

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, DECEMBER 3, 2003

03-3230

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

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

ABSENT: [0]

The meeting was called to order at 9:16 a.m.

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

Mayor Miller asked all members of the city council and the audience to stand for a moment of silence.

The pledge of allegiance was led by the audience and the city council.

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 5:14 p.m.

Mayor

ATTEST:

Assistant City Secretary

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

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

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

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, DECEMBER 3, 2003

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
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EXHIBIT B

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

December 3, 2003

03-3231

Special Presentations

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

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

December 3, 2003

03-3232

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: Diana L. Flores, 1134 Mountain Lake Rd.
REPRESENTING: People United for Representation and Equality
SUBJECT: Fake drugs

SPEAKER: Christopher Head, 9339 San Fernando Way
REPRESENTING: Texas Public Workers Association
SUBJECT: Employees' benefits and consequences

SPEAKER: Sudiata Tellem, 1612 Wagon Wheels Trl.
REPRESENTING: Chairman Dallas Green Party
SUBJECT: Human Rights vs. Patriot Act

SPEAKER: Chuck Cole, 4831 McKinney Ave.
SUBJECT: Not given

SPEAKER: Jesse Diaz, 9217 Home Place
REPRESENTING: League of United Latin American Citizens
SUBJECT: Fake drugs

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Jacobo Kupersztoch, 16118 Shadybank Dr. **NO SHOW**
REPRESENTING: Centro Comunitario Mexicano
SUBJECT: Discrimination in judicial system

SPEAKER: Michealle Frey, 1224 Stinnett Pl., DeSoto
REPRESENTING: City of Dallas Employees, Steel Workers
SUBJECT: City cell phone policy

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

SPEAKER: William Hopkins, 2011 Leath St. **NO SHOW**
SUBJECT: Civil rights violations against DPD, Fake drugs, KKK, FBI

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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SPEAKER: Ed Hickson, 3932 Kiest Meadow Dr.
REPRESENTING: Dallas Homeowners League
SUBJECT: Requirements of Chapter 6, Alcoholic Beverages

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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03-3233

Item 1: Approval of Minutes of the November 19, 2003 City Council Meetings

Councilmember Finkelman moved to approve the minutes.

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

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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

The assistant city secretary distributed a report showing all nominations and re-nominations received for city board and commission appointments for the 2003-2005 board term updated through December 3, 2003.

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

Councilmember Oakley moved to appoint Bill Vandivort III, to the Dallas Central Appraisal District.

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

Councilmember Blaydes moved to appoint Jonnie England, representing an Animal Welfare Organization, to the Animal Shelter Commission, James Christopher Wells, to the Cultural Affairs Commission, Segwendolyn Tyler, Citizen-at-Large, and Mary Hasan, with Knowledge in Community Principles and Practices, to the South Dallas/Fair Park Trust Fund Board, Ann Piper, Real Estate Appraiser, to the Landmark Commission Alternate Members and withdraw the nomination of Carl Ginsberg, Citizen-at-Large, to the Judicial Nominating Commission.

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

Councilmember Oakley moved to reappoint Ashley Parra, vice chair, to the Youth Commission.

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

Councilmember Blaydes 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 Rasansky and unanimously adopted. (Lill absent when vote taken)

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

03-3245 ASC ANIMAL SHELTER COMMISSION
03-3246 CAC CULTURAL AFFAIRS COMMISSION
03-3247 DCA DALLAS CENTRAL APPRAISAL DISTRICT
03-3248 LMX LANDMARK COMMISSION ALTERNATE MEMBERS
03-3249 SDF SOUTH DALLAS/FAIR PARK TRUST FUND BOARD
03-3250 Board Officers

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

December 3, 2003

03-3236

Item 3: Authorize adoption of the final FY 2003-04 Consolidated Plan Reprogramming Budget #2 in the amount of \$1,056,926 - Financing: No cost consideration to the City

Mayor Pro Tem Loza moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

December 3, 2003

03-3237

Briefings: A. Performing Arts Center

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

December 3, 2003

03-3238

Briefings: B. Dallas Taxicab Task Force Report

The city manager briefed the city council on the item.

Councilmember Greyson moved to allow Harbi Hassan who represented the individual drivers to speak for three minutes.

Motion seconded by Councilmember Chaney and unanimously adopted.

The following individuals were present during the briefing but did not speak:

Massoud Nasser, 1209 Brook Hill Ln., Arlington, representing Freedom Cab
Reginald Onyekwere, 12375 Abrams Rd., representing Taxicab Association

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

December 3, 2003

03-3239

Briefings: C. City Cell Phone Contract

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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03-3240

Briefings: D. Scrap Tire Regulation and Enforcement

The city attorney briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

December 3, 2003

03-3241

Briefings: E. Compressed Natural Gas Conversion of Crown Victoria Police
Interceptors Update

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

December 3, 2003

03-3242

Briefings: F. Variances to the Spacing Requirements of Chapter 6, “Alcoholic Beverages”

The city attorney briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

December 3, 2003

03-3243

Briefings: G. Trinity River Corridor Project

- Upcoming Agenda Items
- Possible Funding Scenario for the Expanded Basic Program

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

December 3, 2003

03-3244

Closed Session

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

- Legal issues involving SBC telecommunicating
- Legal issues involving Chapter 2 Ordinance - Eminent Domain Proceedings for Personal Property
- Ken Clower, et al. v. COD, Civil Action No. 02-2355-C
- City of Dallas v. Explorer Pipeline Co., et al., Cause No. 00-9678-H
- James F. Hill, et al. v. COD, Cause No. 95-00975-J
- City of Dallas v. Lee G. Brotherton
- Greenhaw, Danny v. City of Dallas, Cause No. DV02-08302-J
- City of Dallas v. Nancy Evans Enterprises, L.L.C., Cause No. 03-08681 (405 N. Ewing, Park Place Apartments)

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
- Performance Evaluation of City Auditor Thomas M. Taylor

A closed session was held as authorized by Chapter 51, "OPEN MEETINGS," of the Texas Open Meetings Act) to discuss the following matters:

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

- City of Dallas v. Explorer Pipeline Co., et al., Cause No. 00-9678-H
- James F. Hill, et al. v. COD, Cause No. 95-00975-J
- Greenhaw, Danny v. City of Dallas, Cause No. DV02-08302-J

No other matters were discussed during the closed session.

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EXHIBIT C