

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 22, 2003

03-2800

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

PRESENT: [13] Miller, Loza, Hill, Garcia, Oakley, Thornton Reese, Salazar, Chaney, Griffith,  
Blaydes, Greyson, Rasansky, Lill  
ABSENT: [2] Fantroy, Finkelman

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 7:19 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.

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 22, 2003

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 22, 2003

EXHIBIT B

12/4/03 10:17 AM  
G:\2002MIN\CC102203.doc

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2801

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: Roy Williams, 5881 Preston View Blvd. **CANCELED**  
REPRESENTING: Dallas County Green Party  
SUBJECT: Injustice for all, Recall, Cadillac Heights

SPEAKER: Mary Hasan, 3425 Hacienda Dr.  
SUBJECT: Raises

SPEAKER: Yolanda Lara, 6326 Los Altos Dr., Mesquite  
SUBJECT: Dallas City Council

SPEAKER: Douglas Uchendu, 3109 W. Northgate Dr., Irving  
REPRESENTING: Association of United Taxicab Operators  
SUBJECT: Taxicab Task Force Report

SPEAKER: Lico Reyes, 716 S. Deerfield Cir., Arlington **NO SHOW**  
REPRESENTING: League of United Latin American Citizens  
SUBJECT: Bidding process in Dallas

**OPEN MICROPHONE – END OF MEETING:**

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd. **DID NOT CALL NAME**  
REPRESENTING: Friends of J.B. Jackson and Elsie Faye Heggins  
SUBJECT: Lies and slander

SPEAKER: Jeff Murtha, 4237 Oak Grove Dr., Carrollton **NO SHOW**  
REPRESENTING: The Club House  
SUBJECT: Sexually Oriented Business Ordinance

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

SPEAKER: Albert Parker, P.O. Box 240 **CANCELED**  
REPRESENTING: John Q. Public  
SUBJECT: Let's make a deal

SPEAKER: William Hopkins, 2011 Leath St.  
SUBJECT: Ethics violation against Mayor of Dallas and bank

SPEAKER: Jurline Hollins, 2832 Marjorie Ave. **NO SHOW**  
SUBJECT: Black so called leadership and the chimpanzee mentality

SPEAKER: Reginald Onyekwere, 12375 Abrams Rd. **NO SHOW**  
REPRESENTING: Taxi Association  
SUBJECT: Taxi reform

SPEAKER: Frank Ward, P.O. Box 50694 **CANCELED**  
SUBJECT: Request for a grant

SPEAKER: Bruce Kline, 733 Cliffview Dr. **NO SHOW**  
SUBJECT: Letter from Deputy Police Chief

SPEAKER: Harbi Hassan, 1240 N. Britain Rd., Irving **NO SHOW**  
REPRESENTING: Association of United Taxicab Operators  
SUBJECT: Taxi issue

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2802

Item 1: Approval of Minutes of the October 8, 2003 City Council Meetings

Councilmember Oakley moved to approve the minutes.

Motion seconded by Councilmember Blaydes and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2803

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-40 and addendum addition consent agenda items 1-14, was presented for consideration.

The city secretary announced that Councilmember Salazar had deferred consideration of addendum addition 22 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

The city attorney's office requested that addendum addition items 8 and 9 be considered as individual items. Mayor Miller stated that addendum addition items 8 and 9 be considered as individual items later in the meeting, there being no objection voiced to their request.

Councilmember Rasansky requested that consent agenda items 10, 18 and 40 and addendum addition items 4, 5 and 14 be considered as individual items. Mayor Miller stated that consent agenda items 10, 18 and 40 and addendum addition items 4, 5, and 14 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

Councilmember Lill requested that consent agenda item 12 be considered as an individual item. Mayor Miller stated that consent agenda item 12 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Lill's request.

Councilmember Greyson requested that consent agenda item 12 and addendum addition item 2 be considered as individual items. Mayor Miller stated that consent agenda item 12 and addendum addition item 2 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Councilmember Griffith requested that consent agenda item 35 be considered as an individual item. Mayor Miller stated that consent agenda item 35 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Griffith's request.

Mayor Pro Tem Loza moved to approve all items on the consent agenda with the exception of addendum addition 22, which was deferred and consent agenda items 10, 12, 18, 35 and 40 and addendum addition items 2, 4, 5, 8, 9 and 14 which would be considered later in the meeting.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2804

Item 2: Authorize a professional services contract with Halff Associates, Incorporated for surveying services required for the acquisition of land for the Elm Fork Athletic Complex - \$49,500 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2805

Item 3: Authorize a contract for the renovation of Fire Station No. 4 located at 816 S. Akard - TDC Specialty Services Contraction, Inc., lowest responsible bidder of two - \$100,497 - Financing: Capital Construction Funds (\$64,900), TXU Reserve Funds (\$35,597)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2806

Item 4: Authorize a contract for the construction of a new courtyard including demolition, exterior sidewalks and site concrete, exterior masonry, structural steel, architectural metals, painting and shade structures at Bachman Therapeutic Center - A S Con, Inc., lowest responsible bidder of three - \$152,500 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2807

Item 5: Authorize a contract for water and wastewater main replacements and relocation in Oak Lawn Avenue, Dallas North Tollway and Pacesetter Drive - Barson Utilities, Inc., lowest responsible bidder of seven - \$1,921,929 - Financing: Water Utilities Capital Improvement Funds (\$1,670,309) and 1995 Bond Funds (\$251,620)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2808

Item 6: Authorize (1) an increase in the contract with Harrison, Walker & Harper, LP for the installation of operable upper sash windows for the exterior restoration of the Hart Furniture Building, located at 1929-1933 Elm Street in an amount not to exceed \$60,655, from \$1,136,020 to \$1,196,675, (2) assignment of the increase to Elm Street Development, LLC for construction management, and (3) payment to Elm Street Development, LLC in an amount not to exceed \$60,655 for construction management - Total not to exceed \$60,655 - Financing: City Center TIF District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2809

Item 7: Authorize a decrease in the contract with Jeske Construction Company for the construction of channel improvements on Hickory Creek from Denmark Street to Edd Road, for the addition of gabion structures and erosion control devices and deletion of concrete channel lining - (\$163,419), from \$951,447 to \$788,028 - Financing: 1985 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2810

Item 8: Authorize an increase in the contract with Dal-Ec, Inc. for work associated with the Southside Wastewater Treatment Plant pump station C modifications - \$23,850, from \$2,467,200 to \$2,491,050 - Financing: Water Utilities Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2811

Item 9: Authorize an increase in the contract with Eagle Contracting, L.P., to purchase blower equipment for anaerobic digesters improvements at the Southside Wastewater Treatment Plant - \$4,788,290, from \$21,271,000 to \$26,059,290 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2812

Item 10: Authorize an increase in the contract with Archer-Western Contractors, Ltd. for improvements to the sedimentation basins and electrical system at the Bachman Water Treatment Plant - \$517,751, from \$12,437,000 to \$12,954,751 - Financing: Water Utilities Capital Improvement Funds

Councilmember Rasansky requested that consent agenda item 10 be considered as an individual item. Mayor Miller stated that consent agenda item 10 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 10 was brought up for consideration.

Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Fantroy, Finkelman absent)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2813

Item 11: Authorize Supplemental Agreement No. 2 to the professional services contract with Freese and Nichols, Inc. for the design of mechanical improvements at the Central Wastewater Treatment Plant - \$1,399,691, from \$2,867,490 to \$4,267,181 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2814

Item 12: An ordinance amending Chapter 43 of the Dallas City Code, Article VIII, "Certain Uses of Public Right-of-Way", to add provisions pertaining to surety bonds, street surface treatments, and construction materials testing - Financing: No cost consideration to the City

Councilmembers Greyson and Lill requested that consent agenda item 12 be considered as an individual item. Mayor Miller stated that consent agenda item 12 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmembers Greyson and Lill's request.

Later in the meeting, agenda item 12 was brought up for consideration.

The following individuals addressed the city council regarding Chapter 43 of the Dallas City Code:

Bob Garza, 308 S. Akard St., representing Southwestern Bell Corporation  
Don Williams, 732 Winding Oak Bend, Lake Dallas, representing Verizon Communication

Councilmember Lill moved to pass the ordinance.

Motion seconded by Councilmember Chaney.

Councilmember Greyson asked Councilmember Lill if she would accept a friendly amendment to her motion to request staff bring back in 30 days an amendment to the ordinance, which would include water soluble paint requirements.

Councilmember Lill accepted the amendment as part of her motion.

Councilmember Chaney, who seconded the original motion, also accepted the amendment and unanimously adopted. (Fantroy, Finkelman absent)

Assigned ORDINANCE NO. 25409.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2815

Item 13: Authorize (1) street paving and water main improvements on Howell Street from Fairmount Street to Allen Street/McKinney Avenue; provide for partial payment of construction cost by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law, and (2) a benefit assessment hearing to be held on December 8, 2003, to receive citizens' comments - Financing: This action has no cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2816

Item 14: Declare 3 vacant City-owned lots unwanted and unneeded and authorize their private sale through the Land Transfer Program, a program for the sale of tax-foreclosed, seized and surplus property to qualified entities for the development of low and moderate income affordable housing - Revenue: \$3,327

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2817

Item 15: An ordinance abandoning a wastewater easement to Vista Del Cielo, Ltd., the abutting owner, containing approximately 12,284 square feet of land located near the intersection of Walton Walker Boulevard and Country Creek Drive, and authorizing the quitclaim - Revenue: \$5,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25410.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2818

Item 16: An ordinance granting a revocable license to G-Dallas Operating Company, LLC for the use of approximately 1,127 square feet of land to construct, install and maintain a concrete exit platform and steps, a handicap ramp and landscaping on portions of Austin Street right-of-way located near its intersection with Belleview Street - Revenue: \$1,000 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25411.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2819

Item 17: An ordinance abandoning portions of 2 drainage easements to GalTex, LLC, the abutting owner, containing a total of approximately 4,082 square feet of land located near the intersection of Park Central Drive and Forest Lane, and authorizing the quitclaim - Revenue: \$5,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25412.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2820

Item 18: Exercise the twelve-month renewal option for the service contract with SSP Consulting, L.C. under the same terms as previously awarded on October 11, 2000, by Resolution No. 00-3099 to provide Surety Support Program services for the period of November 1, 2003 through October 31, 2004 - Not to exceed \$298,650 - Financing: Water Utilities Capital Construction Funds (\$85,332), 1989 Bond Funds (\$213,318)

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 Thornton Reese moved to approve the item.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Fantroy, Finkelman absent)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2821

Item 19: Authorize a thirty-six-month service contract to provide armed and unarmed security guards with the best value bidder of sixteen - Whelan Security Company, Inc. - Not to exceed \$5,136,380 - Financing: Current Funds (\$2,722,275), Aviation Current Funds (\$1,540,920), Water Utilities Current Funds (\$873,185)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2822

Item 20: Authorize a sixty-month service contract for elevator and escalator maintenance and repair with the lowest responsible bidder of three - Larry Evans Elevator Service dba EMR, Inc. - Not to exceed \$1,497,528 - Financing: Convention and Event Services Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2823

Item 21: Authorize a thirty-six-month price agreement for emergency lights and parts with the lowest responsible bidders of six - G.T. Distributors, Inc., Midway Auto Supply, Inc., Earl Owen Company, Inc., and Dallas Public Safety Supply, Inc. - Not to exceed \$414,503 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2824

Item 22: Authorize a forty-eight-month price agreement for police duty gear with the lowest responsible bidders of five - GT Distributors, Inc. and Bailey's House of Guns, Inc. - Not to exceed \$405,154 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2825

Item 23: Ratify emergency repairs of a pump at the Elm Fork Pump Station - CIE - \$46,479 -  
Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2826

Item 24: Authorize a professional services contract with Jeanneret & Associates Inc. Management Consultants for expert services and related expenses necessary in the lawsuit styled Ken Clower, et al. v City of Dallas and Booth Research Group, Cause No. 02-02355-C and any other proceedings relating to the subject matter of this lawsuit - Not to exceed \$75,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2827

Item 25: Authorize settlement of a lawsuit, styled Earl Edwards v. City of Dallas, Cause No. cc-02-13934-c - \$6,871 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2828

Item 26: Authorize a loan agreement with Crayton's Restaurant located at 841 Exposition in the South Dallas/Fair Park Trust Fund service area to fund necessary start-up costs - Not to exceed \$50,000 - Financing: South Dallas/Fair Park Trust Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2829

Item 27: An ordinance authorizing a correction to Ordinance No. 25363 for R-7.5(A) Single Family District Uses on property bounded by Lemmon Avenue, Lovers Lane, Midway Road and Cresthaven Road to correct the property description Z023-193(NB) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25413.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2830

Item 28: Authorize the acceptance of a supplemental agreement from the U.S. Department of Health and Human Services, Public Health Service in the amount of \$280,000, for sustainment of enhanced response capabilities in the Metropolitan Medical Response System for the period September 30, 2003 through September 29, 2004 - Financing: U.S. Department of Health and Human Services, Public Health Service Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2831

Item 29: 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 of the Southern Terrace Apartments located at 4701 East Meadow Street and Hatcher Street, with a minimum of 264 units and a maximum of 280 units, 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 Parmer Villas Housing, Limited Partnership whose General Partner will be an entity initially owned by Brian Potashnik - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2832

Item 30: Authorize (1) a public hearing to be held on November 12, 2003 to receive citizens' comments on the proposed private sale by quitclaim deed of 1 unimproved property located at 1324 Coleman acquired by the taxing authorities from the Sheriff's Sale to St. Philip's Neighborhood Development Corporation, a qualified non-profit organization and (2) at the close of the public hearing, consideration of approval of the sale of this property  
- Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2833

Item 31: Authorize (1) a modification to the Program Statement for the Basic Home Repair Program and (2) the Program Statement for a new Replacement Housing Program to serve lower-income owner-occupant households - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2834

Item 32: Authorize amendment of loan documents and execution of First Amendment to the Loan Agreement with Parmer Villas Housing, L. P., regarding loan at 4700-5000 Meadow Street to provide at least 264 and no more than 280 replacement rental units, all of which must be affordable units for low and moderate income families - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2835

Item 33: Authorize a twelve-month personal services contract with Uriah Elion, Jr. as Studio Manager of the South Dallas Cultural Center to coordinate all activities in the studio lab - Not to exceed \$34,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2836

Item 34: Authorize contracts with cultural organizations for the provision of services to the City through the Cultural Organization Program - Not to exceed \$4,434,118 - Financing: Current Funds (\$4,343,368), Texas Commission on the Arts Grant Funds (\$55,750), Juanita Craft House Funds (\$25,000), Arts Endowment Funds (\$10,000)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2837

Item 35: Authorize an amendment to the 2003 City Calendar to cancel the Council-Staff Planning Session currently scheduled for November 14, and 15, 2003 - Financing: No cost consideration to the City

Councilmember Griffith requested that consent agenda item 35 be considered as an individual item. Mayor Miller stated that consent agenda item 35 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Griffith's request.

Later in the meeting, agenda item 35 was brought up for consideration.

Councilmember Griffith moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2838

Item 36: Authorize (1) an amendment to the performance contract between the Texas Department of Agriculture and the City of Dallas for demolition and structural repairs of concrete columns and roof decks, replacement of affected electrical and plumbing, and clerestory windows for Pan American Complex Building at Fair Park, (2) execution of the grant agreement, and (3) a decrease in appropriations in the amount of (\$1,400,000), from \$2,474,600 to \$1,074,600 in the Fair Park Agrarian District Funds - \$1,074,600 - Financing: Fair Park Agrarian District Funds (Grantor, Texas Department of Agriculture Grant Funds)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2839

Item 37: Authorize (1) the application for and acceptance of the Project Safe Neighborhoods grant in the amount of \$156,000 through the United States Attorney's Office to establish a National Integrated Ballistics Information Network site for the period October 1, 2003 through April 30, 2006, and; (2) execution of the grant agreement - \$156,000 - Financing: U. S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2840

Item 38: Authorize a Memorandum of Understanding between the United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives and the City of Dallas to establish a partnership for a National Integrated Ballistics Information Network site for the installation, operation, training and administration of an integrated ballistics imaging system for the collection, analysis, and dissemination of forensic firearms data for the period October 1, 2003 through April 30, 2006 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2841

Item 39: Authorize application for and the acceptance of a grant from the North Central Texas Council of Governments for a Landfill Bioreactor Study at the McCommas Bluff Landfill - Not to exceed \$500,000 - Financing: North Central Texas Council of Governments Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2842

Item 40: Authorize Supplemental Agreement No. 2 to the contract with the City of Grand Prairie for wholesale treated water to deliver treated water within the City of Dallas limits - October 1, 2003 through September 30, 2004 (\$0); October 1, 2004 through September 30, 2012 (\$49,971 per year) - Total Estimated Revenue: \$399,768

Councilmember Rasansky requested that consent agenda item 40 be considered as an individual item. Mayor Miller stated that consent agenda item 40 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 40 was brought up for consideration.

Councilmember Rasansky moved to approve the item.

Motion seconded by Councilmember Oakley and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2843

CONSENT ZONING DOCKET

The consent zoning docket consisting of agenda items 41-53, was presented.

Agenda items were removed from the consent zoning docket, to be considered as individual hearings.

A public hearing was called on zoning cases on the consent zoning docket, including:

|   |                                  |
|---|----------------------------------|
| <del>Agenda item 41: Zoning Case Z023-276 (WE)</del>    | <b>[Deleted]</b>                 |
| <del>Agenda item 42: Zoning Case Z023-277 (WE)</del>    | <b>[Considered individually]</b> |
| Agenda item 43: Zoning Case Z023-262 (RB)               |                                  |
| Agenda item 44: Zoning Case Z023-263 (RB)               |                                  |
| <del>Agenda item 45: Zoning Case Z023-264 (RB)</del>    | <b>[Considered individually]</b> |
| Agenda item 46: Zoning Case Z023-249 (MM)               |                                  |
| Agenda item 47: Zoning Case Z023-268 (MM)               |                                  |
| <del>Agenda item 48: Zoning Case Z023-257 (MF)</del>    | <b>[Considered individually]</b> |
| <del>Agenda item 49: Zoning Case Z023-255 (MJF)</del>   | <b>[Considered individually]</b> |
| <del>Agenda item 50: Zoning Case Z023-216 (RB)</del>    | <b>[Considered individually]</b> |
| <del>Agenda item 51: Zoning Case Z023-280 (WE)</del>    | <b>[Considered individually]</b> |
| <del>Agenda item 52: Zoning Case DCA-023-016 (SR)</del> | <b>[Considered individually]</b> |
| <del>Agenda item 53: Zoning Case DCA-023-017 (SR)</del> | <b>[Considered individually]</b> |

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

The following individuals addressed the city council regarding zoning case Z023-262 (RB):

Joe Martin, 3105 Gladiolus Ln.  
William Hopkins, 2011 Leath St.

Councilmember Chaney 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 Thornton Reese and unanimously adopted. (Fantroy, Finkelman absent)

Later in the meeting, Councilmember Oakley moved to reconsider the voting on the zoning consent agenda.

Motion seconded by Councilmember Garcia and unanimously adopted. (Fantroy, Finkelman absent)

Councilmember Oakley moved to close the public hearing, accept the recommendation of the city plan commission in zoning consent agenda items 43, 44, 46 and 47, due to a conflict of interests of Councilmember Blaydes and pass all ordinances and approve all resolutions presented as part of zoning consent agenda items 43, 44, 46 and 47.

Motion seconded by Councilmember Lill.

Councilmember Rasansky moved to reconsider the vote on zoning consent agenda items 43, 44, 46 and 47.

Motion seconded by Councilmember Oakley and unanimously adopted. (Fantroy, Finkelman absent)

Councilmember Rasansky moved to close the public hearing, accept the recommendations of the city plan commission in zoning consent agenda items 48, 49, 50 and 51 due to a conflict of interest of Councilmember Blaydes and pass all ordinances and approve all resolutions presented as part of the zoning consent agenda items 48, 49 50 and 51.

Motion seconded by Councilmember Oakley and unanimously adopted. (Fantroy, Finkelman absent)

Councilmember Chaney 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 Thornton Reese and unanimously adopted. (Fantroy, Finkelman absent)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2844

Item 41: Zoning Case Z023-276 (WE)

Zoning Case Z023-276 (WE), an application for and ordinances granting a Planned Development District for a private school and MU-3 Mixed Use District uses and the termination of Specific Use Permit No. 1471 on property zoned an MU-3 Mixed Use District on Merit Drive between Clodus Fields Drive and Churchill Way.

(The city plan commission recommended pending October 16, 2003 CPC meeting.)

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2845

Item 42: Zoning Case Z023-277 (WE)

The consent zoning docket, consisting of agenda items 41-53, was presented.

Councilmember Oakley requested that consent zoning docket 42 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 42 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Oakley's request.

Later in the meeting, zoning docket item 42 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 case Z023-277 (WE), an application for and an ordinance granting a Specific Use Permit for Mini-warehouse uses on property zoned an RR Regional Retail District on the east side of Walton Walker Boulevard, south of Exchange Service Drive.

(The city plan commission recommended approval, for a ten-year period with eligibility for automatic renewal for additional ten-year periods, subject to a site plan, landscape 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 Z023-277 (WE):

William Hopkins, 2011 Leath St.

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

- “1. Amend the “Time Limit” condition to change the time period to 20 years with automatic renewal for additional 20 year periods
2. Delete the “Hours of Operation” condition
3. Add a new condition requiring a caretaker/manager to reside on the property
4. Amend the “Ingress-Egress” condition to allow an additional point of access for emergency use only on Exchange Service Drive” and pass the ordinance.

Motion seconded by Councilmember Garcia and unanimously adopted. (Blaydes abstain; Fantroy, Finkelman absent)

Assigned ORDINANCE NO. 25414.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2846

Item 43: Zoning Case Z023-262 (RB)

Zoning Case Z023-262 (RB), an application for and an ordinance granting a Specific Use Permit for a Bank or savings and loan office with drive-in window service on property zoned an HC Heavy Commercial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the west corner of McKinnon Street and Wichita Street.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25415.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2847

Item 44: Zoning Case Z023-263 (RB)

Zoning Case Z023-263 (RB), an application for and an ordinance granting a Specific Use Permit for a mini-warehouse use on property zoned an MU-3 Mixed Use District on the east side of North Central Expressway, north of Forest Lane.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25416.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2848

Item 45: Zoning Case Z023-264 (RB)

The consent zoning docket, consisting of agenda items 41-53, was presented.

Councilmember Chaney requested that consent zoning docket 45 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 45 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 docket item 45 was brought up for consideration.

A public hearing was called on zoning case Z023-264 (RB), an application for a Planned Development District for RS MU-E Regional Service Mixed Use (Enhanced) Uses on property zoned an RS-MU Regional Service Mixed Use Subdistrict and an RS-MU(E) Regional Service Mixed Use (Enhanced) Subdistrict within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District on Third Avenue between R. L. Thornton Freeway and Ash Lane.

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

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

The following individuals addressed the city council regarding zoning case Z023-264 (RB):

William Hopkins, 2011 Leath St.  
Joe Martin, 3105 Gladiolus Ln.

Councilmember Chaney moved to postpone the application until the November 12, 2003 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Mayor Pro Tem Loza and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2849

Item 46: Zoning Case Z023-249 (MM)

Zoning Case Z023-249 (MM), an application for and an ordinance granting an R-7.5(A) Single Family District on property zoned an R-10(A) Single Family District on Edd Road, north of C. F. Hawn Freeway.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25417.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2850

Item 47: Zoning Case Z023-268 (MM)

Zoning Case Z023-268 (MM), an application for and an ordinance granting an R-5(A) Single Family District on property zoned a CS Commercial Service District, east of the intersection of Nandina Drive and Midway Plaza Boulevard.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25418.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2851

Item 48: **ZONING CASE - CONSENT - DALLAS INDEPENDENT SCHOOL DISTRICT**

The consent zoning docket, consisting of agenda items 41-53, was presented.

Councilmember Blaydes requested that consent zoning docket 48 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 48 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 48 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 case Z023-257 (MJF), an application for and an ordinance granting a Planned Development District for a public school and R-16(A) Single Family District uses on property zoned an R-16(A) Single Family District, bounded by Mason Dells Drive, Tunica Drive, St. Judes Drive and Midbury Drive.

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

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

Councilmember Rasansky 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. (Blaydes abstain; Fantroy, Finkelman absent)

Assigned ORDINANCE NO. 25419.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2852

Item 49: **ZONING CASE – CONSENT - DALLAS INDEPENDENT SCHOOL DISTRICT**

The consent zoning docket, consisting of agenda items 41-53, was presented.

Councilmember Blaydes requested that consent zoning docket 49 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 49 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 49 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 case Z023-255 (MJF), 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, bounded by Tibbs Street, Stichter Street, Edgemere Street and Walnut Hill Lane.

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

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

Councilmember Rasansky 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. (Blaydes abstain; Fantroy, Finkelman absent)

Assigned ORDINANCE NO. 25420.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2853

Item 50: **ZONING CASE – CONSENT - DALLAS INDEPENDENT SCHOOL DISTRICT**

The consent zoning docket, consisting of agenda items 41-53, was presented.

Councilmember Blaydes requested that consent zoning docket 50 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 50 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 50 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 case Z023-216 (RB), an application for and an ordinance granting a Planned Development District for a Private recreation center, club, or area limited to an athletic facility and related structures and R-7.5(A) Single Family District Uses on property zoned an R-7.5(A) Single Family District and an A(A) Agricultural District on the west line of Polk Street, south of IH 20.

(The city plan commission recommended approval, subject to development plan, landscape plan, free site mitigation exhibit and conditions.)

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

Councilmember Rasansky 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. (Blaydes abstain; Fantroy, Finkelman absent)

Assigned ORDINANCE NO. 25421.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2854

Item 51: **ZONING CASE – CONSENT - DALLAS INDEPENDENT SCHOOL DISTRICT**

The consent zoning docket, consisting of agenda items 41-53, was presented.

Councilmember Blaydes requested that consent zoning docket 51 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 51 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 51 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 case Z023-280 (WE), 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 Kiest Boulevard, Polk Street, Hoke Smith Drive, and Navajo Drive.

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

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

Councilmember Rasansky 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. (Blaydes abstain; Fantroy, Finkelman absent)

Assigned ORDINANCE NO. 25422.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2855

Item 52: DEVELOPMENT CODE AMENDMENTS - CONSENT

The consent zoning docket, consisting of agenda items 41-53, was presented.

Councilmember Rasansky requested that consent zoning docket 52 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 52 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Rasansky's request.

Later in the meeting, zoning docket item 52 was brought up for consideration.

A public hearing was called on zoning case DCA 023-016, an application to amend Chapter 51A of the Dallas Development Code regarding Towers/Antennas for Cellular Communication to allow microwave dishes or similar devices on the pole portion of a monopole cellular tower and an ordinance granting the amendments.

(The city plan commission recommended approval.)

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

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

Bill Bowen, 5601 Legacy, Plano

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

"Limit of two dishes per tower" and to bring the ordinance back at a later date.

Motion seconded by Councilmember Greyson and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2856

Item 53: DEVELOPMENT CODE AMENDMENTS - CONSENT

A public hearing was called on zoning case DCA 023-017, amendments to Chapter 51P of the Dallas Development Code codifying the Regulations of Planned Development District Nos. 18 through 39, 41 through 61, 63 through 105, 107, 176, 178, 209, 219, 269, 361, 376, 456, 462, 517, and 518 and an ordinance granting the amendments.

(The city plan commission recommended approval.)

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

Councilmember Greyson 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. (Fantroy, Finkelman absent)

Assigned ORDINANCE NO. 25423.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2857

Item 54: MISCELLANEOUS HEARINGS

A public hearing to receive citizens' comments on proposed changes to the FY 2001-02 Consolidated Plan Reprogramming Budget #2 for U.S. Department of Housing and Urban Development Grant Funds to (1) reprogram \$72,400 of HOME Grant Funds from Lot Acquisition Pilot Program mortgage assistance to Lot Acquisition Pilot Program land acquisition and (2) reprogram \$489,204 of Community Development Block Grant Funds from Lot Acquisition Pilot Program mortgage assistance to Neighborhood Investment Program public improvements - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the proposed changes to the FY 2001-02 Consolidated Plan Reprogramming Budget:

Albert Parker, P.O. Box 240  
William Hopkins, 2011 Leath St.

Councilmember Garcia moved to close the public hearing.

Motion seconded by Councilmember Chaney and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2858

Item 55: 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 October 22, 2003.

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

Councilmember Oakley moved to reappoint Patsy Sueko Fulton, Asian American Bar Association, to the Judicial Nominating Commission, Joseph G. Hernandez, Citizen-at-Large, and appoint Jorge Guerra, Redevelopment Work Experience in Redevelopment of Community Historic Program, to the Landmark Commission.

Motion seconded by Councilmember Lill and unanimously adopted. (Fantroy, Finkelman absent)

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 Greyson and unanimously adopted. (Fantroy, Finkelman absent)

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

**03-2894 CDC COMMUNITY DEVELOPMENT COMMISSION**  
**03-2895 CPC CITY PLAN AND ZONING COMMISSION**  
**03-2896 CPR DALLAS CITIZENS POLICE REVIEW BOARD**  
**03-2897 CSX CIVIL SERVICE BOARD ADJUNCT MEMBERS**  
**03-2898 JNC JUDICIAL NOMINATING COMMISSION**  
**03-2899 LMC LANDMARK COMMISSION**  
**03-2900 MLB MUNICIPAL LIBRARY BOARD**  
**03-2901 PAR PARK AND RECREATION BOARD**  
**03-2902 SAC SENIOR AFFAIRS COMMISSION**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2859

Item 56: 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)

There were no appointments of members to the DART Board.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2860

Item 57: Authorize Supplemental Agreement No. 5 to the contract with the Dallas Convention and Visitors Bureau (DCVB) to defer the January 1, 2004 payment to January 1, 2007, to enable the DCVB to provide economic incentive to potential clients to facilitate future bookings - Financing: No cost consideration to the City

Councilmember Rasansky moved to approve the item.

Motion seconded by Councilmember Lill and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2861

Item 58: Authorize a resolution encouraging inclusion of transportation funding in the scope of the Texas Legislature's study of possible tax reform - Financing: No cost consideration to the City

Councilmember Thornton Reese moved to approve the item.

Motions seconded by Councilmember Greyson and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2862

Item 59: Authorize a Memorandum of Understanding between the Dallas Independent School District Police Department and the Dallas Police Department to facilitate communication and coordination in the provision of service to the citizens of Dallas, Dallas County and/or the State of Texas for the period August 1, 2003 through July 31, 2004 - Financing: 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 Greyson moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Blaydes abstain; Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2863

Item 60: Authorize a 60-day extension of the moratorium established on February 26, 2003, and extended by 120 days on June 25, 2003, freezing the current number of taxicab firms, vehicles, and drivers permitted in the City of Dallas - Financing: No cost consideration to the City

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.  
(Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2864

Item 61: An ordinance amending Chapter 9A of the Dallas City Code to provide additional grounds for denial of a billiard hall license and to clarify when a license may be re-issued after being revoked - Financing: No cost consideration to the City

Councilmember Rasansky moved to defer the ordinance back to the Public Safety Committee.

Motion seconded by Councilmember Steve Salazar.

Councilmember Lill moved to substitute for Councilmember Rasansky's motion to pass the ordinance.

Motion seconded by Councilmember Garcia

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

|                         |  |
|-------------------------|--|
| Voting Yes:             | [6] Miller, Garcia, Oakley, Griffith, Greyson, Lill    |
| Voting No:              | [5] Thornton Reese, Salazar, Chaney, Blaydes, Rasansky |
| Absent:                 | [2] Fantroy, Finkelman                                 |
| Absent when vote taken: | [2] Hill, Loza   |

Mayor Miller declared the motion adopted.

Assigned ORDINANCE NO. 25424.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2865

Item 62: 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

Councilmember Lill moved to defer the ordinance until the December 8, 2003 voting agenda meeting of the city council.

Motion seconded by Councilmember Oakley and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2866

Item 63: 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

Councilmember Lill moved to defer the ordinance until the January 14, 2004 voting agenda meeting of the city council.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2867

Item 64: 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

The following individual addressed the city council regarding the item:

Jimmy Walker, 6504 Joyce Way

Councilmember Lill moved to defer the item until the January 28, 2004 voting agenda meeting of the city council.

Motion seconded by Councilmember Blaydes.

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

Mayor Miller declared the motion adopted on a divided voice vote, with Councilmember Thornton Reese voting "No". (Fantroy, Finkelman absent)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2868

Closed Session

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

- Ann Tenison Hereford Webb, et al. v. City of Dallas, et al., Cause No. 3:00-CV-2558-R
  - Clower, et al. v. City of Dallas, et al., Cause No. 2002-2355-C
- 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

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

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

- Ann Tenison Hereford Webb, et al. v. City of Dallas, et al., Cause No. 3:00-CV-2558-R
- Clower, et al. v. City of Dallas, et al., Cause No. 2002-2355-C

No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2869

Addendum addition 1: Authorize (1) a professional services contract with Architexas, Inc. for planning and preliminary design services related to the development of a fire access corridor necessary and convenient to the redevelopment of 1600-1604, 1606, 1608-1610, 1612 and 1614 Elm Street, and 1613-1615 Main Street in an amount not to exceed \$63,000; and (2) the establishment of appropriations in the amount of \$63,000 in the City Center TIF District Fund - Total not to exceed \$63,000 - Financing: City Center TIF District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2870

Addendum addition 2: Authorize (1) Supplemental Agreement No. 11 to the contract with Hunt Construction Group, Inc. to increase the Guaranteed Maximum Price in an amount not to exceed \$539,800, from \$50,546,567 to \$51,086,367, increasing the total contract from \$51,700,732 to \$52,240,532, (2) a contract for the construction of roadway and storm sewer repairs along the terminal with McMahon Contracting, LP, lowest responsible bidder of four, in an amount not to exceed \$539,800, and (3) assignment of the construction contract to Hunt Construction Group, Inc. for construction management - Total not to exceed \$539,800 - Financing: Aviation Capital Construction Funds

Councilmember Greyson requested that consent agenda addendum addition 2 be considered as an individual item. Mayor Miller stated that consent agenda 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. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2871

Addendum addition 3: Authorize Supplemental Agreement No. 7 to the contract with Austin Commercial, Inc. to receive payment from the project professional liability insurance policy to perform two additional construction activities for the Convention Center Expansion and Renovation 2002 project - Financing: No additional cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2872

Addendum addition 4: **Dallas Airmotive, Inc. Lease Amendments**

- \* Authorize a first amendment to Lease No. 1 with Dallas Airmotive, Inc. to provide for two additional ten-year option periods, revise the rent and provide for a percentage rental for two office buildings at Dallas Love Field - Revenue: \$243,974 annually

Councilmember Rasansky requested that consent agenda addendum addition 4 be considered as an individual item. Mayor Miller stated that consent agenda addendum addition 4 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 4 was brought up for consideration.

The following individual addressed the city council regarding Dallas Airmotive, Inc.

Gary Daniels, (no address given), representing Dallas Airmotive, Inc.

Councilmember Lill moved to approve the item.

Motion seconded by Councilmember Garcia.

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

Voting Yes: [12] Miller, Loza, Hill, Garcia, Oakley, Thornton Reese, Salazar,  
Chaney, Blaydes, Griffith, Greyson, Lill  
Voting No: [1] Rasansky  
Absent: [2] Fantroy, Finkelman

Mayor Miller declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2873

Addendum addition 5: **Dallas Airmotive, Inc. Lease Amendments**

- \* Authorize a second amendment to Lease No. 2 with Dallas Airmotive, Inc. to provide for two additional ten-year option periods and begin collecting rent on Hangar A, Hangar A office space, and the associated ground at the prevailing rental rates for similar premises at Dallas Love Field - Revenue: \$87,898 annually

Councilmember Rasansky requested that consent agenda addendum addition 5 be considered as an individual item. Mayor Miller stated that consent agenda addendum addition 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, addendum addition 5 was brought up for consideration.

The following individual addressed the city council regarding Dallas Airmotive, Inc.

Gary Daniels, (no address given), representing Dallas Airmotive, Inc.

Councilmember Lill moved to approve the item.

Motion seconded by Councilmember Garcia.

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

Voting Yes: [12] Miller, Loza, Hill, Garcia, Oakley, Thornton Reese, Salazar,  
Chaney, Blaydes, Griffith, Greyson, Lill  
Voting No: [1] Rasansky  
Absent: [2] Fantroy, Finkelman

Mayor Miller declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2874

Addendum addition 6: Authorize an eighty-four-month lease agreement with LBJ Commerce Center, Inc. for approximately 11,942 square feet of office space located in the Lincoln Commerce Centre Building at 8001 LBJ Freeway, Suite 200, to be used as a Public Health and Women, Infants and Children clinics for the period November 1, 2003 through October 31, 2010 (\$179,130 annually) (two months free rent) - Total not to exceed \$1,224,056 - Financing: Texas Department of Health Grant Funds (\$612,028) (subject to annual appropriations) Current Funds (\$612,028) (subject to annual appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2875

Addendum addition 7: Authorize a forty-eight-month price agreement for police uniforms, accessories and alterations with the lowest responsible bidders of two - C & G Police Supply dba C & G Wholesale and Flight Suits - Not to exceed \$3,241,634 - Financing: Current Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2876

Addendum addition 8: Authorize Supplemental Agreement No. 7 to the professional services contract with the law firm of Strasburger & Price, L.L.P., for additional legal services necessary in the lawsuit styled City of Dallas v. Transcontinental Realty Investors, Inc., et al, Cause No. cc-99-03125-e, and any other proceedings relating to the subject matter of this litigation - Not to exceed \$100,000, from \$850,000 to \$950,000 - Financing: Funds provided by Hillwood Development Corporation and Center Operating Company, L.P.

The city attorney requested that consent agenda addendum addition 8 be considered as an individual item. Mayor Miller stated that consent agenda addendum addition 8 would be considered as an individual item later in the meeting, there being no objection voiced to his request.

Later in the meeting addendum addition 8 was brought up for consideration.

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.

Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2877

Addendum addition 9: Authorize Supplemental Agreement No. 2 to the professional services contract with the law firm of Stutzman, Bromberg, Esserman & Plifka, P.C., for additional legal services necessary in the lawsuit styled Ann Tenison Hereford Webb, et al., v. The City of Dallas, Texas, et al., Civil Action No. 3:00-CV-2558-R, and any other proceedings relating to the subject matter of this lawsuit - Not to exceed \$100,000, from \$200,000 to \$300,000 - Financing: Current Funds

The city attorney requested that consent agenda addendum addition 9 be considered as an individual item. Mayor Miller stated that consent agenda addendum addition 9 would be considered as an individual item later in the meeting, there being no objection voiced to his request.

Later in the meeting addendum addition 9 was brought up for consideration.

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.

Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2878

Addendum addition 10: A resolution extending the 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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2879

Addendum addition 11: An ordinance amending Chapter 39A of the Dallas City Code to revise the moving expense schedule used for the relocation of displaced individuals and families - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25425.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2880

Addendum addition 12: Authorize Supplemental Agreement No. 1 to the professional services contract with KPMG LLP for the audit of the City of Dallas' financial operations and grant activities for the fiscal year ending September 30, 2003, to perform an audit of financial operations of the Cityplace Tax Increment Financing district for fiscal years ended September 30, 2000, 2001, and 2002, in connection with the proposed issuance of additional bonds for the Cityplace TIF District - Not to exceed \$42,500, from \$423,000 to \$465,500 - Financing: Cityplace TIF District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2881

Addendum addition 13: Authorize a contract with Dallas Area Rapid Transit to purchase A-Passes for City employees, at no cost to employees, in support of the City's current clean air initiative - Not to exceed \$199,762 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2882

Addendum addition 14: Authorize the first one-year renewal option to the contract with United Behavioral Health for an Employee Assistance Program to provide referral services for City employees and their families from January 1, 2004 through December 31, 2004 - Not to exceed \$150,000 - Financing: Employee Benefits Current Funds (subject to appropriations)

Councilmember Rasansky requested that consent agenda addendum addition 14 be considered as an individual item. Mayor Miller stated that consent agenda addendum addition 14 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 14 was brought up for consideration.

Councilmember Rasansky moved to approve the item.

Motion seconded by Councilmember Chaney and unanimously adopted. (Fantroy, Finkelman absent)





OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

03-2883

Page 2

The following individuals addressed the city council regarding the City Center TIF District:

Myron Mims, 1900 Elm St.

Alice Murray, 1509 Main St.

John T. Tatum, 3800 A Main St.

Rita Scarfo, (no address given), Principle of Elm Street Development

William Hopkins, 2011 Leath St.

Councilmember Lill moved to close the public hearing and 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 Councilmember Rasansky voting "No"

Assigned ORDINANCE NO. 25426.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2884

Addendum addition 17: **City Center TIF District**

- \* Authorize the establishment of the City of Dallas Main Street District Initiative Loan and Grant Program pursuant to Chapter 380 of the Texas Local Governmental Code to be administered by the City of Dallas - Economic Development Division to promote economic development and to stimulate business and commercial activity within the downtown retail core area - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the City Center TIF District:

Myron Mims, 1900 Elm St.  
Alice Murray, 1509 Main St.  
John T. Tatum, 3800 A Main St.  
Rita Scarfo, (no address given), Principle of Elm Street Development  
William Hopkins, 2011 Leath St.

Councilmember Lill moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2885

Addendum addition 18: **City Center TIF District**

- \* Authorize an Interlocal Agreement with Dallas County for the acceptance of \$2,500,000 from Dallas County and setting the terms related to the City of Dallas' administration of Dallas County funds to be used to make a loan needed to facilitate public, short-term parking in a new parking garage to be located at 1407 Main Street in the City of Dallas Main Street District Initiative Loan and Grant Program area - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the City Center TIF District:

Myron Mims, 1900 Elm St.  
Alice Murray, 1509 Main St.  
John T. Tatum, 3800 A Main St.  
Rita Scarfo, (no address given), Principle of Elm Street Development  
William Hopkins, 2011 Leath St.

Councilmember Lill moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2886

Addendum addition 19: **City Center TIF District**

- \* Authorize (1) a loan agreement with Downtown Renaissance, LP, in compliance with the City of Dallas Main Street District Initiative Loan and Grant Program pursuant to Chapter 380 of the Texas Local Governmental Code, in an amount not to exceed 75% of the total cost of the Davis Lot Garage (Project) (including land acquisition) in accordance with the approved budget for the Project; or \$10,000,000, whichever is less; and (2) disbursement of the loan and establishment of a loan receivable in an amount not to exceed \$10,000,000 in the Public/Private Partnership Fund - Total not to exceed \$10,000,000 - Financing: Public/Private Partnership Funds

The following individuals addressed the city council regarding the City Center TIF District:

Myron Mims, 1900 Elm St.

Alice Murray, 1509 Main St.

John T. Tatum, 3800 A Main St.

Rita Scarfo, (no address given), Principle of Elm Street Development

William Hopkins, 2011 Leath St.

Tom Persch, 2517 Evans Dr., Plano, representing West End Market Place

Councilmember Lill moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2887

Addendum addition 20: **City Center TIF District**

- \* Authorize a professional services contract with Stutzman, Bromberg, Esserman & Plifka for legal work relating to the preparation and negotiation of a construction loan in an amount equal to up to 75 percent of the total cost for a mixed-use development project located at 1407 Main Street (Davis Lot), preparation and negotiation of deed restrictions, review of, and suggested revision to, a management contract with the operator of the public portion of the parking garage and the parking garage ground lease (or easement) for the underground portion of the parking garage, and miscellaneous services related to 1407 Main Street (Davis Lot) in the Reinvestment Zone Number Five City Center TIF District - Not to exceed \$45,000  
- Financing: City Center TIF District Funds

The following individuals addressed the city council regarding the City Center TIF District:

Myron Mims, 1900 Elm St.

Alice Murray, 1509 Main St.

John T. Tatum, 3800 A Main St.

Rita Scarfo, (no address given), Principle of Elm Street Development

William Hopkins, 2011 Leath St.

Councilmember Lill moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2888

Addendum addition 21: Authorize an amendment to Resolution No. 01-3361, previously approved on November 14, 2001, to extend the deadline for which projects must be brought before the City Council from November 14, 2003 to November 14, 2005 on real property located in City of Dallas Enterprise Zone One within Pinnacle Park - Financing: No cost consideration to the City

The following individual addressed the city council regarding the amendment:

J.P. Christian, 15900 Dooley Rd., Addison

Councilmember Oakley moved to approve the item.

Motion seconded by Councilmember Garcia.

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

|             |      |  |
|-------------|------|--|
| Voting Yes: | [10] | Loza, Hill, Garcia, Oakley, Thornton Reese, Salazar, Chaney, Blaydes, Griffith, Lill |
| Voting No:  | [3]  | Miller, Greyson, Rasansky  |
| Absent:     | [2]  | Fantroy, Finkelman   |

Mayor Miller declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2889

Addendum addition 22: Authorize proposed Procedural Order No. 03-2-1-JR related to the posting of bail bonds by attorneys and the manner of taking a forfeiture of such bonds in the City of Dallas Municipal Court - Financing: No cost consideration to the City

The city secretary announced that Councilmember Salazar had deferred consideration of addendum addition 22 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

October 22, 2003

03-2890

Addendum addition 23: A resolution requesting the United States Congress to designate March 31 as a national holiday in honor of Cesar E. Chavez (Mayor Miller, Mayor Pro Tem Loza, Deputy Mayor Pro Tem Hill and Councilmembers Chaney, Griffith, Blaydes, Rasansky, Oakley, Finkelman, Lill, Salazar, Garcia, Thornton-Reese, Fantroy, and Greyson)

Councilmember Chaney moved to approve the resolution.

Motion seconded by Councilmember Salazar.

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

|                         |      |   |
|-------------------------|------|---|
| Voting Yes:             | [11] | Loza, Garcia, Oakley, Thornton Reese, Salazar, Chaney, Blaydes, Griffith, Greyson, Rasansky, Lill |
| Voting No:              | [0]  |   |
| Absent:                 | [2]  | Fantroy, Finkelman  |
| Absent when vote taken: | [2]  | Miller, Hill  |

Mayor Pro Tem Loza declared the motion adopted.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2891

Addendum addition 24: Authorize (1) adoption of the preliminary FY 2003-04 Consolidated Plan Reprogramming Budget #2 in the amount of \$1,056,926 and (2) a public hearing to be held on November 12, 2003 to receive citizens' comments on the proposed use of funds - Financing: No cost consideration to the City

Councilmember Garcia moved to approve the item.

Motion seconded by Councilmember Chaney and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2892

Addendum addition 25: A resolution substituting Fitzhugh Avenue (north & south) from Santa Fe Avenue to Ross Avenue; Fitzhugh Avenue (north) from Deere Street to Capitol Avenue; Fitzhugh Avenue from Ross Avenue to Deere Street; and \$419,363 of infrastructure improvements related to Public/Private Partnership in Council District 7 to be used for the proposed Ferguson Initiatives for the Industrial Boulevard (north) from Commerce Street to Irving Boulevard project in the first year of the implementation of the 2003 Bond Program - Financing: No cost consideration to the City

Councilmember Chaney moved to approve the resolution.

Motion seconded by Councilmember Garcia and unanimously adopted. (Fantroy, Finkelman absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2903

Non Agenda Item

The mayor read a proclamation for Raymond Nasher Day, presented by Mayor Miller and accepted by Raymond Nasher, Philanthropist.

No briefing or action was taken on this item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2893

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, OCTOBER 22, 2003

EXHIBIT C

12/4/03 10:17 AM  
G:\2003MIN\CC102203.doc

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 22, 2003

03-2800

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

PRESENT: [13] Miller, Loza, Hill, Garcia, Oakley, Thornton Reese, Salazar,  
Chaney, Griffith, Blaydes, Greyson, Rasansky, Lill

ABSENT: [2] Fantroy, Finkelman

**CORRECTION**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

October 22, 2003

03-2856

Item 53: DEVELOPMENT CODE AMENDMENTS - CONSENT

~~The consent zoning docket, consisting of agenda items 41-53, was presented.~~

~~Councilmember Greyson requested that consent zoning docket 53 be removed from the consent zoning docket to be called as an individual hearing. Mayor Miller stated that consent zoning docket item 53 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection voiced to Councilmember Greyson's request.~~

~~Later in the meeting, zoning docket item 53 was brought up for consideration.~~

A public hearing was called on zoning case DCA 023-017, amendments to Chapter 51P of the Dallas Development Code codifying the Regulations of Planned Development District Nos. 18 through 39, 41 through 61, 63 through 105, 107, 176, 178, 209, 219, 269, 361, 376, 456, 462, 517, and 518 and an ordinance granting the amendments.

(The city plan commission recommended approval.)

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

Councilmember Greyson 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. (Fantroy, Finkelman absent)

Assigned ORDINANCE NO. 25423.