St.

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

“A minimum of seven street trees must be provided adjacent to the existing off-street parking area, as shown on the development plan, within 30 days after passage of this ordinance. A minimum of two street trees must be provided in the location of the new off-street parking area on Amity Lane within 30 days after completion of the off-street parking area” and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Hill and unanimously adopted. (Blaydes abstain)

Assigned ORDINANCE NO. 25313.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1879

Item 66: Zoning Case Z023-224 (RB)

The consent zoning docket, consisting of agenda items 53-72, was presented.

Councilmember Blaydes requested that consent zoning docket item 66 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 66 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Blaydes' request.

Later in the meeting, zoning docket item 66 was brought up for consideration.

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

A public hearing was called on zoning docket item 66, zoning case Z023-224 (RB), an application for and an ordinance granting a Planned Development District for a Public school and R-7.5(A) Single Family District Uses on property zoned an R-7.5(A) Single Family District at the southwest corner of Rylie Road and Haymarket Road.

(The city plan commission recommended approval of a Planned Development District, subject to a development plan and conditions.)

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 Z023-224 (RB):

William Hopkins, 2011 Leath St.

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

“A minimum of three street trees, each having no less than three caliper inches, must be planted along the Rylie Road frontage between the existing building and the property line no later than July 25, 2003. A minimum of three large trees and a foundation planting strip must be provided for any structure in the expansion area” and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Hill and unanimously adopted. (Blaydes abstain)

Assigned ORDINANCE NO. 25314.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1880

Item 67: Zoning Case Z023-226 (MM)

The consent zoning docket, consisting of agenda items 53-72, was presented.

Councilmember Blaydes requested that consent zoning docket item 67 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 67 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Blaydes' request.

Later in the meeting, zoning docket item 67 was brought up for consideration.

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

A public hearing was called on consent zoning docket item 67, zoning case Z023-226 (MM), an application for and an ordinance granting a Planned Development District for a public school and R-7.5(A) Single Family District uses on property zoned an R-7.5(A) Single Family District on the northeast corner of the intersection of East Lovers Lane and Abrams Road.

(The city plan commission recommended approval of a Planned Development District, subject to a development plan and conditions.)

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

Christopher Garossi, 5510 Abrams Rd.

Jeanie Cox, 5510 Abrams Rd.

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

The following individual addressed the city council regarding zoning case Z023-226 (MM):

William Hopkins, 2011 Leath St.

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

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

Assigned ORDINANCE NO. 25315.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1881

Item 68: Zoning Case Z023-228 (MM)

Zoning Case Z023-228 (MM), an application for and an ordinance granting a Specific Use Permit for a Community Service Center on property zoned an R-5(A) Single Family District on Mexicana Road, west of Pluto Street.

(The city plan commission recommended approval, for a period of five years, subject to site plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25316.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1882

Item 69: Zoning Case Z023-163 (MM)

Zoning Case Z023-163 (MM), an application for and an ordinance granting an MU-3 Mixed Use District on property zoned GO(A) General Office and MU-1 Mixed Use District on the northwest corner of the LBJ Freeway (Interstate 635) and North Central Expressway (U.S. Highway 75) and a resolution accepting deed restrictions volunteered by the applicant.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25317.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1883

Item 70: Public Hearing – Zoning Case Z023-279 (RB)

A public hearing was called on zoning case Z03-279 (RB), an application for and an ordinance granting a CS Commercial Service District on property zoned a TH-3(A) Townhouse District on the north side of Seale Street between Vilbig Road and Navaro Street and a resolution accepting deed restrictions volunteered by the applicant.

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

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 Z023-279 (RB):

William Hopkins, 2011 Leath St.

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

Motion seconded by Councilmember Garcia and unanimously adopted.

Assigned ORDINANCE NO. 25318.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1884

Item 71: Public Hearing – Zoning Case Z023-176 (MM)

A public hearing was called on zoning case Z023-176 (MM), an application for and an ordinance granting a Planned Development District for a Public School and R-7.5(A) Single Family District uses on property zoned an R-7.5(A) Single Family District on property bounded by Pelican Drive, Whitewing Lane, Quail Run and Flicker Lane.

(The city plan commission recommended approval of a Planned Development District, subject to a development plan and conditions.)

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

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

Max Strother, 3550 Lincoln Plaza
Kathryn Meyer, 11216 Quail Run
Sherry Sanderson, 11226 Quail Run
Ronald Krier, 1123 Pelican Dr.

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

Patricia Tomayo, 8930 Whitewing Ln.
Helen Stettler, 11028 Ridgemoor Dr.
Jan Jones, 9437 Mercer Dr., representing Reilly Elementary School
Donna Lacy, 9008 Flicker Ln., representing Reilly Elementary School
William Cothrum 500 S. Ervay St.

The following individual addressed the city council regarding zoning case Z023-176 (MM):

William Hopkins, 2011 Leath St.

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

“There will be no athletic field lighting for ball games” and pass the ordinance.

Motion seconded by Councilmember Oakley and unanimously adopted. (Blaydes abstain)

Assigned ORDINANCE NO. 25319.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1885

Item 72: Public Hearing – Zoning Case Z023-240 (MJF)

A public hearing was called on zoning case Z023-240 (MJF), an application for and an ordinance granting an amendment to Planned Development District No. 297 to allow R-5(A) Single Family District Uses on the north side of Camp Wisdom Road, east of Firebird Drive.

(The city plan commission recommended approval.)

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 Z023-240 (MJF):

William Hopkins, 2011 Leath St.

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

Motion seconded by Councilmember Oakley and unanimously adopted.

Assigned ORDINANCE NO. 25320.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1886

Item 73: Public Hearing – Zoning Case Z023-179 (MM)

A public hearing was called on zoning case Z023-179 (MM), an application for and an ordinance granting the expansion of and amendment to Specific Use Permit No. 85 for a Cemetery on property zoned MF-2(A) Multifamily District with Specific Use Permit No. 85 on Lombardy Lane, west of Webb Chapel Road and east of Porter Street.

(The city plan commission recommended approval, subject to a site plan. This item was considered by the City Council at a public hearing on May 28, 2003, and was taken under advisement until June 25, 2003, with the public hearing open.)

Councilmember Blaydes announced that he had a conflict of interest and would abstain from voting or participating in any discussion. Councilmember Blaydes 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:

Bill Dahlstom, representing Calvary Hill Cemetery

The following individual addressed the city council regarding zoning case Z023-179) MM:

William Hopkins, 2011 Leath St.

Councilmember Salazar moved to postpone the application until the August 13, 2003 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Chaney and unanimously adopted. (Blaydes abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1887

Item 74: Public Hearing – Zoning Case Z023-156 (RB)

Theresa O'Donnell, director of development services, reminded the city council that in accordance with subparagraph (c)(2)(A) 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 the application for a change in zoning had been recommended for denial by the city plan commission.

A public hearing was called on zoning case Z023-156 (RB), an application for and an ordinance granting an amendment to the conditions for Planned Development District No. 498, the Harry Hines Special Purpose District, by creating a new Subdistrict 1 with two Tracts within the Subdistrict for a Home improvement center, lumber, brick or building materials sales yard and a Sand, gravel, or earth sales and storage use on Tract I located on the northwest corner of Joe Field Road and Denton Drive, and an Industrial (outside) use for a Concrete plant by Specific Use Permit and a sand, gravel, or earth sales and storage use by right on Tract II located on the southwest corner of Joe Field Road and Denton Drive.

(The city plan commission recommended approval of the creation of a Subdistrict 1 to provide for a Tract I and a Tract II and, approval of a Tract I to permit a Home improvement center, lumber, brick or building materials sales yard, subject to a development plan and conditions; approval of a Tract II to permit a Specific Use Permit for an Industrial (outside) use for a Concrete plant for a ten-year period, with eligibility for automatic renewal for additional ten-year periods, subject to a site plan and conditions; and denial of the Sand, gravel, or earth sales and storage use. This item was considered by the City Council at a public hearing on May 28, 2003, and was taken under advisement until June 25, 2003, with the public hearing open.)

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

Jack Kim, (address not given), representing Dallas Korea Association.

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

Jonathan Vinson, 901 Main St., representing the applicant

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

Tract 1: Approve use and additional provision (4) (c).

Tract 2: Approve use and an SUP for three years with an automatic three-year renewal with conditions 4, 5 and 7 subject to a revised site plan, and bring the ordinance back on the August 13, 2003 voting agenda meeting of the city council.

Motion seconded by Mayor Pro Tem Loza and unanimously adopted.

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1888

Item 75: Public Hearing – Zoning Case Z023-175 (RB)

A public hearing was called on zoning case Z023-175 (RB), an application for and an ordinance granting a Specific Use Permit for an Alcoholic beverage establishment to be used as a Bar, lounge or tavern on property zoned as Planned Development District No. 498, the Harry Hines Special Purpose District, on property located on the northwest corner of Harry Hines Boulevard and Joe Field Road.

(The city plan commission recommended approval for a three-year period, with eligibility for automatic renewal for additional three-year periods, subject to a site plan and conditions. This item was considered by the City Council at a public hearing on June 11, 2003, and was taken under advisement until June 25, 2003, with the public hearing open.)

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

Later in the meeting, Mayor Pro Tem Loza moved to suspend the rules to allow speakers to speak.

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

Jack Kim, (address not given), representing Dallas Korea Association.

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

Derek Coker, 6950 LBJ Frwy., representing the applicant

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

Motion seconded by Mayor Pro Tem Loza and unanimously adopted.

Assigned ORDINANCE NO. 25321.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1889

BENEFIT ASSESSMENT HEARING

Item 76: A public hearing was called on benefit assessment hearing to receive citizens' comments on street paving, storm drainage, water and wastewater main improvements on Canada Drive from Mexicana Drive to Pluto Street, and at the close of the hearing, authorize an ordinance levying benefit assessments, and an increase in the contract with SYB Construction Company, Inc. for the construction - \$267,739, from \$1,555,456 to \$1,823,195 - Financing: 1998 Bond Funds (\$153,535), Water Utilities Capital Construction Funds (\$114,204)

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 benefit assessment:

William Hopkins, 2011 Leath St.

Mayor Pro Tem Salazar moved to close the public hearing and pass the ordinance levying the assessments.

Motion seconded by Councilmember Greyson and unanimously adopted.

Assigned ORDINANCE NO. 25332.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1890

MISCELLANEOUS HEARING

Private Sale of Unimproved Properties

Note: Item Nos. 77 and 78
must be considered collectively.

- Item 77: * A public hearing was called to receive citizens' comments on the proposed private sale and conveyance by quitclaim deed of 3 unimproved properties acquired by the taxing authorities from the Sheriff's Sale to Foundation for Housing Resources, Inc., a qualified non-profit organization - Financing: No cost consideration to the City
- Item 78: * Authorize the private sale, as provided for by Section 253.010 of the Texas Local Government Code (Section 34.015 of the Texas Property Tax Code), and conveyance by quitclaim deed of 3 unimproved properties acquired by the taxing authorities from a Sheriff's Sale to a qualified non-profit organization - Revenue: \$5,857

The following individuals addressed the city council regarding the private sale of unimproved properties:

William Hopkins, 2011 Leath St.
Jurline Hollins, 2832 Marjorie Ave.
John Morgan, 3103 Greenwood St.

Councilmember Fantroy moved to close the public hearing and authorize the private sale.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1891

Item 79: Public Hearing

A public hearing was called to receive citizens' comments on the proposed FY 2003-04 Consolidated Plan Budget for U.S. Department of Housing and Urban Development Grant Funds and the proposed FY 2002-03 Reprogramming Budget - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the proposed FY 2003-04 Consolidated Plan Budget:

Jurline Hollins, 2832 Marjorie Ave.

Frank Ward, P.O. Box 50694

Margaret Jones, 1159 W. Camp Wisdom Rd., representing Bethlehem Foundation

Paul Hoffman, 332 Ridgehaven Pl, Richardson, representing Dental Health Programs

Mayor Pro Tem Loza moved to close the public hearing.

Motion seconded by Councilmember Fantroy and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1892

Item 80: 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)

There were no consideration of appointments to boards and commissions.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1893

Item 81: Authorize an extension of the moratorium on the acceptance of applications for building permits or certificates of occupancy for "non-residential" properties within 1,000 feet of the north or south right-of-way line of Ft. Worth Avenue, from the centerline of West Davis Street to the centerline of Beckley Avenue - Financing: No cost consideration to the City

Councilmember Garcia moved to approve the item.

Motion seconded by Councilmember Lill and unanimously adopted. (Loza, Salazar, Griffith, Blaydes absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1894

Item 82: Authorize a Neighborhood Revitalization and Historic Preservation Program tax abatement for James Walker, owner of property located at 1924 Main Street (Estimated revenue foregone for a fifteen-year abatement is \$134,960) - Financing: No cost consideration to the City

Councilmember Lill moved to defer the item until the October 22, 2003 meeting of the city council.

Motion seconded by Councilmember Garcia and unanimously adopted. (Loza, Salazar, Griffith, Blaydes absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1895

Item 83: Authorize a twelve-month professional services contract, with two twelve-month renewal options, with KPMG LLP for the audit of the City of Dallas' financial operations and grant activities for the fiscal year ending September 30, 2003 - Not to exceed \$423,000 - Financing: Current Funds

Councilmember Oakley moved to approve the item.

Motion seconded by Councilmember Lill.

After discussion, Deputy Mayor Pro Tem Hill called the vote on the motion.

Deputy Mayor Pro Tem Hill declared the motion adopted on a divided voice vote, with Councilmember Rasansky voting "No". (Miller, Loza, Salazar, Griffith, Blaydes absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1896

Item 84: Authorize a sixty-month service contract for car rental concessions at Dallas Love Field Airport with the highest responsible bidders of nine - Hertz Corp., Avis Rent-A-Car System, Inc., Budget Rent-A-Car System, Inc., DTG Operation, Inc., dba Dollar, Enterprise Leasing Company, ANC Rental Corp. dba National, ANC Rental Corp. dba Alamo, DTG Operation, Inc., dba Thrifty Rent-A-Car, and Southwest-Tex Leasing Co., dba Advantage Rent-A-Car - Estimated Revenue: \$15,263,739 or 10% of gross, whichever is greater

Councilmember Lill moved to approve the item.

Motion seconded by Councilmember Oakley and unanimously adopted. (Miller, Loza, Salazar, Griffith, Blayes absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1897

Item 85: An ordinance amending Chapter 6 of the Dallas City Code to allow the Texas Alcoholic Beverage Commission to issue late hours permits to businesses in Collin, Denton, Kaufman, and Rockwall counties - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Hill announced that he had a conflict of interest and would abstain from voting or participating in any discussion. Deputy Mayor Pro Tem Hill left the city council chamber.

Councilmember Greyson moved to pass the ordinance to include a two-year sunset provision.

Motion seconded by Councilmember Oakley and unanimously adopted. (Hill abstain; Miller, Loza, Salazar, Griffith, Blaydes absent when vote taken)

Assigned ORDINANCE NO. 25322.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1898

Addendum addition 1: Authorize a contract for the construction of streetscape improvements on Field Street from Wood Street to Pacific Avenue; Ervay Street from Young Street to Pacific Avenue; St. Paul Street from Young Street to Bryan Street, and Harwood Street from Young Street to Bryan Street for the Dallas City Center TIF District - Northern Pipeline Construction Company, lowest responsible bidder of five - \$2,780,691 - Financing: City Center TIF District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1899

Addendum addition 2: Authorize a contract for the resurfacing of Commerce Street from Industrial Boulevard to Central Expressway and Elm Street from Industrial Boulevard to Akard Street and Pearl Expressway to Hawkins Street - Austin Bridge & Road, LP, lowest responsible bidder of three - \$1,512,178 - Financing: 1995 Bond Funds (\$436,584 to be reimbursed by Dallas County and \$1,075,594 to be reimbursed by the Texas Department of Transportation)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1900

Addendum addition 3: Authorize (1) a contract for selective demolition and Phase 1 construction of the 1600-1604 Elm Street Building with Nedderman and Associates, lowest responsible bidder of four in an amount not to exceed \$1,011,000, (2) a contract for abatement of asbestos and lead based paint at the 1600-1604 Elm Street Building with L. A. Environmental, Inc., lowest responsible bidder of five in an amount not to exceed \$81,650, (3) assignment of the construction and abatement contracts to 1600 Elm Street LTD for construction management, and (4) payment to 1600 Elm Street LTD in an amount not to exceed \$240,280 for design, reimbursables, and construction management - Total not to exceed \$1,332,930 - Financing: City Center TIF District Funds

The city secretary announced that the city manager had deleted consent addendum addition 3 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1901

Addendum addition 4: Authorize (1) Supplemental Agreement No. 5 to the contract with Thos. S. Byrne, Inc. to provide for signage and graphics for the Latino Cultural Center increasing the Guaranteed Maximum Price in the amount of \$25,000, from \$8,124,060 to \$8,149,060 and the total contract amount in an amount not to exceed \$25,000, from \$8,199,060 to \$8,224,060 and (2) an increase in appropriations in the amount of \$25,000 in the Latino Cultural Center Donation Fund - Total not to exceed \$25,000 - Financing: Latino Cultural Center Donation Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1901

Addendum addition 5: Authorize (1) the expenditure of TIF Funds for the design and construction of park improvements including playground surfacing and equipment, a walking path, picnic tables and park benches at J. W. Ray Park in Tax Increment Financing Reinvestment Zone Number Two (Cityplace TIF District); and (2) the establishment of appropriations in an amount not to exceed \$70,000 in the Cityplace TIF District Fund for the design and construction of the park at J.W. Ray Park - Total not to exceed \$70,000 - Financing: Cityplace TIF District Funds

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

Councilmember Lill moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted. (Blaydes abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1903

Addendum addition 6: Authorize a development agreement with the Dallas Independent School District for the design and construction of the new Arcadia Park Branch Library to be located at Morocco Avenue and Justin Avenue, adjacent to and constructed in conjunction with the new Arcadia Park Elementary School and at a future date reimbursement will be made to Dallas Independent School District for the payment of the prorated development cost including design and construction of the library - Financing: This action has no cost consideration to the City

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

Councilmember Salazar moved to reconsider addendum addition 6.

Motion seconded by Mayor Pro Tem Loza.

After discussion, Mayor Miller called the vote on the reconsider addendum addition 6.

Mayor Miller declared the motion to reconsider was adopted and that Councilmember Salazar's motion was before the council for reconsideration.

Councilmember Lill moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted. (Blaydes abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1904

Addendum addition 7: Authorize a contract for the construction of a perimeter landfill gas control system at the Deepwood Loop 12 Landfill, including installation of an active gas collection trench, temporary flare station, debris relocation and related earthwork - Remedial Construction Services, L.P., lowest responsible bidder of two - \$2,744,500 - Financing: 2003 Certificates of Obligation

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 Fantroy moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Rasansky abstain; Miller, Salazar absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1905

Addendum addition 8: Authorize a Right of Entry Agreement with Dallas County to access the County's property during the construction of the Trinity River Boat Ramp at Loop 12 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1906

Addendum addition 9: An ordinance abandoning a utility easement and a portion of a sanitary sewer easement to Market Place LH Partners, L.P., the abutting owner, containing a total of approximately 7,744 square feet of land located near the intersection of Northwest Highway and Jupiter Road, and authorizing the quitclaim - Revenue: \$5,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25323.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1907

Addendum addition 10: An ordinance abandoning a sanitary sewer easement to Debra J. Green, the abutting owner, containing approximately 1,235 square feet of land located near the intersection of Woodfin Road and Rockbrook Drive, and authorizing the quitclaim - Revenue: \$5,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25324.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1908

Addendum addition 11: An ordinance authorizing the acquisition of approximately 20,329 square feet of land in exchange for the abandonment of a portion of Mexicana Road to Robert Ward Williams, Angelica M. Saucedo and Julio Garcia, the abutting owners, containing approximately 17,830 square feet of land located near its intersection with Canada Drive, and authorizing the quitclaim - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25325.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1909

Addendum addition 12: Declare a tract of City-owned park land containing approximately 638,936 square feet located near the intersection of Morocco Avenue and Goodman Street unwanted and unneeded and authorize its sale to Dallas Independent School District - Revenue: \$217,238

Councilmembers Blaydes and Rasansky announced that they had a conflict of interest and would abstain from voting or participating in any discussion. Councilmembers Blaydes and Rasansky left the city council chamber.

Councilmember Salazar moved to approve the item.

Motion seconded by Councilmember Garcia. (Blaydes and Rasansky abstain; Miller, Loza, Lill absent when vote taken)

Assigned ORDINANCE NO. 25333.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1910

Addendum addition 13: An ordinance abandoning portions of Elm and Lamar Streets rights-of-way to Dallas County Community College District, the abutting owner, containing approximately 232 square feet of land located at their intersection and authorizing the quitclaim - Revenue: \$12,594 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25326.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1911

Addendum addition 14: An ordinance abandoning a portion of a slope easement to Exxon Mobil Corporation, the abutting owner, containing approximately 18,470 square feet of land located near the intersection of IH 30 and North Cockrell Hill Road, and authorizing the quitclaim - Revenue: \$5,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25327.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1912

Addendum addition 15: An ordinance abandoning a portion of Ingersoll Street to Gary Sayre and Jana Sayre, the abutting owners, containing approximately 10,762 square feet of land located near its intersection with Singleton Boulevard, authorizing the quitclaim and providing for the dedication of approximately 8,625 square feet of land needed for park purposes - Revenue: \$5,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25328.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1913

Addendum addition 16: An ordinance (1) authorizing the sale of unneeded tracts of City-owned land and, (2) abandoning a portion of alley right-of-way to The Housing Authority of the City of Dallas, Texas, the abutting owner, containing a total of approximately 69,042 square feet of land located near the intersection of Hall and Cochran Streets, and authorizing the conveyance and quitclaim
- Revenue: \$815,396 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25329.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1914

Addendum addition 17: Authorize conveyance of an easement and right-of-way containing approximately 1,316 square feet of land to TXU Gas Company for the construction and maintenance of gas utility facilities across City-owned land at the Dallas Executive Airport located near the intersection of Red Bird Lane and Watership Lane - Revenue: \$987

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 25, 2003

03-1915

Addendum addition 18: Authorize an increase in the sixty-month contract with Cingular Wireless, for cellular service and equipment - Not to exceed \$500,000, from \$5,500,000 to \$6,000,000 - Financing: Current Funds

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

Councilmember Fantroy 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 Mayor Miller and Councilmember Rasansky voting "No". (Blaydes abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1916

Addendum addition 19: Authorize settlement of a lawsuit styled Clyde Robert Francis v. City of Dallas, et al., Civil Action No. 3:02-CV-1875-K - \$116,500 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1917

Addendum addition 20: Authorize Supplemental Agreement No. 1 to the professional services contract with the law firm of Lloyd, Gosselink, Blevins, Rochelle, Baldwin & Townsend, P.C., for additional legal services regarding the claims of Manhattan Construction Company on the Convention Center Expansion project, and any other proceedings relating to the subject matter - Not to exceed \$125,000, from \$15,000 to \$140,000 - Financing: 1998 Convention Center Expansion Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1918

Addendum addition 21: Authorize Supplemental Agreement No. 1 to the professional services contract with The Carter Law Firm, P.C., to provide additional legal services in the lawsuits styled James F. Hill, et al. v. City of Dallas, Cause No. 95-00975-J, Albert, et al. v. City of Dallas, Cause No. 199-697-94, Arrendondo, et al. v. City of Dallas, Cause No. 199-1743-99, Barber, et al. v. City of Dallas, Cause No. 199-624-95, Willis, et al. v. City of Dallas, Cause No. 199-200-95, Martin, et al. v. City of Dallas, Cause No. 1-95-506 and Saucedo-Falls, et al. v. City of Dallas, Cause No. 1-02-780, and any other proceedings relating to the subject matter of the lawsuits - Not to exceed \$250,000, from \$250,000 to \$500,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1919

City Center TIF District

Note:

Addendum Item Nos. 22, 23, and 24 must be considered collectively.

Addendum addition 22:

*

Rescind Resolution No. 02-3586 and Resolution No. 02-3587, previously approved on December 11, 2002, authorizing a development agreement and declaring the intent to reimburse GS Renaissance LTD for the funding in an amount to exceed \$3,200,000, of facade, demolition, streetscape and other authorized improvements related to the redevelopment of the Gulf States Building located at 1415 Main Street in Tax Increment Financing Reinvestment Zone Number Five (City Center TIF District) for the purpose of re-authorizing a development agreement and declaring the intent to reimburse GS Renaissance LTD and release appropriations previously established in Resolution No. 02-3586 in the amount of \$3,200,000 from the City Center TIF District Fund - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1920

City Center TIF District

Note:

Addendum Item Nos. 22, 23, and 24 must be considered collectively.

Addendum addition 23:

*

Authorize (1) a development agreement with GS Renaissance LTD to provide for the funding of facade, demolition, streetscape and other authorized improvements related to the redevelopment of the Gulf States Building located at 1415 Main Street in Tax Increment Financing Reinvestment Zone Number Five (City Center TIF District) in an amount not to exceed \$4,666,650; and (2) the establishment of appropriations in the amount of \$4,666,650 in the City Center TIF District Fund - Total not to exceed \$4,666,650 - Financing: To be advanced by a private developer and reimbursed from City Center TIF District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1921

City Center TIF District

Note:

Addendum Item Nos. 22, 23, and 24 must be considered collectively.

Addendum addition 24:

*

A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Five (City Center TIF District) to reimburse GS Renaissance LTD for funds advanced pursuant to a development agreement with GS Renaissance LTD in an amount not to exceed \$4,666,650 plus interest, for facade improvements, demolition, streetscape and other authorized improvements related to the redevelopment of the Gulf States Building located at 1415 Main Street in the City Center TIF District - \$4,666,650 - Financing: To be advanced by a private developer and reimbursed solely from the City Center TIF istrict Fund; accrued interest on private funds to be repaid solely from City Center TIF District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1922

Addendum addition 25: Authorize a purchase and sale agreement with Dallas Roof Gardens, Inc. for a facade beautification easement on 1217 Main Street, upon completion of the building located in Tax Increment Financing Reinvestment Zone Number Five (City Center TIF District) and subject to the availability of City Center TIF District Funds in an amount not to exceed \$959,380 and future City Council approval of funding at the time of issuance of Certificate of Occupancy - Financing: City Center TIF District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1923

Addendum addition 26: Authorize (1) a seven-year parking agreement in an amount not to exceed \$1,614,000 with Central Parking System of Texas, Inc., Parking Operator of the Dalpark Garage, to provide 225 parking spaces for public, short-term parking in the Dalpark Garage located at 1600 Commerce Street in Tax Increment Financing Reinvestment Zone Number Five; (2) TIF eligible public improvements in the form of leasehold improvements in an amount not to exceed \$81,000; and (3) the collection of parking revenue on a monthly basis for self parking in the Dalpark Garage located at 1600 Commerce Street near the intersection of Commerce and Ervay Streets in Tax Increment Financing Reinvestment Zone Number Five for an estimated amount of \$703,500 over a period of seven years - Total not to exceed \$1,695,000 - Financing: City Center TIF District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1924

Addendum addition 27: Authorize (1) a contract with Simmons National Bank for the sale of Intown Housing Section 108 loans subject to due diligence for the Majestic located at 1900 Elm, Treymore at Cityplace Apartments located at 2101 Haskell, Kirby located at 1509 Main, Eban I located at 2900 Park Row and Deep Ellum located at 3300 Main and, (2) negotiations with the next highest responsive proposer should due diligence result in the withdrawal of the first offer - Financing: No cost consideration to the City

Councilmember Chaney moved to approve the item.

Motion seconded by Councilmember Lill.

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". (Loza absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1925

Addendum addition 28: Authorize a two-year extension of, and increase in the professional services contract with First Southwest Asset Management, Inc. for investment advisory services beginning November 1, 2003 through October 31, 2005 - Not to exceed \$80,000, from \$80,000 to \$160,000 - Financing: Current Funds (subject to annual appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1926

Addendum addition 29: Authorize preparation of plans for issuance of an amount not to exceed \$61,600,000 in General Obligation Refunding Bonds, Series 2003-A - Financing: This action has no cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1927

Addendum addition 30: A resolution imposing a moratorium on the acceptance of applications for and issuance of permits to authorize the attachment or painting of a "wallscape sign" as defined in Section 51A-7.1306 of the Dallas City Code, as amended, if any portion of the sign would be located within 660 feet of the nearest edge of the right-of-way of a federal interstate or primary system highway - Financing: No cost consideration to the City

Councilmember Lill moved to approve the resolution.

Motion seconded by Councilmember Oakley and unanimously adopted. (Miller, Loza, Salazar, Griffith, Blaydes absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1928

Addendum addition 31: A resolution (1) authorizing the Dallas Convention and Visitors Bureau (DCVB) to pursue the bid for the 2008 National League of Cities Conference on behalf of the City of Dallas by offering incentives including complementary facility rental at the Dallas Convention Center; and (2) authorizing the DCVB to establish a local host committee or select a meeting planner and/or destination company to complete the sponsorship and fundraising requirements for hosting the conference - Not to exceed \$120,000 - Financing: Convention and Event Services Current Funds

Councilmember Greyson moved to approve the resolution.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1929

Addendum addition 32: A resolution consenting to the City of Irving's grant of a rebate incentive for Network Logistics, Inc. to relocate its new central warehouse/distribution facility to Dallas/Fort Worth International Airport (annual revenue is estimated at \$41,050 from estimated nonexempt inventory and other personal and real property tax values; 10-year revenue is estimated at \$410,502; revenue foregone is estimated at \$348,600 over 10 years) - Financing: No cost consideration to the City

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

Councilmember Salazar moved to approve the resolution.

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

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1930

Addendum addition 33: A resolution declaring approximately 30.4 acres of land unneeded and unwanted for airport purposes and authorizing Dallas/Fort Worth International Airport to advertise the surplus land for sale or exchange at a minimum bid amount of \$3,973,000 through competitive bid - Financing: No cost consideration to the City

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

Deputy Mayor Pro Tem Hill moved to approve the resolution.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Lill abstain; Loza absent when vote taken)

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1931

Addendum addition 34: Approve a Program Statement for the Single-Family Housing Infrastructure Development Bond Program and authorize issuance of a Request for Applications soliciting funding requests for infrastructure development for new mixed income single-family subdivisions, contingent on the availability of future bond proceeds - Financing: No cost consideration to the City

Councilmember Oakley moved to approve the item with the following change:

“The committee to be made up of two bankers, two community members to be recommended to the Housing and Neighborhood Development Committee by the Community Development Commission, one member from the development community to be recommended by the real estate council, one member (director of housing), and one member (director of finance): and for the proposal to be advertised for 120 days.

Motion seconded by Councilmember Fantroy and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1932

Addendum addition 35: Authorize refinancing and restructuring of the two loans with South Dallas Fair Park InnerCity Development Corporation for the Grand Plaza Shopping Center in the original principal amounts of \$610,000 and \$75,000 to (1) consolidate the outstanding first lien loan balance of \$593,702 and the second lien line of credit outstanding balance of \$35,082, plus accrued interest; (2) provide for a \$10,000 annual principal repayment at 0% interest rate for the first five years following the loan restructuring or until such time as \$150,000 in deferred maintenance improvements is completed, whichever is earlier; (3) authorize \$150,000 from cash flow to fund required deferred maintenance improvements; and (4) revise terms for 15 years amortization at 2% interest after authorized deferred maintenance is completed or five years, whichever is earlier - Financing: No cost consideration to the City

Councilmember Fantroy moved to approve the item.

Motion seconded by Mayor Pro Tem Loza and unanimously adopted. (Miller, Loza, Griffith, Blaydes absent when vote taken)

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1933

Addendum addition 36: Authorize amendments to the 2003 City Calendar to (1) change the City Council meeting start time from 9:00 a.m. to 10:00 a.m. for August through October and (2) incorporate changes to the Council Committees and their meeting schedules - Financing: No cost consideration to the City

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Oakley.

After discussion, Deputy Mayor Pro Tem Hill called the vote on the motion.

Deputy Mayor Pro Tem Hill declared the motion adopted on a divided voice vote, with Councilmembers Thornton Reese voting "No". (Miller, Loza, Salazar, Griffith, Blaydes absent when vote taken)

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1934

Addendum addition 37: An ordinance denying the requested increase in residential, commercial and industrial rates for natural gas service as provided by TXU Gas Company - Financing: No cost consideration to the City

Councilmember Thornton Reese moved to pass the ordinance.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Miller, Loza, Salazar, Griffith, Blaydes absent when vote taken)

Assigned ORDINANCE NO. 25330.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1935

Addendum addition 38: Authorize (1) a tender agreement with the American Manufacturers Mutual Insurance Company for the completion of the Park in the Woods Recreation Center located at Mountain Creek Parkway and Wheatland Road, (2) the establishment of appropriations in the amount of \$151,539 in the Capital Gifts, Donation and Development Fund, and (3) a contract with Hagler Construction Company, Inc. for completion of the Park in the Woods Recreation Center - \$1,533,250 - Financing: 1998 Bond Funds (\$1,381,711) and Capital Gifts, Donation and Development Funds (\$151,539)

Councilmember Oakley moved to approve the item.

Motion seconded by Councilmember Fantroy and unanimously adopted. (Miller, Loza, Salazar, Griffith, Blaydes absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1936

Addendum addition 39: Authorize a contract for the completion of the Dallas Zoo Restaurant and Main Entry Bridge construction - MetalMan, Inc., best value proposer of two - \$448,691 - Financing: 1998 Bond Funds

Councilmember Finkelman moved to approve the item.

Motion seconded by Councilmember Fantroy and unanimously adopted. (Miller, Loza, Salazar, Griffith, Blaydes 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 25, 2003

03-1937

Addendum addition 40: Authorize a 120-day extension of the moratorium previously approved and effective on February 26, 2003 by Resolution No. 03-0818, freezing the current number of taxicab firms, vehicles, and drivers permitted in the city of Dallas - Financing: No cost consideration to the City

The following individual addressed the city council on the moratorium:

Kristie Nasser, 1209 Brook Hill Ln., Arlington

Councilmember Oakley moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1938

Addendum addition 41: Authorize a five-year concession agreement, with two five-year renewal options, with the purchaser, Mitchell Smartt, of the Texas Queen passenger boat, to operate a commercial passenger boat service on Lake Ray Hubbard - Total Estimated Revenue: \$146,520 for five years plus five percent additional fee for any sales over \$540,000 per year, Year 1 (\$24,000); Year 2 (\$26,400); Year 3 (\$29,040); Year 4 (\$31,944); Year 5 (\$35,136)

The following individual addressed the city council regarding the concession agreement:

Mitchell Smartt, 1022 Timberline, Heath, representing Texas Queen

Councilmember Rasansky moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted.

June 25, 2003

03-1939

Reconsideration of Item No. 5, as amended, from the June 18, 2003 City Council Agenda

Addendum addition 42: * Reconsideration of an ordinance amending Chapter 45 of the Dallas City Code to revise insurance requirements for taxicabs

If Addendum Item No. 42 is approved, the City Council shall consider Addendum Item No. 43.

Addendum addition 43: * An ordinance amending Chapter 45 of the Dallas City Code to revise insurance requirements for taxicabs

Councilmember Oakley moved to reconsider an ordinance amending Chapter 45 of the Dallas City Code to revise insurance requirements for taxicabs.

Motion seconded by Councilmember Griffith and unanimously adopted.

The following individuals addressed the city council regarding Chapter 45 of the Dallas City Code:

Abullah Ayanle, 5555 Spring Valley Rd., representing Ambassador Cab Co.
Mike Wilborn, 2514 Irving Blvd.
Tefatsion Mengesha, 1143 Lake Highlands Dr.
Raymond Ibe, 3 Pamela Ct., Mansfield, representing State Taxicab Company
Jack Bewley, 3320 Kelsey Ct., Flower Mound, Yellow Cab
Mohamed Mohamed, 2625 Castle St. Irving, representing Jet Taxi
Kristie Nasser, 1209 Brookhill Ln., Arlington
Douglas Uchendu, 3109 W. Northgate, Irving,
Massoud Nasser, 1209 Brookhill Ln., Arlington
John Barr, 203 E. Colorado Blvd.
John Bryant, 5915 Swiss Ave.

Councilmember Greyson moved to keep the insurance requirements for taxicabs at \$100,000 for 120 days to coincide with the end of the moratorium extension.

Motion seconded by Mayor Pro Tem Loza.

Councilmember Oakley moved to substitute for Councilmember Greyson's motion a motion to increase insurance requirements for taxicabs to \$300,000 and have the task force report and make recommendation to the council to come back in 120 days.

Motion seconded by Councilmember Lill.

During debate, Councilmember Greyson moved the previous question.
Motion seconded by Councilmember Rasansky and unanimously adopted.

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

Mayor Miller called the vote on Councilmember Oakley's substitute motion:

Voting Yes:	[7]	Miller, Oakley, Salazar, Griffith, Finkelman, Rasansky, Lill
Voting No:	[7]	Loza, Garcia, Thornton Reese, Chaney, Fantroy, Blaydes, Greyson
Absent when vote taken:	[1]	Hill

Mayor Miller declared the motion failed.

Mayor Miller called the vote on Councilmember Greyson's original motion:

Voting Yes:	[8]	Loza, Garcia, Thornton Reese, Chaney, Fantroy, Blaydes, Finkelman, Greyson
Voting No:	[6]	Miller, Oakley, Salazar, Griffith, Rasansky, Lill
Absent when vote taken:	[1]	Hill

Mayor Miller declared the motion adopted.

Assigned ORDINANCE NO. 25331.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 25, 2003

03-1940

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).

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JUNE 25, 2003

EXHIBIT C

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS