

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 24, 2003

03-2528

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, Greyson,
Rasansky, Lill

ABSENT: [0]

The meeting was called to order at 10:04 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 6:45 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.

10/10/03 3:18 PM
G:\2003MIN\CC092403.doc

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 24, 2003

EXHIBIT A

10/10/03 3:18 PM
G:\2003MIN\CC092403.doc

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 24, 2003

EXHIBIT B

10/10/03 3:18 PM
G:\2003MIN\CC092403.doc

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2529

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: Reality revealed

SPEAKER: Catheyann Fears, 1115 N. Edgefield Ave.
REPRESENTING: Oak Cliff Centennial Committee
SUBJECT: A "thank you" from the Oak Cliff Centennial Committee

SPEAKER: Mark Blaquiere, 1115 N. Edgefield Ave.
SUBJECT: Keep It clean Dallas, an Anti-liter Campaign

SPEAKER: Stephen Johnson, 2305 N. Fitzhugh Ave.
SUBJECT: Drug problem in my area

SPEAKER: Jim Rogers, 3208 Trevolle Pl.
SUBJECT: Deep Ellum Wallscape Signs

ADDITIONAL OPEN MICROPHONE – BEGINNING OF MEETING:

SPEAKER: Casey Blank, 7652 Culcourt St. **NAMED NOT CALLED**
SUBJECT: Corruption, real or perceived

OPEN MICROPHONE – END OF MEETING:

SPEAKER: David Wilson, 8350 Forest Ln.
REPRESENTING: Interdenominational Ministers Alliance
SUBJECT: Crime in the City

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

03-2529

Page 2

SPEAKER: Michael Simmons, 2525 Lawrence St. **CANCELED**
REPRESENTING: Simmons Custom Painting
SUBJECT: Theft of services by 2318 Ramsey, 311 S. Windomere and City of
Dallas Housing Department

SPEAKER: Bruce Kline, 733 Cliffview
SUBJECT: Police Department's solution to crime problem

SPEAKER: Terry Flowers, 1527 Allen Ct., Cedar Hill **DID NOT SPEAK**
REPRESENTING: St. Phillips School and Community Center
SUBJECT: Colonial Inn Motel

SPEAKER: Patrick McNeil 2129 US Highway 80E. Mesquite **CANCELED**
REPRESENTING: Alameda Heights Vocational School
SUBJECT: Youth Build Dallas

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

SPEAKER: James Cowgill, 11357 Earlywood Dr. **NAME NOT CALLED**
REPRESENTING: Senior Affairs Commission
SUBJECT: Budget

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd. **NAME NOT CALLED**
REPRESENTING: Friends of Elsie F. Higgins and J.B. Jackson Jr.
SUBJECT: Tyrants beware

SPEAKER: David Marquis, 3110 W. Kiest Blvd. **NAME NOT CALLED**
REPRESENTING: Southwest Oak Cliff Homeowners Association
SUBJECT: Dallas Housing Finance Corporation

SPEAKER: Charletta Compton, 3709 Pomeroy **CANCELED**
REPRESENTING: Kimball United Homeowners Association
SUBJECT: Dallas Housing Finance Corporation

SPEAKER: Gwain Wooten, 5111 Holland Ave. **NAME NOT CALLED**
SUBJECT: Chapter 3, Article XIII, Sect. 15 of the Dallas City Charter

SPEAKER: Taylor Brannon, 3708 Colonial Ave.
REPRESENTING: The National Youth Political Action Coalition
SUBJECT: Dallas United

SPEAKER: Jurline Hollins, 2832 Marjorie Ave.
SUBJECT: Plantation Recall and Conflict of Interests

10/10/03 3:18 PM
G:\2003MIN\CC092403.doc

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

03-2529

Page 3

SPEAKER: Frank Ward, P.O. Box 50694
SUBJECT: Community needs and requests

10/10/03 3:18 PM
G:\2003MIN\CC092403.doc

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2530

Item 1: Approval of Minutes of the September 10, 2003 City Council Meetings

Councilmember Oakley moved to approve the minutes.

Motion seconded by Councilmember Rasansky and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2531

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-29 and addendum addition consent agenda items 1-7, was presented for consideration.

The city secretary announced that Councilmember Greyson had deferred consideration of addendum addition 7 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Rasansky requested that consent agenda items 3, 16, 18, 22 and 25, and addendum addition items 3 and 6 be considered as individual items. Mayor Miller stated that consent agenda items 3, 16, 18, 22 and 25 and addendum addition items 3 and 6 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

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

Councilmember Greyson requested that addendum addition 2 be considered as an individual item. Mayor Miller stated that addendum addition 2 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Deputy Mayor Pro Tem Loza moved to approve all items on the consent agenda with the exception of addendum addition 7 which was deferred and consent agenda items 3, 4, 11, 14, 16, 17, 18 22, and 25 and addendum addition items 2, 3 and 6 would be considered later in the meeting.

Motion seconded by Councilmember Oakley and unanimously adopted.

Later in the meeting, Councilmember Oakley moved to reconsider the vote on the consent agenda with the exceptions of item 3, which was already approved, 14, 16, 17, 18, 22 and 25 and addendum addition items 2, 3, 4, 6 and 7, which were deferred.

Motion seconded by Councilmember Garcia.

Councilmember Oakley moved to approve all items on the consent agenda with the exceptions of addendum addition 7 which was deferred; and 3 which was approved and 14, 16, 17, 18 22, and 25 and addendum addition items 2, 3, 4 and 6 which would be considered later in the meeting.

Motion seconded by Councilmember Garcia and unanimously adopted.

10/10/03 3:18 PM
G:\2003MIN\CC092403.doc

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2532

Item 2: Authorize a contract with Brad J. Goldberg Inc. to collaborate with the architect to design an artwork for the new Dallas Animal Shelter - Not to exceed \$37,800 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2533

Item 3: Authorize (1) a contract for renovation of the Cedar Crest Golf Course with Golf Works, Inc., lowest responsible of nine in the amount of \$2,363,605; and, (2) an increase in appropriations in an amount not to exceed \$2,583,685 in the Golf Course Improvement Trust Funds - Total not to exceed \$2,363,605 - Financing: Water Utilities Capital Construction Funds (to be reimbursed with interest from the Golf Course Improvement Trust Fund)

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

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

Councilmember Thornton Reese moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2534

Item 4: Authorize a contract for the construction of paving and drainage improvements on Trinity Mills Road from Midway Road to Dallas North Tollway - Tiseo Paving Company, lowest responsible bidder of six - \$584,440 - Financing: Capital Projects Reimbursement Funds (to be reimbursed by Collin County)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2535

Item 5: Authorize a contract for the construction of street paving, storm drainage, water and wastewater main improvements on Highland Road from Ferguson Road to Jim Miller Road - McMahon Contracting, LP, lowest responsible bidder of three - \$3,764,897 - Financing: 1998 Bond Funds (\$3,059,659), Water Utilities Capital Construction Funds (\$29,045), Water Utilities Capital Improvement Funds (\$676,193)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2536

Item 6: Authorize (1) Supplemental Agreement No. 9 to the contract with Hunt Construction Group, Inc. to provide construction management services for three additional bid packages at the Love Field Parking Garage, increasing the Guaranteed Maximum Price in an amount not to exceed \$524,650, from \$49,550,713 to \$50,075,363, and increasing the total contract from \$50,704,878 to \$51,229,528, (2) a contract for civil work for the electrical and data support to the existing Love Field roadway signage, and electrical and data support for the new automatic vehicle identification system with Winston Electric, Inc. dba Acme Electrical Company, lowest responsible and responsive bidder of three in an amount not to exceed \$399,845, and (3) assignment of the construction contract to Hunt Construction Group, Inc. for construction management - Total not to exceed \$524,650 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2537

Item 7: Authorize the City Manager to initiate the process of selection for a design/build project delivery method for the construction of the Northwest Service Center, Phase II located at 9801 Harry Hines Boulevard - Financing: This action has no cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2538

Item 8: Authorize payment to Texas Department of Transportation for the local share of construction on Royal Lane from Skillman Street to Audelia Road - \$73,787 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2539

Item 9: Authorize an amendment, renewal and extension of a lease of city-owned land containing approximately 5.5 acres with the Texas Military Facilities Commission for an additional 10-year term - July 1, 2003 through June 30, 2004 (\$2,300); July 1, 2004 through June 30, 2005 (\$2,300); July 1, 2005 through June 30, 2006 (\$2,358); July 1, 2006 through June 30, 2007 (\$2,358); July 1, 2007 through June 30, 2008 (\$2,358); July 1, 2008 through June 30, 2009 (\$2,416); July 1, 2009 through June 30, 2010 (\$2,416); July 1, 2010 through June 30, 2011 (\$2,416); July 1, 2011 through June 30, 2012 (\$2,477); July 1, 2012 through June 30, 2013 (\$2,477) - Total Revenue: \$23,876

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2540

Item 10: Authorize (1) acceptance of 2 vacant lots at 2317 and 2319 Lowery Street originally quitclaimed to South Dallas Fair Park Innercity Community Development Corporation pursuant to the Land Assembly Program, (2) termination of the existing deed restrictions, (3) declaration of 2 lots unwanted and unneeded at 2317 and 2319 Lowery Street, and (4) advertisement for sale by sealed bids with a minimum bid of \$300 per lot for 2317 and 2319 Lowery Street - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2541

Item 11: An ordinance abandoning a portion of a sanitary sewer easement and a portion of a storm sewer easement to Worthing at Fitzhugh, L.P., the abutting owner, containing approximately 877 square feet of land located near the intersection of Alcott Street and Fitzhugh Avenue, and authorizing the quitclaim - Revenue: \$5,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25366.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2542

Item 12: An ordinance abandoning an alley to Salesmanship Club Youth and Family Centers, Inc., the abutting owner, containing approximately 7,172 square feet of land located near the intersection of North Beckley Avenue and Ninth Street, and authorizing the quitclaim - Revenue: \$25,300 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25367.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2543

Item 13: An ordinance abandoning Kenworth and Auto Avenues and portions of Cherry Valley and Motor City Boulevards to GRA-GAR, LLC, the abutting owner, containing approximately 215,498 square feet of land located near the intersection of Peterbilt Avenue and Motor City Boulevard, and authorizing the quitclaim - Revenue: \$228,967 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25368.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2544

Item 14: An ordinance abandoning air rights over a portion of Motor Street to Children's Medical Center of Dallas, the abutting owner, containing approximately 1,340 square feet of land located near its intersection with Medical Center Drive, and authorizing the quitclaim - Revenue: \$9,439 plus the \$20 ordinance publication fee

Mayor Miller requested that consent agenda item 14 be considered as an individual item. Mayor Miller stated that consent agenda item 14 would be considered as an individual item later in the meeting, there being no objection voiced to her request.

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

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

Motion seconded by Mayor Pro Tem Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2545

Item 15: An ordinance closing Waterview Road at Buckner Boulevard to all vehicular traffic, pursuant to Resolution No. 93-4028 previously approved on October 27, 1993, which authorized the Policy for Closure of Local Residential Streets to Through Vehicular Traffic - Revenue: \$1,500 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25369.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2546

Item 16: An ordinance granting renewal of a private license to F/P/D Fee Associates, L.P. for the use of approximately 907 square feet of land to maintain the existing aerial walkway over St. Paul Avenue right-of-way located near its intersection with Pacific Avenue - Revenue: \$3,802 annually plus the \$20 ordinance publication fee

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 Lill moved to approve the item.

Motion seconded by Mayor Pro Tem Loza.

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

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

Assigned ORDINANCE NO. 25370.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2547

Item 17: An ordinance granting renewal of a private license to F/P/D Fee Associates, L.P. for the use of approximately 1,277 square feet of land to maintain the existing pedestrian tunnel under Pacific Avenue right-of-way located near its intersection with St. Paul Avenue - Revenue: \$2,223 annually plus the \$20 ordinance publication fee

Mayor Miller requested that consent agenda item 17 be considered as an individual item. Mayor Miller stated that consent agenda item 17 would be considered as an individual item later in the meeting, there being no objection voiced to her request.

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

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

Motion seconded by Councilmember Garcia and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2548

Item 18: Authorize (1) the rejection of bids received for the conversion of approximately 175 Ford Crown Victoria police interceptors from unleaded fuel to Compressed Natural Gas, and (2) the re-advertisement for new bids - Financing: No cost consideration to the City

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 her request.

Later in the meeting, agenda item 18 was brought up for consideration.

Councilmember Oakley moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2549

Item 19: Authorize (1) the rejection of the only bid received for police caps and accessories, and (2) the re-advertisement for new bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2550

Item 20: An ordinance amending Chapters 1, 7A, and 18 of the Dallas City Code to define terms and to make the City's notice requirements relating to weed and litter violations consistent with state law; and to make certain nonsubstantive changes - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25371.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2551

Item 21: An ordinance authorizing a correction to Ordinance No. 24683 creating Planned Development District No. 598 for Mixed uses on property generally bounded by Wheatland Road, Polk Street, Interstate 20 and Hampton Road to correct the property description (Z956-331) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25372.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2552

Item 22: Authorize (1) the use of \$1,000,000 in Community Development Block Grant (CDBG) Funds, for acquisition of real property for single-family and multi-family development, (2) a Program Statement for the CDBG Residential Development Acquisition Loan Program, and (3) the implementation of the CDBG Residential Development Acquisition Loan Program - Not to exceed \$1,000,000 - Financing: 2002-03 Community Development Grant Funds

Councilmember Rasansky requested that consent agenda item 22 be considered as an individual item. Mayor Miller stated that consent agenda item 22 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 22 was brought up for consideration.

Deputy Mayor Pro Tem Hill moved to approve the item with the following change:

“Subject to a change in the wording in the program statement to reflect the loan committee to be composed in a manner similar to the composition of the infrastructure program.”

Motion seconded by Mayor Pro Tem Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2553

Item 23: Authorize an economic development grant agreement with Oak Cliff Foundation for the renovation of the Texas Theatre property located at 231 E. Jefferson Boulevard for the period of October 1, 2003 through December 31, 2005 - Not to exceed \$100,000 - Financing: Enterprise Community Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2554

Item 24: Authorize a public hearing to be held December 8, 2003 to receive citizens' comments on the proposed City of Dallas Urban Land Bank Demonstration Program Plan - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2555

Item 25: Authorize a contract with WAMCO XXVII, Ltd. for the sale of Intown Housing Section 108 loans subject to due diligence for the Majestic Lofts located at 1900 Elm, Treymore at Cityplace Apartments located at 2101 Haskell, Eban I located at 2900 Park Row, and Deep Ellum Lofts located at 3300 Main - Revenue: \$5,721,095

Councilmember Rasansky requested that consent agenda item 25 be considered as an individual item. Mayor Miller stated that consent agenda item 25 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

Later in the meeting, agenda item 25 was brought up for consideration.

Councilmember Lill moved to approve item.

Motion seconded by Councilmember Garcia.

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

Motion seconded by Councilmember Finkelman.

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

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

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

Voting Yes: [12] Miller, Loza, Hill, Garcia, Oakley, Thornton Reese,
Fantroy, Griffith, Blaydes, Finkelman, Greyson, Lill
Voting No: [3] Salazar, Chaney, Rasansky

Mayor Miller declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2556

Item 26: Authorize application for and acceptance of grant funds from the Texas Commission on the Arts for general operation and project support to arts and cultural organizations in the City of Dallas for the period September 1, 2003 through August 31, 2004, and execution of the grant agreement - \$100,000 - Financing: Texas Commission on the Arts Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2557

Item 27: Authorize (1) the acceptance of the Fair Housing Assistance Program grant from the U.S. Department of Housing and Urban Development to process, investigate and conciliate housing discrimination complaints and to provide fair housing education and outreach for the period October 1, 2003 through September 30, 2004; and (2) execution of the grant agreement - \$261,525 - Financing: U.S. Department of Housing and Urban Development, Fair Housing Assistance Program Comprehensive Funding Approach Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2558

Item 28: Authorize a contract with the Greater Dallas Asian American Chamber of Commerce to provide a Community Outreach Liaison Program for 2003 - \$50,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2559

Item 29: Authorize a joint funding agreement between the City of Dallas and the United States Geological Survey for the operational costs of stream flow gages, White Rock Creek at Greenville Avenue and Prairie Creek at IH 175, from October 1, 2003 through September 30, 2004 - \$15,960 - Financing: Current Funds (to be reimbursed by Storm Water Drainage Management Funds)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2560

CONSENT ZONING DOCKET

The consent zoning docket consisting of agenda item 30 was presented.

There were no consent zoning docket items presented.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2561

Item 30: Public Hearing - Zoning Case Z023-250 (MM)

The consent zoning docket, consisting of agenda item 30, was presented.

A public hearing was called on consent zoning docket item 30, zoning case Z023-250 (MM), an application for and an ordinance granting an R-7.5(A) Single Family District on property zoned a CR-D-1 Community Retail District with a Liquor Control Overlay District and an R-10(A) Single Family District on Seagoville Road, south of Belt Line Road.

(The city plan commission recommended approval.)

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

Councilmember Fantroy moved to postpone the application until the October 8, 2003 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Blaydes and unanimously adopted.

Later in the meeting, Mayor Pro Tem Loza moved to reconsider zoning consent item 30.

Motion seconded by Councilmember Blaydes.

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

Motion seconded by Councilmember Blaydes and unanimously adopted.

Assigned ORDINANCE NO. 25373.

Note: [The applicant and the community associations will file private deed restrictions with Dallas County.]

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2562

Item 31: Public Hearing – Zoning Case Z023-246 (MM)

A public hearing was called on zoning case Z023-246 (MM), an application for and an ordinance granting an MU-1 Mixed Use District on property zoned an IR Industrial Research District on Converse Street, between Chemical Street and Crampton 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 the city plan commission's recommendation.

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

Mary Haverfield, 2514 Commerce St.

Pat Haverfield, 2514 Commerce St.

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

“Without deed restrictions volunteered by the applicant” and pass the ordinance

Motion seconded by Councilmember Salazar and unanimously adopted.

Assigned ORDINANCE NO. 24374.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2563

Item 32: Public Hearing - BENEFIT ASSESSMENT HEARINGS

A benefit assessment hearing to receive citizens' comments on street paving, storm drainage, water and wastewater main improvements for Street Group 98-437, and upon closure of the hearing, authorize an ordinance levying benefit assessments, and a contract for the construction with SYB Construction Company, Inc., lowest responsible bidder of four - \$1,178,211 - Financing: 1998 Bond Funds (\$886,473), Water Utilities Capital Construction Funds (\$11,425), Water Utilities Capital Improvement Funds (\$280,313)

A public hearing was called to receive comments on a proposal to levy benefit assessments for street paving, storm drainage, water and wastewater main improvements for Street Group 98-437.

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

Councilmember Salazar moved to close the public hearing, and pass the ordinance levying the assessments.

Motion seconded by Councilmember Blaydes and unanimously adopted.

Assigned ORDINANCE NO. 25375.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2564

Item 33: MISCELLANEOUS HEARINGS

Note: Item Nos. 33 and 34
must be considered
collectively.

Dallas Downtown Improvement District

- * A public hearing to receive citizens' comments regarding the annual assessment rate for the Dallas Downtown Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City

- Item 34: *
- An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Dallas Downtown Improvement District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2003; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Not to exceed \$178,000 - Financing: Current Funds

No one addressed the city council regarding the Dallas Downtown Improvement District.

Councilmember Lill moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Finkelman and unanimously adopted.

Assigned ORDINANCE NO. 25376.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2565

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

Deep Ellum Public Improvement District

- Item 35: * A public hearing to receive citizens' comments regarding the annual assessment rate for the Deep Ellum Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City
- Item 36: * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Deep Ellum Public Improvement District (District); approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2004; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

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

No one addressed the city council regarding the Deep Ellum Public Improvement District.

Mayor Pro Tem Loza moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Lill and unanimously adopted. (Rasansky abstain)

Assigned ORDINANCE NO. 25377.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2566

Note: Item Nos. 37 and 38 must be considered collectively.

Prestonwood Public Improvement District

- Item 37: * A public hearing to receive citizens' comments regarding the annual assessment rate for the Prestonwood Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City
- Item 38: * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2004; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

No one addressed the city council regarding the Prestonwood Public Improvement District.

Councilmember Greyson moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Chaney and unanimously adopted.

Assigned ORDINANCE NO. 25378.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2567

Uptown Public Improvement District

Note: Item Nos. 39 and 40 must be considered collectively.

- Item 39: * A public hearing to receive citizens' comments concerning the annual assessment rate for the Uptown Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City
- Item 40: * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Uptown Public Improvement District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2004; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

No one addressed the city council regarding the Uptown Public Improvement District.

Councilmember Lill moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Garcia and unanimously adopted.

Assigned ORDINANCE NO. 25379.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2568

Vickery Meadow Public Improvement District

Note: Item Nos. 41 and 42 must be considered collectively.

- Item 41: * A public hearing to receive citizens' comments concerning the annual assessment rate for the Vickery Meadow Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City
- Item 42: * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Vickery Meadow Public Improvement District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2004; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

No one addressed the city council regarding the Vickery Meadow Public Improvement District.

Councilmember Griffith moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Finkelman and unanimously adopted.

Assigned ORDINANCE NO. 25380.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2569

Item 43: Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)

The city secretary distributed a report showing all nominations and re-nominations received for city board and commission appointments for the 2003-2005 board term updated through September 24, 2003.

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

Councilmember Thornton Reese moved to appoint all the nominees to "individual appointment" positions in the report who meet all qualifications for service to the boards and commissions of the city for the term ending August 31, 2005.

Motion seconded by Councilmember Finkelman and unanimously adopted.

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

03-2612	CDC	COMMUNITY DEVELOPMENT COMMISSION
03-2613	CPR	DALLAS CITIZENS POLICE REVIEW BOARD
03-2614	CSX	CIVIL SERVICE BOARD ADJUNCT MEMBERS
03-2615	EHC	ENVIROMENTAL HEALTH COMMISSION
03-2616	MLB	MUNICIPAL LIBRARY BOARD
03-2617	MLK	MARTIN LUTHER KING JR. COMMUNITY CENTER BOARD
03-2618	PLA	PERMIT AND LICENSE APPEAL BOARD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2570

Item 44: **FY 2003-04 Budget Items**

- * Final reading and adoption of appropriation ordinances for the proposed FY 2003-04 City of Dallas Operating, Grants, & Trusts and Capital Budgets - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the FY 2003-04 City of Dallas Operating, Grants, & Trusts and Capital Budgets:

Mary Frances Hansen, 4607 Timberglen Rd., representing Senior Affairs Commission
Michael Walton, 2800 Quail Run Dr., Mesquite, representing Dallas Fraternal Order of Police
Carroll Graham, 8518 Britannia Way, representing Dallas City Retirees Association
Glenn White, 4209 Atherton Dr., Plano, representing Dallas Police Association

Councilmember Rasansky moved to add the following amendments to the FY 2003-2004 proposed budget:

- **WARRANT ROUND UP** \$ 500,000
Conduct a warrant round up (not amnesty)
- **REDUCE OVERTIME** \$ 1,000,000
This would be a reduction in the amount spent on personal overtime. We believe there is ample opportunity for the city to reduce overtime spending. This is non-emergency service only.
- **CONSOLIDATE E-TEAM** \$120,000.00
Consolidate E-Team functions and the City Auditor's Office. Functions performed are similar or duplicate to those performed by the City Auditor's Office.
- **HIRING OUR OWN ENGINEERS** \$ 1,000,000
Hiring our own engineers and provide in-house engineering services. While not providing Engineering services for Dallas Water Utilities, they will provide service to Public Works and Transportation, Parks and Recreation, etc.
- **REDUCTION IN HIRING OF CONSULTANTS** \$ 1,750,000
*\$ 4,370,000

***All savings will go toward hiring of new police officers.**

10/10/03 3:18 PM
G:\2003MIN\CC092403.doc

Motion seconded by Mayor Pro Tem Loza.

After discussion, Mayor Miller called the vote on Councilmember Rasansky's amendments:

Voting Yes: [2] Loza, Rasansky
Voting No: [13] Miller, Hill, Garcia, Oakley, Thornton Reese, Salazar, Chaney, Fantroy, Blaydes, Griffith, Finkelman, Greyson, Lill

Mayor Miller declared the motion failed.

Deputy Mayor Pro Tem Hill moved to add the following amendments to the FY 2003-04 proposed budget:

Source of Funds:

Change the police and fire pay increase to be 2% on October 1, 2003 and the remainder of the 5% would be effective April 1, 2004. **Savings = \$5,460,132**

Eliminate funding for the Charter Election. **Savings = \$450,000**

Increase the auto impoundment fee by \$10, from \$10 to \$20. **Revenue = \$80,000**

Reduce funding for DPD's Public Information Office by eliminating 2 of 5 positions. **Savings = \$162,000**

Use of Funds:

Add funding for all GF permanent full-time and part-time civilians and uniformed executives (as of 9/30/03) to receive a \$500 one-time lump sum payment in the first paycheck issued after 1/1/04. Part-time employees would receive a \$250 pro-rated payment. **Cost = \$2,901,494**

Restore two caseworkers in the DPD First Offender Program. **Cost = \$107,528**

Reduce funding for the Police Management/Efficiency Study to \$900,000. **Savings = \$213,110**

Reduce total health care premiums for over-65 retirees in any of the City sponsored medical plans by \$61 per month. Participants choosing the prescription-only plan in conjunction with a Medigap option, would receive a total reduction of \$61 per month. **Cost = \$2,000,000**

Provide \$30,000 to assist the Dallas Film Commission with cost for additional staffing. **Cost = \$30,000**

Provide\$60,000 to Environmental and Health Services for an Environment Technician. **Cost = \$60,000**

Add funding to major maintenance \$153,110. **Cost = \$153,110**

Motion seconded by Councilmember Thornton Reese.

During debate on Deputy Mayor Pro Tem Hill’s amendment, Councilmember Salazar moved to add the following amendment to Deputy Mayor Pro Tem Hill’s amendment to change the police/fire pay increase to be 2% on 10/01/03 and the remainder of the 5% effective 4/01/04 by increasing property tax by 70.76¢ to provide for the 5.4 million savings recommended for police/fire.

Motion seconded by Councilmember Thornton Reese.

After discussion, Mayor Miller called the vote on Councilmember Salazar’s amendment:

Voting Yes:[2] Thornton Reese, Salazar
Voting No: [13] Miller, Loza, Hill, Garcia, Oakley, Chaney, Fantroy, Blaydes, Griffith, Finkelman, Greyson, Rasansky, Lill

Mayor Miller declared the motion failed.

After discussion, Mayor Miller called the vote on Deputy Mayor Pro Tem Hill’s amendments:

Voting Yes:[4] Hill, Garcia, Thornton Reese, Chaney
Voting No: [11] Miller, Loza, Oakley, Salazar, Fantroy, Blaydes, Griffith, Finkelman, Greyson, Rasansky, Lill

Mayor Miller declared the motion failed.

Mayor Pro Tem Loza moved to add the following amendments to the FY 2003-04 proposed budget as presented by Mayor Miller.

Source of Funds		Overtime
Reduce Overtime – Various Departments		
Police Uniform	206,127	10,256,127
Police Civilian	11,185	121,185
Fire Civilian	15,000	528,208
Street Services	74,409	874,409
Sanitation	101,894	2,601,894
Building Services	55,017	275,017
Public Works	31,699	255,381
Park & Recreation	<u>6,669</u>	98,227
	502,000	

Reduce Supplies

Police Department 100,000

Increase Municipal Court Revenues

Aggressive Warrant Round-Up 250,000

Total Source of Funds 852,000

Use of Funds

Provide \$300 to reduce health benefit premiums (one-time) for 2,740 over-65 retirees.

822,000

Dallas Film Commission

30,000

Total Source of Funds 852,000

Motion seconded by Councilmember Finkelman.

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

Voting Yes:[14] Miller, Loza, Hill, Garcia, Oakley, Salazar, Chaney, Fantroy,
Blaydes, Griffith, Finkelman, Greyson, Rasansky, Lill

Voting No: [1] Thornton Reese

Mayor Miller declared the motion adopted.

Councilmember Greyson moved to deduct \$87,800 from the FY 2003-04 proposed budget that is currently in the major maintenance budget in order not to establish fees for late registration of dogs and cats.

Motion died due to lack of a second.

Councilmember Lill moved to pass the ordinances.

Motion seconded by Councilmember Finkelman.

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

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

Assigned ORDINANCE NO. 25381 and ORDINANCE NO. 25382.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2571

Item 45: **FY 2003-04 Budget Items**

- * An ordinance setting the tax rate for FY 2003-04 at 69.984 per \$100 valuation and levying ad valorem taxes for the City of Dallas, Texas for FY 2003-04 - Financing: No cost consideration to the City

Councilmember Blaydes moved to pass the ordinance.

Motion seconded by Councilmember Garcia.

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

Mayor Miller declared the motion adopted on a divided voice vote, with Mayor Pro Tem Loza voting "No".

Assigned ORDINANCE NO. 25383.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2572

Item 46: **FY 2003-04 Budget Items**

- * An ordinance amending Chapters 2, 18, 19, 51A and 52, of the Dallas City Code to revise and establish various fees for City services - Estimated Revenue: \$5,884,643- General Fund (\$2,083,646), Development Services Fund (\$400,000), Storm Water Drainage Management Fund (\$3,400,997)

Councilmember Blaydes moved to pass the ordinance.

Motion seconded by Councilmember Thornton Reese.

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

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

Assigned ORDINANCE NO. 25384.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2573

Item 47: **FY 2003-04 Budget Items**

- * An ordinance amending Chapter 49 of the Dallas City Code to adjust rates for water and wastewater services for Dallas and customer cities, effective October 1, 2003 - Estimated Revenue: \$31,600,000

Councilmember Oakley moved to pass the ordinance.

Motion seconded by Councilmember Garcia.

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

Assigned ORDINANCE NO. 25385.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2574

Item 48: **FY 2003-04 Budget Items**

- * Authorize (1) position changes; (2) a five percent pay increase for uniformed employees below the rank of Deputy Chief effective December 1, 2003; and (3) current civilian pay plans with no increase in base pay effective October 1, 2003

Councilmember Blaydes moved to approve the item.

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

Later in the meeting, Councilmember Rasansky moved to reconsider the vote on consent agenda item 48.

Motion seconded by Mayor Pro Tem Loza.

After discussion, Mayor Miller called the vote on Councilmember Rasansky' motion to reconsider the vote on consent agenda item 48.

Mayor Miller declared the motion to reconsider was adopted, that agenda item 48 was before the council for reconsideration, on a divided voice vote with Councilmembers Fantroy and Finkelman voting "No". (Lill absent when vote taken)

Councilmember Blaydes moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Hill.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2575

Item 49: **FY 2003-04 Budget Items**

- * Authorize a one-time pro rata payment of Service Incentive Pay for employees affected by reduction in force due to fiscal year 2003-04 budget actions

Mayor Pro Tem Loza moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2576

Item 50: **FY 2003-04 Budget Items**

- * An ordinance amending Chapter 34 of the Dallas City Code to eliminate the lump sum payment of sick leave for all employees hired or rehired by the City on or after October 1, 2003 - Financing: No cost consideration to the City

Mayor Pro Tem Loza moved to pass the ordinance.

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

Assigned ORDINANCE NO. 25386.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2577

Item 51: **FY 2003-04 Budget Items**

- * Authorize adoption of the final FY 2003-04 Community Development Block Grant Reprogramming Budget (as recommended by the City Manager) in the amount of \$3,772,038 (reprogramming of \$3,037,288 and reduction of \$734,750) Financing: No cost consideration to the City

Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Fantroy.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2578

Item 52: **FY 2003-04 Budget Items**

- * Authorize a forty-eight-month contract, with two twelve-month renewal options, with the only proposer, Blue Cross and Blue Shield of Texas, for a fully insured Health Maintenance Organization plan for employees and retirees from January 1, 2004 through December 31, 2007 - City's cost is approximately \$165 per month for employee only, \$165 per month for employee and spouse, \$268 per month for employee and children, and \$268 per month for employee and family - Financing: Employee Benefits Current Funds (subject to annual appropriations)

Councilmember Garcia moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2579

Item 53: **FY 2003-04 Budget Items**

- * Authorize a forty-eight-month contract, with two twelve-month renewal options, with the only proposer, United HealthCare of Texas, Inc., for a fully insured, Qualified Medicare Supplement plan, to be offered as an optional alternative to the Preferred Provider Organization plan, for retirees over the age of 65 - City's cost for year 2004 not to exceed \$100 per enrollee per month - Financing: Employee Benefits Current Funds (subject to annual appropriations)

Councilmember Fantroy moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2580

Item 54: **FY 2003-04 Budget Items**

- * Authorize a forty-eight-month contract, with two twelve-month renewal options, with Eckerd Health Services for pharmacy administration including prescription drug dispensing services for the period January 1, 2004 through December 31, 2007 - Not to exceed \$603,418 - Financing: Employee Benefits Current Funds (subject to annual appropriations)

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2581

Item 55: **FY 2003-04 Budget Items**

- * Authorize a forty-eight-month contract, with two twelve-month renewal options, with Humana, Inc., the most advantageous proposer of five, for claims administration, Preferred Provider Organization and medical management services, COBRA and flexible spending account administration for the period January 1, 2004 through December 31, 2007 (list attached) - Not to exceed \$13,600,000 - Financing: Employee Benefits Current Funds (subject to annual appropriations)

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2582

Item 56: **FY 2003-04 Budget Items**

- * Authorize (1) adoption of the 2004 Employee and Retiree Health Benefits Plan, including the Flexible Benefits (Section 125) Plan; the Employee Medical Spending Plan; the Dependent Care Assistance Program (2) termination of the Short Term Disability Plan effective December 31, 2003, and (3) approval of the proposed health coverage premium rates - Financing: Employee Benefits Current Funds

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2583

Item 57: **FY 2003-04 Budget Items**

- * Authorize payment to Dallas County for processing and maintaining City prisoners at the Lew Sterrett Criminal Justice Center, pursuant to Amendment No. 4 to the Criminal Justice Center Memorandum of Agreement with Dallas County for the period October 1, 2003 through September 30, 2004 - \$6,286,437 - Financing: Current Funds

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2584

Item 58: **FY 2003-04 Budget Items**

- * Authorize an Interlocal Agreement with the Dallas County Health and Human Services Department to provide the professional services of its Health Authority to the City for the period October 1, 2003 through September 30, 2005 - \$10,000 - Financing: Current Funds

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2585

Item 59: **FY 2003-04 Budget Items**

- * Authorize a contract renewal with the University of Texas Southwestern Medical Center at Dallas for the required services of a Medical Director for the period October 1, 2003 through September 30, 2004 - Not to exceed \$126,935 - Financing: Current Funds

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2586

Item 60: **FY 2003-04 Budget Items**

- * Authorize payment to the Dallas County Community College District and the University of Texas Southwestern Medical Center for mandatory Emergency Medical Services training of emergency medical technicians and paramedics for the period October 1, 2003 through September 30, 2004 - Not to exceed \$175,380 - Financing: Current Funds

Councilmember Garcia moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2587

Item 61: **FY 2003-04 Budget Items**

- * Authorize (1) an amendment to the contract with Deloitte & Touche LLP, in association with Lawson Associates Inc., Kronos Incorporated and Business Software Inc., to provide for the annual hosting and maintenance fees for the Human Resources Information System; (2) the purchase of an additional 25GB of database disk storage space and, (3) funding for programming to comply with the Business Leave Act for police officers who are members of uniform police associations - Not to exceed \$1,041,213 - Financing: Current Funds

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2588

Item 62: **FY 2003-04 Budget Items**

- * Authorize the acceptance of a one-time credit from Deloitte & Touche, LLP and Lawson Associates, Inc., for hosting and maintenance fees for the Human Resources Information System to reduce the fiscal year 2003 payments in the amount of (\$100,309), from \$979,744 to \$879,435 -
Financing: Current Funds

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2589

Item 63: **FY 2003-04 Budget Items**

- * Authorize the purchase of insurance policies from various insurance companies for the City's property, fine arts, boiler and machinery, and money and securities, through Arthur J. Gallagher & Co. - Dallas, the most advantageous proposer of three - Not to exceed \$3,500,000 - Financing: Current Funds

Councilmember Oakley moved to approve the item.

Motion seconded by Councilmember Garcia.

After discussion, Mayor Pro Tem Loza called the vote on the motion:

Voting Yes:	[11]	Loza, Hill, Garcia, Oakley, Thornton Reese, Chaney, Fantroy, Blaydes, Griffith, Finkelman, Greyson
Voting No:	[2]	Salazar, Rasansky
Absent when vote taken:	[2]	Miller, Lill

Mayor Pro Tem Loza declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2590

Item 64: **FY 2003-04 Budget Items**

- * Authorize a thirty-six-month contract to provide auctioneer services with the most responsible bidder of three - Lone Star Auctioneers, Inc. - Estimated Annual Revenue: \$4,940,000 (City will receive all revenues from auction sales, less sales tax and contractor's commission which is estimated to be \$233,896 annually)

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2591

Item 65: **FY 2003-04 Budget Items**

- * Authorize a twenty-four-month price agreement for compressed natural gas with Transtar Energy Company LP dba Clean Energy - Sole Source - Not to exceed \$1,623,300 - Financing: Current Funds

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2592

Item 66: **FY 2003-04 Budget Items**

- * Authorize a thirty-six-month service contract for janitorial services at eleven Park and Recreation sites and ten Women Infants and Children sites with the lowest responsible bidders of twenty - All Facility Services, LLC and Dependable Cleaning Concept - Not to exceed \$378,288 - Financing: Current Funds (\$220,818) and 2002-03 Women Infants and Children Grant Funds (\$157,470)

Deputy Mayor Pro Tem Hill moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2593

Item 67: **FY 2003-04 Budget Items**

- * Authorize (1) a twelve-month service contract with two twelve-month renewal options, with the most advantageous proposer of two, The Enterprise Foundation, Inc., a non-profit corporation, for operation and administration of the Mortgage Assistance Program, including homebuyer education and; (2) an amendment to the Program Statement to forgive up to \$1,500 in repair funds over 5 years - \$550,000 for administrative costs and \$5,470,000 for program subsidies - Total not to exceed \$6,020,000 - Financing: 2003-04 HOME Funds (\$5,720,000), 2003-04 Community Development Grant Funds (\$300,000)

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2594

Item 68: **FY 2003-04 Budget Items**

- * Authorize a thirty-six-month price agreement for quicklime with the lowest responsible bidder of two - Texas Lime Company - Not to exceed \$7,820,400 - Financing: Water Utilities Current Funds

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2595

Item 69: **FY 2003-04 Budget Items**

- * Authorize renewal of the Interlocal Agreement with Dallas County for participation in the Household Hazardous Waste collection program for the period October 1, 2003 through September 30, 2004 - Not to exceed \$450,000 - Financing: Current Funds (to be reimbursed from Storm Water Drainage Management Funds)

Councilmember Finkelman moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2596

Item 70: Authorize the Dallas Housing Finance Corporation to make an exception to its Multifamily Program guidelines to allow for the financing of the new construction of multifamily units for working families located on the west side of Old Hickory Trail and Beckleymeade for new construction of the 280-unit Rose Court at Thorntree Apartments in the face amount not to exceed \$15,000,000 in tax-exempt bonds and approximately \$1,600,000 in taxable bonds for the benefit of Old Hickory Tract D, Limited Partnership whose General Partner will be an entity initially owned by Leon J. Backes - Financing: No cost consideration to the City

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

The following individuals addressed the city council regarding the financing of multifamily units on Old Hickory Trail and Beckleymeade:

Thelmer Norman, 2628 Blackstone Dr., representing United Homeowners of Oak Cliff

Printice Gary, 5485 Beltline Rd., representing Carlton Residential

Leon Backes, 6729 Aberdeen, representing Provident Realty

H.J. Johnson, 2429 South Boulevard, representing Pleasant Grove, Pleasant Woods Community Development Center

J. Eugene Thomas, 8430 Waterwood Ln., representing South Dallas Land Use Study

Edna Pemberton, 2630 Blackston Dr., representing Positively Oak Cliff

Neal Hildebrandt, 5485 Beltline Rd., representing Carlton Residential

The following individual was in favor of the item but did not speak:

Saleem Jafar, 15107 Canyon Crest, representing Provident Odyssey Partners

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

03-2596

Page 2

Deputy Mayor Pro Tem Hill moved to approve the item.

Motion seconded by Councilmember Chaney.

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 Greyson voting "No". (Fantroy abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2597

Closed Session

Personnel Matters (Sec. 551.074 T.O.M.A.)

- Performance Evaluation of City Manager Teodoro J. Benavides
- Performance Evaluation of City Attorney Madeleine B. Johnson
- Performance Evaluation of City Secretary Shirley Acy

The posted closed session was not held.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

03-2598

Closed Session

Attorney Briefings (Sec. 551.074 T.O.M.A.)

- Legal issues regarding the Convention Center expansion construction contract
- City of Dallas v. Explorer Pipeline Co., et al., Cause No. 00-9678-H
- Manhattan Construction Company v. Austin Commercial, Inc., Cause No. 03-8212-H

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

Attorney Briefings (Sec. 551.074 T.O.M.A.)

- Legal issues regarding the Convention Center expansion construction contract
- Manhattan Construction Company v. Austin Commercial, Inc., Cause No. 03-8212-H

No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2599

Addendum addition 1: Authorize (1) Supplemental Agreement No. 10 to the contract with Hunt Construction Group, Inc. to increase the Guaranteed Maximum Price in an amount not to exceed \$471,204, from \$50,075,363 to \$50,546,567, increasing the total contract from \$51,229,528 to \$51,700,732, (2) a contract for the construction of a new flag plaza and relocation of a monument displaced by the new garage, and roadway improvements along Cedar Springs Road with C. Green Scaping, LP, lowest responsible bidder of six in an amount not to exceed \$471,204, and (3) assignment of the construction contract to Hunt Construction Group, Inc. for construction management - Total not to exceed \$471,204 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2600

Addendum addition 2: Authorize an increase in the contract with Campos Engineering, Inc. for the redesign of the electrical system at Shed No. 3 at the Dallas Farmers Market to include larger electrical service and address future loads - \$6,000, from \$14,986 to \$20,986 - Financing: Convention and Event Services Capital Construction Funds

Councilmember Greyson requested that addendum addition 2 be considered as an individual item. Mayor Miller stated that addendum addition 2 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Later in the meeting, addendum addition 2 was brought up for consideration.

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2601

Addendum addition 3: Authorize an increase in the service contract with TIBH Industries, Inc. to provide a continuation of janitorial services at the Dallas Convention Center - Not to exceed \$700,000, from \$5,119,125 to \$5,819,125 - Financing: Convention and Event Services Current Funds

Councilmember Rasansky requested that addendum addition 3 be considered as an individual item. Mayor Miller stated that addendum addition 3 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, addendum addition 3 was brought up for consideration.

Councilmember Finkelman 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 adopted on a divided voice vote, with Councilmember Rasansky voting "No".

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2602

Addendum addition 4: Authorize termination of an agreement between the City of Dallas and the City of Heath executed on September 5, 1974, which grants the City of Heath a license to use approximately 185 acres between the take line (the outer boundary line of the property purchased by Dallas when developing Lake Ray Hubbard) and the 435.5 foot elevation line (the normal pool elevation of the lake) for public recreational and park purposes - Financing: No cost consideration to the City

Mayor Miller called a recess of the meeting in order that the city council could meet in executive session under Section 511.071 of the Texas Government Code (Texas Open Meetings Act) to confer with the city attorney.

Following the executive session the city council reconvened in open session.

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2603

Addendum addition 5: Authorize (1) Supplemental Agreement No. 2 exercising the final of two renewal options to extend the contracts for an additional time period with each of three Business Assistance Center (BAC) contractors; and an amendment to the BAC contracts with each of the BAC contractors to extend the contract renewal to coincide with contract expiration dates for (a) Greater Dallas Hispanic Chamber of Commerce in an amount not to exceed \$80,000 for BAC #1 and an amount not to exceed \$80,000 for BAC #4; (b) West Dallas Neighborhood Community Development Corporation in an amount not to exceed \$80,000 for BAC #3; and (c) MBA Consultants, Inc. in an amount not to exceed \$80,000 for BAC #5; and (2) BAC contracts with (a) InnerCity Community Development Corporation in an amount not to exceed \$80,000 to continue management and operation of BAC #2; and (b) Greater Dallas Asian American Chamber of Commerce Economic Development and Education Center in an amount not to exceed \$80,000 to establish BAC #6 - Total not to exceed \$480,000 - Financing: 2002-03 Community Development Grant Funds (\$400,000) and 2003-04 Community Development Grant Funds (\$80,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2604

Addendum addition 6: An ordinance amending Chapter 2 of the Dallas City Code to eliminate the Human Services Commission - Financing: No cost consideration to the City

Councilmember Rasansky 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 Rasansky's request.

Later in the meeting, addendum addition 6 was brought up for consideration.

Councilmember Finkelman moved to pass the ordinance.

Motion seconded by Councilmember Blaydes.

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

Voting Yes: [11] Miller, Hill, Garcia, Oakley, Salazar, Fantroy, Blaydes, Griffith,
Finkelman, Greyson, Lill

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

Mayor Miller declared the motion adopted.

Assigned ORDINANCE NO. 25387.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2605

Addendum addition 7: Authorize an amendment to the Dallas Housing Finance Corporation's Multifamily Mortgage Revenue Bond Program Policy establishing criteria for consideration of an exception to the Policy to provide financing for the new construction of multifamily developments providing housing for persons other than seniors or those with disabilities - Financing: No cost consideration to the City

The city secretary announced that Councilmember Greyson had deferred consideration of addendum addition 7 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2606

Addendum addition 8: Appointment of members to the DART Board (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A) (List of nominees is available in the City Secretary's Office)

Councilmember Thornton Reese moved to reappoint Huelon A. Harrison, Linda Koop, William M. Velasco, II, and Joyce Foreman to the Dallas Area Rapid Transit Board.

Motion seconded by Councilmember Blaydes and unanimously adopted.

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

03-2619 DAR DALLAS AREA RAPID TRANSIT BOARD

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2607

Addendum addition 9: Authorize Supplemental Agreement No. 4 to the professional services contract with Taylormark Consulting for additional consultant services necessary to support the City Attorney's Office computer network - Not to exceed \$120,000, from \$97,000 to \$217,000 - Financing: Current Funds

Deputy Mayor Pro Tem Hill moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2608

Addendum addition 10: An ordinance amending Chapters 7 and 10B of the Dallas City Code to (1) require vaccination and registration of dogs and cats every 12 months if a one-year killed rabies vaccine is used, and every 36 months if a three-year killed rabies vaccine is used; (2) establish a fee for late registration of dogs and cats; (3) rename the City's Division of Animal Control as the Division of Animal Services; (4) make fines for certain animal-related offenses consistent with state law; and (5) make certain nonsubstantive changes - Estimated Annual Revenue: \$87,800

Councilmember Finkelman moved to pass the ordinance with the following change:

“To include within the late fee structure a grace period of 45 days”

Motion seconded by Councilmember Garcia and unanimously adopted.

Assigned ORDINANCE NO. 25388.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2609

Addendum addition 11: An ordinance amending Chapter 34 of the Dallas City Code to revise the calculation of overtime pay for non-exempt sworn employees of the Police and Fire Departments, and to revise the wage supplementation program to discontinue payments after 13 weeks - Financing: No cost consideration to the City

Mayor Miller called a recess of the meeting in order that the city council could meet in executive session under Section 511.071 of the Texas Government code (Texas Open Meetings Act) to confer with the city attorney.

Following the executive session the city council reconvened in open session.

Councilmember Blaydes moved to pass the ordinance.

Motion seconded by Councilmember Garcia.

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

Mayor Miller declared the motion adopted on a divided voice vote, with Councilmembers Salazar and Chaney voting "No".

Assigned ORDINANCE NO. 25390.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2610

Addendum addition 12: Authorize a lump sum payment to all permanent full-time employees (excluding the City Manager) and uniformed executives in the amount of a \$500 gross adjustment in the first paycheck issued after January 1, 2004 and a pro-rated amount of \$250 for part-time civilian employees employed as of September 30, 2003 - Total not to exceed \$4,363,347 - Financing: Current Funds (\$3,173,342), Water Utilities Current Funds (\$756,227), Grants and Trust Funds (\$171,206), Building Inspection Current Funds (\$105,422), Aviation Current Funds (\$86,025), Convention and Event Services Current Funds (\$58,474), WRR Current Funds (\$12,651)

Councilmember Oakley moved to approve the item.

Motion seconded by Councilmember Garcia.

Councilmember Garcia asked Councilmember Oakley if he would accept a friendly amendment to his motion to change Section 1 to read:

“That a lump sum payment is awarded to all permanent full-time and part -time civilian employees (excluding the City Manager) and uniformed executives in the amount of a \$500 gross adjustment in the first paycheck issued after January 1, 2004 and a pro-rated amount of \$250 for part-time civilian employees employed as of September 30, 2003”.

Councilmember Oakley accepted the amendment as part of his motion.

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

Mayor Pro Tem Loza declared the motion adopted on a divided voice vote with Councilmember Rasansky voting “No”. (Miller, Lill absent when vote taken)

Later in the meeting, Deputy Mayor Pro Tem Hill moved to reconsider addendum addition 12.

Motion seconded by Councilmember Finkelman

After discussion, Mayor Pro Tem Loza called the vote on the motion to reconsider addendum addition 12.

Mayor Pro Tem Loza declared the motion adopted on a divided voice vote with Councilmember Garcia voting “No”.

10/10/03 3:18 PM
G:\2003MIN\CC092403.doc

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

03-2610

Page 2

Councilmember Rasansky moved to approve the item as amended by Councilmember Garcia.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2611

NOTICE OF DEFERRED OR DELETED ITEMS

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

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

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 24, 2003

03-2528

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, Greyson,
Rasansky, Lill

ABSENT: [0]

CORRECTION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

September 24, 2003

03-2596

Item 70: Authorize the Dallas Housing Finance Corporation to make an exception to its Multifamily Program guidelines to allow for the financing of the new construction of multifamily units for working families located on the west side of Old Hickory Trail and Beckleymeade for new construction of the 280-unit Rose Court at Thorntree Apartments in the face amount not to exceed \$15,000,000 in tax-exempt bonds and approximately \$1,600,000 in taxable bonds for the benefit of Old Hickory Tract D, Limited Partnership whose General Partner will be an entity initially owned by Leon J. Backes - Financing: No cost consideration to the City

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

The following individuals addressed the city council regarding the financing of multifamily units on Old Hickory Trail and Beckleymeade:

Thelmer Norman, 2628 Blackstone Dr., representing United Homeowners of Oak Cliff

Printice Gary, 5485 Beltline Rd., representing Carlton Residential

Leon Backes, 6729 Aberdeen, representing Provident Realty

H.J. Johnson, 2429 South Boulevard, representing Pleasant Grove, Pleasant Woods Community Development Center

J. Eugene Thomas, 8430 Waterwood Ln., representing South Dallas Land Use Study

Edna Pemberton, 2630 Blackston Dr., representing Positively Oak Cliff

Neal Hildebrandt, 5485 Beltline Rd., representing Carlton Residential

The following individual was in favor of the item but did not speak:

Saleem Jafar, 15107 Canyon Crest, representing Provident Odyssey Partners

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 24, 2003

EXHIBIT C

10/10/03 3:18 PM
G:\2003MIN\CC092403.doc

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS