

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 21, 2004

04-0250

CITY COUNCIL BRIEFING
CITY HALL, ROOM 6ES
MAYOR PRO TEM JOHN LOZA, PRESIDING

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

ABSENT: [2] Miller, Oakley

The meeting was called to order at 9:22 a.m.

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

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

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

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 5:36 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, JANUARY 21, 2004

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 21, 2004

EXHIBIT B

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 21, 2004

04-0251

Item 1: Approval of Minutes of the January 7, 2004 City Council Meeting

Councilmember Garcia moved to approve the minutes.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Miller, Oakley absent; Hill, Salazar, Fantroy, Greyson absent when vote taken)

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 21, 2004

04-0252

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 January 21, 2004.

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

Councilmember Lill moved to appoint Don Robinson, to the Housing Finance Corporation Board and Jon McNeil, Dallas Member, to the Reinvestment Zone Seven Board (Sports Arena).

Motion seconded by Councilmember Finkelman and unanimously adopted. (Miller, Oakley, absent; Hill, Salazar, Fantroy, Greyson absent when vote taken).

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

04-0259 HFC HOUSING FINANCE CORPORATION BOARD

04-0260 RZ7 REINVESTMENT ZONE SEVEN BOARD (SPORTS ARENA)

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 21, 2004

04-0253

Closed Session

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

- 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 551, "OPEN MEETINGS," of the Texas Open Meetings Act) to discuss the following matters:

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

- Performance Evaluation of City Secretary Shirley Acy
- Performance Evaluation of City Auditor Thomas M. Taylor

No other matters were discussed during the closed session.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 21, 2004

04-0254

Briefings: A. Roadmap for Residential Recycling

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 21, 2004

04-0255

Briefings: B. Power Transmission Lines in the Trinity River Corridor

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 21, 2004

04-0256

Briefings: C. Comcast Cable Rate Change Request

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 21, 2004

04-0257

Closed Session

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

- Legal issues involving HIPAA Health Insurance Portability and Accountability Act of 1996
- City of Heath v. City of Dallas, Cause No. 1-02-442
- Sherrie Wilson v. City of Dallas, et al., Cause No. 3:02-CV-1065-P
- Bencor Corporation v. Manhattan Construction Company, Cause No. 3-03-CV-2821-N
- Polk Mechanical Company v. Manhattan Construction Company, Cause No. 3-03-CV-2832-R
- City of Dallas v. Explorer Pipeline Company, Cause No. 00-9678-H
- Judy Hauenstein, Individually and Michael Hauenstein, Individually, v. William Edwin Martinez, Individually and City of Dallas, Cause No. DV02-09402-e
- The Environmental Conservation Organization v. City of Dallas, Cause No. 3:03-CV-2951-M

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.)

- City of Heath v. City of Dallas, Cause No. 1-02-442
- Sherrie Wilson v. City of Dallas, et al., Cause No. 3:02-CV-1065-P
- Bencor Corporation v. Manhattan Construction Company, Cause No. 3-03-CV-2821-N
- Polk Mechanical Company v. Manhattan Construction Company, Cause No. 3-03-CV-2832-R
- The Environmental Conservation Organization v. City of Dallas, Cause No. 3:03-CV-2951-M

The following items were made a part of the closed session:

Trinity River Corridor Underground Line Surcharge for Transmission Lines for Encor
Comcast Cable Rates

No other matters were discussed during the closed session.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 21, 2004

04-0258

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:

Councilmember Rasansky moved to suspend the rule to allow the following citizens to speak in the morning session.

Motion seconded by Councilmember Garcia and unanimously adopted. (Miller, Oakley absent; Hill, Salazar, Fantroy, Greyson absent when vote taken)

OPEN MICROPHONE – BEGINNING OF MEETING:

SPEAKER: Philip Cohen, 4311 Bryan St.
SUBJECT: Comcast Cable

SPEAKER: John Alvarez, 5757 E. University Blvd.
SUBJECT: Comcast Cable

OPEN MICROPHONE – END OF MEETING

SPEAKER: Jimmy Lee, 2915 Southland St. **NO SHOW**
SUBJECT: Jimmy Lee vs. City of Dallas (Round 14)

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Corruption with: Trinity River Plan, Mayor of Dallas, EPA, KKK

SPEAKER: Royce Howard, 808 DeSoto Dr. **CANCELED**
SUBJECT: Improvement on Code Enforcement

SPEAKER: Jurline Hollins, 2832 Marjorie Ave. **NO SHOW**
SUBJECT: Linebarger, Heard, Goggan, Graham, Pena and Sampson LLP

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

None.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 21, 2004

EXHIBIT C

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS