

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, APRIL 14, 2004

04-1150

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

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

ABSENT: [0]

The meeting was called to order at 9:16 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 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 5:45 p.m.

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Mayor

ATTEST:

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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, APRIL 14, 2004

EXHIBIT A

6/15/04 1:21 PM  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, APRIL 14, 2004

EXHIBIT B

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1151

CITIZEN SPEAKERS

In accordance with the City Council Rules of Procedure, the city council provided "open microphone" opportunities for the following individuals to comment on matters that were scheduled on the city council voting agenda or to present concerns or address issues that were not matters for consideration listed on the posted meeting agenda:

**OPEN MICROPHONE - BEGINNING OF MEETING**

SPEAKER: Albert Parker, 6319 Elam Rd.  
REPRESENTING: John Q. Public  
SUBJECT: Defying the odds

SPEAKER: Dewayne Dallas, 6266 St. Albans Dr. **CANCELED**  
SUBJECT: Mayor or Dallas' profile

SPEAKER: A. Ray, 4100 Cole Ave. **NO SHOW**  
SUBJECT: Address the Mayor

SPEAKER: Marie Beveridge, 8934 San Leandro Dr.  
SUBJECT: Fence – Utility/Encroachment - Homestead

SPEAKER: Jack Borden, P.O. Box 191913  
SUBJECT: Help city employee get reinstated

**ADDITIONAL OPEN MICROPHONE – BEGINNING OF MEETING:**

SPEAKER: Al Lipscomb, 830 Clearwood Dr. **CANCELED**  
SUBJECT: Weak Mayor vs. The Charter/Supplemental pay/ Police

**OPEN MICROPHONE – END OF MEETING:**

SPEAKER: Mozelle Austin, 3105 Peavy Dr.  
SUBJECT: Dallas Water Utilities, Code Compliance – Lakeland Manor

SPEAKER: Frank Ward, P.O. Box 50694  
REPRESENTING: Community at Large & Bottoms Community  
SUBJECT: Community Development

SPEAKER: Danny Harrison, 13038 Copenhill Rd.  
SUBJECT: Median maintenance

**OPEN MICROPHONE - -- SPOKE IN THE LAST 30 DAYS**

SPEAKER: William Hopkins, 2011 Leath St. **DID NOT CALL NAME**  
SUBJECT: Racism: Dallas City Council/Cadillac Heights/West  
Dallas/EPA/Superfund

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd.  
SUBJECT: Adult devices

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1152

Item 1: Approval of Minutes of the March 24, 2004 City Council Meetings

Councilmember Garcia moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1153

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-43 and addendum addition consent agenda items, 1-14 was presented for consideration.

The city secretary announced that the city manager had deleted agenda item 38 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Rasansky requested that consent agenda items 26 and 33 and addendum addition items 8 and 9 be considered as individual items. Mayor Miller stated that consent agenda items 26 and 33 and addendum addition items 8 and 9 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

Councilmember Greyson requested that consent agenda item 32 and addendum addition items 1 and 2 be considered as individual items. Mayor Miller stated that consent agenda item 32 and addendum addition items 1 and 2 be would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Greyson's request.

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

Councilmember Oakley moved to approve all items on the consent agenda with the exception of consent agenda item 38 which was deleted, and consent agenda items 26, 32, 33 and 39 and addendum addition items 1, 2, 5, 8 and 9 and would be considered later in the meeting.

Motion seconded by Mayor Pro Tem Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1154

Item 2: Authorize a professional services contract with T. Howard & Associates Architects, Inc. to provide master planning, conceptual design, schematic design, design development, construction documents, bidding, construction administration services, boundary and topographic survey and replatting for renovations at Churchill Park located at 7025 Churchill Way - \$73,616 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1155

Item 3: Authorize a professional services contract with GSR Andrade Architects, Inc. to provide a feasibility review and report, schematic design, design development, construction documents, bidding and construction administration for improvements including removal of the existing hydraulic floor in the main pool, addition of ramp to main pool, hydraulic lift to whirlpool, replacement of filtering and heating components of the pools, and replacement of some heating, ventilation and air conditioning equipment for the Bachman Therapeutic Center located at 2750 Bachman Drive - \$53,000 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1156

Item 4: Authorize a professional services contract with Newman, Jackson, Bieberstein Landscape Architecture to provide preliminary design, construction documents, bidding and construction administration services, limited surveying and mapping for Phase II and an amenities plan for Phase I and Phase II at Preston Ridge Trail located between McCallum Boulevard to Highway 190 at Hillcrest Road - \$104,355 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1157

Item 5: Authorize a professional services contract with Freese and Nichols, Inc. to provide conceptual planning, topographic survey and construction documents for Coombs Creek Trail located between Beckley Avenue to Hampton Road - \$57,506 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1158

Item 6: Authorize a professional services contract with GSR Andrade Architects, Inc. to provide programming, schematic design, design development, preparation of construction bid documents, bid evaluation and construction administration for Fire Station No. 38 located at Bonnieview and Wilhurt Avenue - \$273,782 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1159

Item 7: Authorize a professional services contract with Phillips Swager Associates for architectural and engineering services for the design of the Timberglen Branch Library to be located near the corner of Timberglen Road and Midway Road - \$465,865 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1160

Item 8: Authorize a professional services contract with DAL-TECH Engineering, Inc. to provide engineering services for the design to replace water mains and rehabilitate wastewater mains in various locations - \$800,438 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1161

Item 9: Authorize a professional services contract with Arredondo, Zepeda & Brunz, Inc. to provide engineering services for the design to replace water mains and rehabilitate wastewater mains in various locations - \$736,560 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1162

Item 10: Authorize (1) a contract for the restoration of the Vietnam Veterans Memorial at Fair Park with Phoenix I Restoration and Construction, Ltd., best value proposer of two in the amount of \$192,000; and (2) an increase in appropriations in an amount not to exceed \$20,677 in the Vietnam Veteran Memorial Maintenance Trust Fund - Total not to exceed \$192,000 - Financing: Vietnam Veteran Memorial Maintenance Trust Fund (\$33,974) and Fair Park Special Maintenance Fund (\$158,026)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1163

Item 11: Authorize a contract for the construction of repairs and interior improvements at the Southside Wastewater Treatment Plant administration building - Phoenix I Restoration and Construction, Ltd., lowest responsible bidder of three - \$1,597,000 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1164

Item 12: Dallas Love Field Airport Blast Fences No. 7 and No. 8

- \* Authorize (1) a contract for the reconstruction of airfield blast fences No. 7 and No. 8 at Dallas Love Field Airport with Gibson & Associates, Inc., lowest responsible bidder of six, in an amount not to exceed \$2,273,759, and (2) the establishment of appropriations in an amount not to exceed \$2,783,639 in the Federal Aviation Administration Airport Improvement Program Grant Fund - Total not to exceed \$2,273,759 - Financing: Aviation Capital Construction Funds (\$568,440), Federal Aviation Administration Grant Funds (\$1,705,319)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1165

Item 13: Dallas Love Field Airport Blast Fences No. 7 and No. 8

- \* Authorize Supplemental Agreement No. 5 to the contract with Charles Gojer and Associates, Inc. to provide construction management services for the reconstruction of blast fences No. 7 and No. 8 at Dallas Love Field - \$75,800, from \$331,430 to \$407,230 - Financing: Aviation Capital Construction Funds (\$18,950), Federal Aviation Administration Grant Funds (\$56,850)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1166

Item 14: Authorize an increase in the contract with Dean Electric, Inc. dba Dean Construction to provide miscellaneous improvements including wetland mitigation, additional cost for reflection plaza, lighting and electrical appurtenances, temporary striping and roadway improvements on West Lawther Drive to accommodate pedestrian traffic detoured onto roadway during trail closure for reconstruction of boat house bridge, and miscellaneous improvements including resurfacing, striping and shoreline erosion control for East Lawther hike and bike trail at White Rock Lake Park located at 8300 Garland Road - \$137,906, from \$1,255,948 to \$1,393,854 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1167

Item 15: Authorize an increase in the contract with Golf Works, Inc. for additional improvements at the Cedar Crest Golf Course including Tifway 419 sod, Klingstone bunker liner, drainage pipe, new 6, 8, and 12-foot wide cart paths and new electrical service extension to the irrigation pump station - \$173,697, from \$2,363,605 to \$2,537,302 - Financing: Golf Course Improvement Trust Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1168

Item 16: Authorize an increase in the contract with SYB Construction Company for the construction of additional new driveways and extending the replacement limits of driveway approaches on Mexicana Road from dead-end to Canada Drive and Canada Drive from Mexicana Road to Pluto Street - \$39,538, from \$1,823,194 to \$1,862,732  
- Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1169

Item 17: Authorize an increase in the contract with North Texas Bomanite, Inc. for the Garage A structural repair project at Dallas Love Field to provide for the relocation of electrical conduit for garage lighting - \$202,999, from \$2,291,563 to \$2,494,562, within the Guaranteed Maximum Price - Financing: No additional cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1170

Item 18: Authorize an increase in the contract with Barson Utilities, Inc. for additional pavement work associated with replacement or rehabilitation of water and wastewater mains in Winnetka Avenue from Green Street to Colorado Boulevard - \$82,445, from \$2,841,963 to \$2,924,408 - Financing: Water Utilities Capital Construction Funds (to be reimbursed from Current Funds)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1171

Item 19: Authorize an increase in the contract with Archer-Western Contractors, Ltd. for cleaning, raising and repair of the Forney Dam and Frasier Dam and additional work at the East Side Water Treatment Plant ozone facility - \$4,045,681, from \$41,736,219 to \$45,781,900 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1172

Item 20: Authorize an increase in the contract with Malcolm Pirnie, Inc. for providing the engineering services to update the Dallas Water Utilities Risk Management Plans for each of the water and wastewater treatment plants - \$342,938, from \$1,363,089 to \$1,706,027 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1173

Item 21: Authorize an increase in the contract with Hall-Albert Construction Company for water main replacement in Jourdan Way between Joyce Way and Walnut Hill Lane - \$69,104, from \$4,033,834 to \$4,102,938 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1174

Item 22: Authorize Supplemental Agreement No. 3 to the professional services contract with MWH Americas, Inc. for the evaluation of the Pretreatment and Laboratory Services program and laboratory facilities at the Southside Wastewater Treatment Plant and the Central Wastewater Treatment Plant - \$283,118, from \$1,801,250 to \$2,084,368 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1175

Item 23: An ordinance granting a revocable license to Duncanville Independent School District for the use of approximately 160 square feet of land to install and maintain fiber optic cable under a portion of Camp Wisdom Road right-of-way located near its intersection with Cedar Ridge Road - Revenue: \$1,000 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25541.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1176

Item 24: An ordinance abandoning a portion of a sanitary sewer easement to Home Depot U.S.A., Inc. and FWA/Bahama Development, Ltd., the abutting owners, containing approximately 8,160 square feet of land located near the intersection of Fort Worth Avenue and Bahama Drive, and authorizing the quitclaim - Revenue: \$5,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25542.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1177

Item 25: An ordinance closing and vacating a portion of Brookfield Avenue containing approximately 7,500 square feet of land located near its intersection with Denton Drive for the purpose of consolidating this area with the adjacent City-owned property - Revenue: \$26,966

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25543.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1178

Item 26: Authorize a first amendment to the lease with Love Partners, Inc. to delete 475 square feet of improved land, add 7,500 square feet of improved land, provide a ten-year option to lease approximately 44,434 square feet of unimproved airside land located adjacent to the leased premises at 10% of the prevailing unimproved ground rental rate at Dallas Love Field, and assignment of the lease to Reeves Street, LLC - Revenue: \$4,653 annually including the option fee

Councilmember Rasansky requested that consent agenda item 26 be considered as an individual item. Mayor Miller stated that consent agenda item 26 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 26 was brought up for consideration.

Councilmember Blaydes moved to defer the item for sixty days and send the item back to Business and Commerce for further study.

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



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1179

Item 27: Authorize an Interlocal Agreement with the City of Plano to create a Cooperative Purchasing Program that allows the Cities of Dallas and Plano to purchase from each other's contracts for goods and services when economical - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1180

Item 28: Authorize (1) the rejection of bids received for painting of interior and exterior of buildings, gym floor resurfacing and repair, and graffiti removal services, and (2) the re-advertisement for new bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1181

Item 29: Authorize a thirty-six-month price agreement for automotive, truck and equipment batteries with the lowest responsible bidder of three - Continental Battery Company - Not to exceed \$364,356 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1182

Item 30: Authorize a thirty-six-month price agreement for fasteners with the lowest responsible bidder of two - D. F. Sales - Not to exceed \$450,000 - Financing: Water Utilities Current Funds (\$322,142), Current Funds (\$127,858)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1183

Item 31: Authorize a thirty-six-month price agreement for dress uniform coats and trousers for the Dallas Fire Department with the lowest responsible bidder of six - Mag & Son, L.L.C. dba Mag & Son Clothing, L.L.C. - Not to exceed \$246,263 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1184

Item 32: Authorize a forty-eight-month price agreement for best-selling books for the Dallas Public Library with the best value bidder of two - Ingram Library Services, Inc. - Not to exceed \$1,142,250 - Financing: Current Funds

Councilmember Greyson requested that consent agenda item 32 be considered as an individual item. Mayor Miller stated that consent agenda item 32 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, agenda item 32 was brought up for consideration.

Councilmember Greyson moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1185

Item 33: Authorize a thirty-six-month service contract for applicant pre-employment polygraph examinations for the Dallas Police Department with the lowest responsible bidders of five - Michael D. Park & Associates Polygraph and Ruiz Protective Service, Inc. - Not to exceed \$166,455 - Financing: Current Funds

Councilmember Rasansky requested that consent agenda item 33 be considered as an individual item. Mayor Miller stated that consent agenda item 33 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 33 was brought up for consideration.

Councilmember Rasansky moved to approve the item.

Motion seconded by Councilmember Garcia and unanimously adopted. (Loza, Hill, Oakley, Salazar, Lill absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1186

Item 34: Authorize a thirty-six-month price agreement for jet fuel to be used in helicopters for the Dallas Police Department with the lowest responsible bidder of two - Truman Arnold Companies - Not to exceed \$232,506 - Financing: Current Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1187

Item 35: Authorize a twelve-month price agreement for Eagle cash key electronic parking meter mechanisms and parts with Duncan Parking Technologies, Inc. - Sole Source - Not to exceed \$58,962 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1188

Item 36: Authorize a thirty-six-month price agreement for traffic signal hardware and supplies with the lowest responsible bidders of five - General Traffic Equipment Corp., Consolidated Traffic Controls, Inc., Paradigm Traffic Systems and Traffic Parts, Inc.  
- Not to exceed \$135,604 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1189

Item 37: Authorize a no-interest forgivable loan to Leon Batie, d/b/a Batie Enterprises, Inc., pursuant to the South Dallas franchise development initiative, to locate a Subway sandwich operation at 5106 Bexar Street - \$25,000 - Financing: 2000-01 Community Development Grant Reprogramming Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1190

Item 38: An ordinance authorizing a correction to Ordinance No. 24671 for an amendment to Planned Development District No. 598 for Mixed Uses to create a new Tract IIA for MU-1 Mixed Use District Uses on property located on the north side of IH20 between Hampton Road and Polk Street to correct the omission of a City Plan Commission and City Council approved Tract IIA landscape plan (Z001-117) - Financing: No cost to consideration to the City

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1191

Item 39: An ordinance granting a Specific Use Permit for a one-year period for a Dance Hall on property zoned an LC Light Commercial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, located on the southeast side of McKinney Avenue southwest of Clyde Lane - Financing: No cost consideration to the City

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

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

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

Condition No. 6: "ON SITE SECURITY: One uniformed security officer must be provided for every 50 patrons. The uniformed security officer must monitor the parking area during the hours of operation"

Motion seconded by Councilmember Finkelman and unanimously adopted.

Assigned ORDINANCE NO. 25544.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1192

Item 40: Authorize the acceptance of a grant from the Texas Commission on Environmental Quality for partial reimbursement of fuel costs relative to the purchase of Texas Low Emission diesel fuel - Not to exceed \$137,995 - Financing: Texas Emission Reduction Plan Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1193

Item 41: Authorize (1) the acceptance of Shelter Plus Care Grant Funds from the U.S. Department of Housing and Urban Development to provide tenant based rental assistance for permanent housing for homeless persons with disabilities for the period of May 1, 2004 through April 30, 2005 and (2) execution of the grant agreement - Not to exceed \$442,440 - Financing: U.S. Department of Housing and Urban Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1194

Item 42: Authorize (1) the acceptance of an amended proposal from SouthFair Community Development Corporation for the development of the unimproved property at 2829 South Boulevard obtained through the Land Assembly process, and (2) a time extension for the development and execution of a correction deed and amended Deed Restrictions - Financing: No cost consideration to the City

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1195

Item 43: Authorize (1) a public hearing to be held on April 28, 2004 to receive citizens' comments on amended proposals from East Dallas Community Organization and SouthFair Community Development Corporation, qualified non-profit organizations, to consider changes in the end uses and time extensions for development of 3 unimproved properties obtained through the House Bill 110 process, and (2) at the close of the public hearing, consideration of acceptance of the amended proposals - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1196

CONSENT ZONING DOCKET

The consent zoning docket consisting of agenda items 44-53, was presented.

Agenda item 45 was removed from the consent zoning docket, to be considered as an individual hearing.

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

Agenda item 44: Zoning Case Z023-178 (MM)	
<del>Agenda item 45: Zoning Case Z023-305 (JA)</del>	<b>[Considered individually]</b>
Agenda item 46: Zoning Case Z034-145 (WE)	
Agenda item 47: Zoning Case Z034-148 (DW)	
Agenda item 48: Zoning Case Z034-149 (RB)	
Agenda item 49: Zoning Case Z034-158 (WE)	
Agenda item 50: Zoning Case Z034-161 (MM)	
Agenda item 51: Zoning Case Z034-164 (WE)	
Agenda item 52: Zoning Case Z034-165 (MM)	
Agenda item 53: Zoning Case Z034-169 (MM)\	

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 individual addressed the city council concerning the consent zoning docket:

William Hopkins, 2011 Leath St.

Councilmember Thornton Reese moved to close the public hearing, accept the recommendation of the city plan commission in the remaining consent zoning case and pass the ordinance and approve the resolution subject to revised development plans submitted by the applicant as presented as part of the consent zoning docket.

Motion seconded by Councilmember Greyson.

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

Mayor Miller declared the motion adopted on a divided voice vote with Councilmember Griffith voting "No". (Hill, Blaydes, Finkelman absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1197

Item 44: Zoning Case Z023-178 (MM)

Zoning Case Z023-178 (MM), an application for and an ordinance granting an R-7.5(A) Single Family District on property zoned an RR Regional Retail District on R. L. Thornton Freeway south of Hammerking Road and north of Burrell Street and a resolution accepting deed restrictions volunteered by the applicant.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25545.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1198

Item 45: Zoning Case Z023-305 (JA)

The consent zoning docket, consisting of agenda items 44-53, was presented.

Councilmember Rasansky requested that consent zoning docket item 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 Rasansky's request.

Later in the meeting, zoning docket item 45 was brought up for consideration.

A public hearing was called on zoning case Z023-305 (JA), an application for and an ordinance granting an Historic Overlay for the 1954 portion of the Republic Bank Tower on property zoned a CA-1(A)-CP Central Area District-Core Pedestrian Precinct on the northeast side of North Ervay Street between Bryan Street and Pacific Avenue.

(The city plan commission recommended approval, subject to preservation criteria.)

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

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

Harold Collum, P.O. Box 2010

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

The following individual addressed the city council regarding zoning case Z023-305 (JA):

William Hopkins, 2011 Leath St.

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

Motion seconded by Mayor Pro Tem Loza and unanimously adopted. (Rasansky abstain; Hill, Blaydes, Finkelman absent when vote taken)

Assigned ORDINANCE NO. 25546.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1199

Item 46: Zoning Case Z034-145 (WE)

Zoning Case Z034-145 (WE), an application for and an ordinance granting a TH-2(A) Townhouse District on property zoned an R-7.5(A) Single Family District on the southeast corner of Masters Drive and Limestone Road and a resolution accepting deed restrictions volunteered by the applicant.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25547.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1200

Item 47: Zoning Case Z034-148 (DW)

Zoning Case Z034-148 (DW), an application for and an ordinance granting a Specific Use Permit for a Childcare Facility, Community Service Center and Private Recreation Center, Club, or Area on property zoned an R-5(A) Single Family District on the northwest side of Bernal Drive southwest of Palacios Avenue.

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

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25548.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1201

Item 48: Zoning Case Z034-149 (RB), an application for and an ordinance granting a Specific Use Permit for a Tower/antenna for cellular communication for a monopole cellular tower on property zoned a CR Community Retail District on Oates Drive east of Ferguson Road.

(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. 25549.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1202

Item 49 Zoning Case Z034-158 (WE)

Zoning Case Z034-158 (WE), an application for and an ordinance granting a Subdistrict for a Nursery, Garden Shop or Plant Sales use and Tract III uses in Tract III within Planned Development District No. 87, the Winnetka Heights Historic District, on the southwest corner of Clinton Avenue and Davis Street.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25550.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1203

Item 50: Zoning Case Z034-161 (MM)

Zoning Case Z034-161 (MM), an application for and an ordinance granting a Specific Use Permit for a Tower/antenna for Cellular Communication on property zoned a CR Community Retail District on the northeast corner of Greenville Avenue and Bryan Street.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25551.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1204

Item 51: Zoning Case Z034-164 (WE)

Zoning Case Z034-164 (WE), an application for and an ordinance granting a Subdistrict for Multiple Family uses and Tract III uses in Tract III within Planned Development District No. 87, the Winnetka Heights Historic District, on the west side of Clinton Avenue, north of Davis Street.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25552.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1205

Item 52: Zoning Case Z034-165 (MM)

Zoning Case Z034-165 (MM), an application for and an ordinance granting an amendment to and expansion of Specific Use Permit No. 1176 for a Community Service Center in Subareas 2 and 4 of Planned Development District No. 363 on property on the north corner of the intersection of Grand Avenue and Meyers Street.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 25553.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1206

Item 53: Zoning Case Z034-169 (MM)

Zoning Case Z034-169 (MM), an application for and an ordinance granting an MU-3 Mixed Use District on property zoned an IR Industrial Research District on the west corner of the intersection of Mockingbird Lane and Harry Hines Boulevard.

(The city plan commission recommended approval.)

Assigned ORDINANCE NO. 25554.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1207

Item 54: Public Hearing – Zoning Case Z034-157 (MJF)

A public hearing was called on an application for and an ordinance granting an MF-2(A) Multifamily Subdistrict in Planned Development District No. 595, the South Dallas/ Fair Park Special Purpose District, on property zoned an NC Neighborhood Commercial Subdistrict located on the southeast corner of Spence Street and Lenway Street.

(The city plan commission recommended approval.)

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

E.R. Johnson, 2703 Gertrude Ave.  
Arnee Arrington, 2325 52<sup>nd</sup> St.  
James Brown, (no address given)  
Juliette Heggins Price, (no address given)

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

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

Motion seconded by Councilmember Fantroy and unanimously adopted. (Hill, Blaydes absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1208

Item 55: Public Hearing – Zoning Case Z034-146 (WE)

Theresa O'Donnell, director of development services, requested that consent zoning docket 55 be called as an individual hearing, because in accordance with subparagraph (c)(2)(B) of Section 51A-4.701 of the development code, council approval of the application would require the favorable vote of three-fourths of all members of the council in that a written protest against the change in zoning had been signed by the owners of 20 percent or more of either the land in the area of the request or land within 200 feet of the area of the request, and the protest had been filed with the director of planning.

A public hearing was called on zoning case Z034-146 (WE), an application for an R-5(A) Single Family District on property zoned an R-10(A) Single Family District on Westmoreland Road south of Red Bird Lane and an ordinance granting an R-7.5(A) Single Family District and a resolution accepting deed restrictions volunteered by the applicant.

(The city plan commission recommended approval of an R-7.5(A) Single Family District subject to deed restrictions volunteered by the applicant in lieu of the R-5(A) Single Family District requested by the applicant.)

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

Deborah Dennis, 2070 Chevella Dr., the applicant

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

Gary Crowley, 6500 American Way Rd.

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

Motion seconded by Councilmember Chaney and unanimously adopted. (Hill, Blaydes absent when vote taken)

Assigned ORDINANCE NO. 25555.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1209

Item 56: Public Hearing – Zoning Case Z034-163 (MM)

A public hearing was called on zoning case Z034-163 (MM), an application for an R-5(A) Single Family District on property zoned an R-10(A) Single Family District on the east and west side of Westmoreland Road north of Camp Wisdom Road, east of American Way and west of Del-Rey Drive with deed restrictions volunteered by the applicant and an ordinance granting an R-7.5(A) Single Family District.

(The city plan commission recommended approval of an R-7.5(A) Single Family District in lieu of the R-5(A) Single Family District requested by the applicant.)

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

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

Motion seconded by Councilmember Chaney and unanimously adopted. (Hill, Blaydes absent when vote taken)

Assigned ORDINANCE NO. 25556.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1210

Item 57: Public Hearing – Zoning Case Z034-141 (MM)

A public hearing was called on zoning case Z034-141 (MM), an application for and an ordinance granting an RR Regional Retail District on property zoned an MU-3 Mixed Use District, south of Northwest Highway, east of Gardner Road and west of Walton Walker Boulevard (Loop 12).

(The city plan commission recommended approval. This item was considered by the City Council at a public hearing on March 24, 2004, and was held under advisement until April 14, 2004, with the public hearing open.)

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

Art Anderson, 5400 Renaissance Tower, representing the applicant

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

Councilmember Salazar moved to close the public hearing, approve the change of zoning subject to deed restrictions with the ordinance and a resolution accepting the deed restrictions to come back to the April 28, 2004 voting agenda meeting.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Hill, Blaydes absent when vote taken)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1211

Item 58: Public Hearing – Zoning Case Z034-150 (RB) – DALLAS INDEPENDENT SCHOL DISTRICT

A public hearing was called on zoning case Z034-150 (RB), an application for and an ordinance granting an amendment to the development plan and conditions for Planned Development District No. 646 for a Public school other than an open-enrollment charter school and R-7.5(A) Single Family District Uses on property bounded by Wilton Avenue, Ravinia Drive, Searcy Avenue, and Cowart Avenue.

(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.

The following individual addressed the city council regarding zoning case Z034-150 (RB):

Marvin Crenshaw, 5134 Malcolm X Blvd.

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

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

Assigned ORDINANCE NO. 25557.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1212

Item 59: Public Hearing – Zoning Case Z034-151 (RB) – DALLAS INDEPENDENT SCHOOL DISTRICT

A public hearing was called on zoning case Z034-151 (RB), an application for and an ordinance granting a Specific Use Permit for a Public school other than an open-enrollment charter school on property zoned an R-7.5(A) Single Family District on property generally bounded by Kirnwood Drive, Groveway Drive, Cleardale Drive, and Racine Drive.

(The city plan commission recommended approval, for a permanent time period subject to a site plan and conditions.)

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

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

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

Assigned ORDINANCE NO. 25558.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1213

Item 60: Public Hearing – Zoning Case Z034-153 (RB) – DALLAS INDEPENDENT SCHOOL DISTRICT

A public hearing was called on zoning case Z034-153 (RB), an application for and an ordinance granting a Planned Development District for a Public school other than an open-enrollment charter school and R-10(A) Single Family District uses on property located on the west line of Franklin Street, south of Gibbs-Williams Road with consideration being given to a Specific Use Permit for a Public school other than an open-enrollment charter school.

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

Motion seconded by Councilmember Garcia and unanimously adopted. (Hill, Griffith, Blaydes, Finkelman, Lill absent when vote taken)

Assigned ORDINANCE NO. 25559.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1214

Item 61: Public Hearing – Zoning Case Z034-154 (DW) – DALLAS INDEPENDENT SCHOOL DISTRICT

A public hearing was called on zoning case Z034-154 (DW), an application for a Planned Development District for a Public school other than an open-enrollment charter school and R-7.5(A) Single Family uses on property zoned an R-7.5(A) Single Family District located on the south side of Goldwood Drive, east of Indian Ridge Trail with consideration being given to a Specific Use Permit for a Public school and an ordinance granting a Specific Use Permit for a Public school other than an open-enrollment charter school use.

(The city plan commission recommended approval of a Specific Use Permit for a Public school other than an open-enrollment charter school use for a permanent time period subject to a site plan and conditions, in lieu of the requested Planned Development District.

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

The following individual addressed the city council regarding zoning case Z034-154 (DW):

Marvin Crenshaw, 5134 Malcolm X Blvd.

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

Motion seconded by Councilmember Fantroy and unanimously adopted. (Hill, Blaydes, Finkelman absent when vote taken)

Assigned ORDINANCE NO. 25560.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1215

Item 62: Public Hearing – Zoning Case Z034-155 (DW) – DALLAS INDEPENDENT SCHOOL DISTRICT

A public hearing was called on zoning case Z034-155 (DW), an application for and an ordinance granting a Planned Development District for a Public school other than an open-enrollment charter school and R-7.5(A) Single Family uses on property zoned an R-7.5(A) Single Family District located on the south side of Keeneland Parkway, east of Cavalcade 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 Oakley moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Garcia and unanimously adopted. (Hill, Blaydes, Finkelman absent when vote taken)

Assigned ORDINANCE NO. 25561.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1216

Item 63: Public Hearing – Zoning Case Z034-160 (MJF) – DALLAS INDEPENDENT SCHOOL DISTRICT

A public hearing was called on zoning case Z034-1640 (MFJ), an application for and an ordinance granting a Specific Use Permit for a Public school other than an open-enrollment charter school on property zoned an R-7.5(A) Single Family District located on the northeast corner of Ferguson Road and Plummer Drive.

(The city plan commission recommended approval for a permanent time period subject to a site plan and conditions.)

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

Councilmember Griffith 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. (Hill, Blaydes absent when vote taken)

Assigned ORDINANCE NO. 25562.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1217

Item 64: Public Hearing - BENEFIT ASSESSMENT HEARING

A public hearing was called to received comments on a benefit assessment hearing to receive citizens' comments on street paving, storm drainage, water and wastewater main improvements for Street Group 03-438 and upon closure of the hearing, authorize an ordinance levying benefit assessments, and a contract for the construction with P & E Contractors, Inc., lowest responsible bidder of ten - \$262,588 - Financing: 1998 Bond Funds (\$257,763), Water Utilities Capital Construction Funds (\$4,825)

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

The following individual addressed the city council regarding the benefit assessment hearing:

William Hopkins, 2011 Leath St.

Councilmember Oakley moved to close the public hearing, pass the ordinance levying the assessments and approve the resolution authorizing the contract.

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

Assigned ORDINANCE NO. 25563.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1218

Item 65 – MISCELLENOUS HEARINGS

A public hearing to receive citizens' comments regarding the proposed change of use of 5,000 square feet of park land (floodplain - pending an updated topographic survey) located at the 3600 block of West Lawther Drive, being part of White Rock Lake Park - Financing: This action has no cost consideration to the City

No one addressed the city council regarding the park land floodplain.

Councilmember Thornton Reese moved to close the public hearing.

Motion seconded by Councilmember Garcia and unanimously adopted.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1219

Item 66: Private Sale of Unimproved Property  
at 3604 Parnell Street

Note: Item Nos. 66 & 67 must be  
considered collectively.

- \* A public hearing to receive citizens comments on the proposed private sale and conveyance by quitclaim deed of an unimproved property located at 3604 Parnell Street acquired by the taxing authorities from the Sheriff's Sale to St. Philip's Neighborhood Development Corporation, a qualified non-profit organization - Financing: No cost consideration to the City

Item 67: \* Authorize the private sale, as provided for by Section 253.010 of the Texas Local Government Code (Section 34.015 of the Texas Property Tax Code), and conveyance by quitclaim deed of an unimproved property located at 3604 Parnell Street acquired by the taxing authorities from a Sheriff's Sale to St. Philip's Neighborhood Development Corporation, a qualified non-profit organization - Revenue: \$2,230

No one addressed the city council regarding the private sale of unimproved property.

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

Motion seconded by Councilmember Rasansky and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1220

Item 68: Private Sale of Unimproved Property  
at 5418 Santa Fe Avenue

Note: Item Nos. 68 & 69 must be  
considered collectively.

- . \* A public hearing to receive citizens' comments on the proposed private sale and conveyance by quitclaim deed of an unimproved property located at 5418 Santa Fe Avenue acquired by the taxing authorities from the Sheriff's Sale to Central Dallas Community Development Corporation, a qualified non-profit organization  
- Financing: No cost consideration to the City
  
- Item 69: \* Authorize the private sale, as provided for by Section 253.010 of the Texas Local Government Code (Section 34.015 of the Texas Property Tax Code), and conveyance by quitclaim deed of an unimproved property located at 5418 Santa Fe Avenue acquired by the taxing authorities from a Sheriff's Sale to Central Dallas Community Development Corporation, a qualified non-profit organization  
- Revenue: \$1,000

No one addressed the city council regarding the private sale of unimproved property.

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

Motion seconded by Councilmember Fantroy and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1221

Item 70: 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 April 14, 2004.

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 Thornton Reese moved to appoint Dana Rhoden, General Public, to the Animal Shelter Commission.

Motion seconded by Councilmember Chaney and unanimously adopted.

Councilmember Thornton Reese moved to appoint all the nominees to "individual" 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 Chaney and unanimously adopted.

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

**04-1259 ASC ANIMAL SHELTER COMMISSION**

**04-1260 PLA PERMIT AND LICENSE APPEAL BOARD**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1222

Item 71: Authorize the acceptance of a donation from the Hoblitzelle Foundation for the construction of a public entrance to the Community Court located at the Martin Luther King, Jr. Community Center and purchase of security equipment - \$46,756 - Financing: Private Funds

Councilmember Chaney moved to approve the item.

Motion seconded by Councilmember Blaydes and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1223

Item 72: Authorize (1) a cash match required by the Victim Coordinator and Liaison Grant, administered by the Office of the Attorney General, which funds services to victims of domestic violence for the period September 1, 2003 through August 31, 2005; (2) reducing appropriations in the amount of (\$33,103) in the Victim Coordinator and Liaison Grant Fund - Total not to exceed \$33,103 - Financing: Current Funds (subject to annual appropriations)

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1224

Item 73: Authorize payment of the final judgment in the lawsuit styled Calvin and Millie Gowen v. City of Dallas, Cause No. 02-7588-J - \$14,625 - Financing: Current Funds

Councilmember Thornton Reese moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1225

Item 74: Authorize payment of a judgment in a lawsuit, styled Janie Faitrouni, Tammy Dewees, and Billy Brumfield v. Christopher Smith and City of Dallas, Cause No. cc-01-11077-b - \$24,777 - Financing: Current Funds

Councilmember Fantroy moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1226

Item 75: Authorize settlement of the lawsuit styled Brian Irvin v. L.B. Houston Municipal Golf Course and the City of Dallas, Cause No. 02-05264-I - \$7,500 - Financing: Current Funds

Councilmember Thornton Reese moved to approve the item.

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



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1227

Item 76: Authorize settlement of the lawsuit styled, *Sonny Morris v. James Walker, Ricardo Rodriguez, Gregory Fanucci, Dallas County, Texas, City of Dallas, Texas, and Terrell Bolton*, Cause No. 3:02-CV-2401-P - \$10,000 - Financing: Current Funds

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1228

Item 77: Authorize settlement of a claim filed by Marilyn McRae, Claim No. 20033505 - \$15,942 - Financing: Current Funds

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1229

Item 78: Authorize hardship relief for property located at 1050 N. Westmoreland Road #328 from the Ft. Worth Avenue moratorium on the acceptance of applications for building permits and certificates of occupancy for non-residential properties within 1,000 feet of the north or south right-of-way line of Ft. Worth Avenue, from the centerline of West Davis Street to the centerline of Beckley Avenue - Financing: No cost consideration to the City

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1230

Item 79: Authorize hardship relief for property located at 510 W. Commerce Street from the Ft. Worth Avenue moratorium on the acceptance of applications for building permits and certificates of occupancy for non-residential properties within 1,000 feet of the north or south right-of-way line of Ft. Worth Avenue, from the centerline of West Davis Street to the centerline of Beckley Avenue - Financing: No cost consideration to the City

Councilmember Salazar moved to defer the item until the April 28, 2004 voting agenda meeting.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1231

Item 80: Authorize a five-month extension of the 1999-2003 Affirmative Action Plan for the period of May 1, 2004 to September 30, 2004, to allow time to develop a professional services contract to address and complete the work required for implementation of the new five-year Affirmative Action Plan - Financing: No cost consideration to the City

Councilmember Thornton Reese moved to approve the item.

Motion seconded by Councilmember Fantroy and unanimously adopted. (Loza, Hill absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1232

Item 81: Authorize (1) position additions associated with restructuring the Dallas Police Department's personnel, (2) an increase in appropriations in the amount of \$704,238 in the General Fund revenue budget using Contingency Reserve Funds, and (3) an increase in appropriations in the amount of \$704,238 in the Dallas Police Department's budget to fund these positions and related costs - Not to exceed \$704,238 - Financing: Contingency Reserve Funds

Councilmember Garcia moved to approve the item.

Motion seconded by Councilmember Fantroy and unanimously adopted. (Loza, Hill absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1233

Item 82: An ordinance adopting Dallas-Fort Worth International Airport Board Resolution No. 2004-02-28, to amend Chapter 4 of the Airport Board's Code of Rules and Regulations to allow a holder of shared-ride operating authority at the airport to contract with a driver on an independent basis - Financing: No cost consideration to the City

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

Councilmember Finkelman moved to refer the ordinance back to the Council Transportation and Telecommunications Committee for further study.

Motion seconded by Councilmember Fantroy and unanimously adopted. (Hill abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1234

Item 83: A resolution reappointing Thomas Malcomb (Mike) Taylor as City Auditor for a two-year term, effective April 14, 2004 - Financing: No cost consideration to the City

Councilmember Oakley moved to approve the resolution.

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



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1235

Item 84: An ordinance amending Chapter 37 of the Dallas City Code to allow the Chief of Police to authorize a reserve police officer who is a peace officer under Article 2.12, Texas Code of Criminal Procedure, to carry a weapon or act as a peace officer at all times - Financing: No cost consideration to the City

Councilmember Garcia moved to pass the ordinance.

Motion seconded by Councilmember Fantroy and unanimously adopted. (Loza, Hill absent when vote taken)

Assigned ORDINANCE NO. 25564.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1236

Item 85: Authorize (1) establishment of a Minor Rental Repair Program to provide loans up to \$5,000 for the exterior repair of single-family renter-occupied housing; and (2) the Program Statement for implementation in Neighborhood Investment Program Target Areas - Financing: No cost consideration to the City

Councilmember Oakley moved to approve the item.

Motion seconded by Councilmember Garcia.

Councilmember Lill asked Councilmember Oakley if he would accept a friendly amendment to his motion to allow up to 2 houses per land lord in the Minor Rental Repair Program to provide loans up to \$5,000 for the exterior repair of single family renter-occupied housing.

Councilmember Oakley stated that he would not accept the amendment as part of his motion.

Councilmember Garcia who seconded the original motion, did not accepted the amendment as part of the motion.

During debate Councilmember Lill moved to approve the motion to allow up to 2 houses per land lord in the Minor Rental Repair Program to provide loans up to \$5,000 for the exterior repair of single family renter-occupied housing.

Motion seconded by Councilmember Blaydes.

Mayor Miller called the vote on Councilmember Lill's substitute motion.

Voting Yes:	[5]	Miller, Griffith, Blaydes, Rasansky, Lill
Voting No:	[9]	Loza, Hill, Garcia, Oakley, Thornton Reese, Salazar, Chaney, Fantroy, Greyson
Absent when vote taken:	[1]	Finkelman

Mayor Miller declared the motion failed.

Mayor Miller then called the vote on the original motion to approve the item.

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

Mayor Miller declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1237

Item 86: Authorize the quitclaim of 16 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders - Revenue: \$345,462

Councilmember Oakley moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1238

Closed Session

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

- Legal issues involving the Ampco Parking agreement
- Legal issues related to TXU Gas pending rate case (Railroad Commission of Texas Gas Utility Docket No. 9400), and TXU Gas' use of the public rights-of-way in the City
- Legal issues involving the Fake Drugs Investigation
- Legal issues involving Reserve Police Officers
- EPA Administrative Order, Docket Nos. CWA-06-2004-1911 and RCRA-06-2004-0907 regarding Stormwater
- Reata Construction Corp. v. City of Dallas, Cause No. 02-1031
- Jill Muncy, et al. v. City of Dallas, et al., Civil Action No. 3:99-CV-2960-P consolidated with Robert Jackson, et al. v. City of Dallas, et al., Civil Action No. 3:00-CV-588-H
- City of Dallas v. Explorer Pipeline Co., et al., Cause No.00-9678-H
- The Environmental Conservation Organization v. City of Dallas, Cause No. 3:03-CV-2951-M
- City of Dallas v. Ali A. Heidari and Old Warsaw Restaurant, Inc., Cause No. 02-01291-E

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.)

- Legal issues involving the Ampco Parking agreement
- Legal issues related to TXU Gas pending rate case (Railroad Commission of Texas Gas Utility Docket No. 9400), and TXU Gas' use of the public rights-of-way in the City
- Legal issues involving the Fake Drugs Investigation
- Legal issues involving Reserve Police Officers
- EPA Administrative Order, Docket Nos. CWA-06-2004-1911 and RCRA-06-2004-0907 regarding Stormwater
- Reata Construction Corp. v. City of Dallas, Cause No. 02-1031
- Jill Muncy, et al. v. City of Dallas, et al., Civil Action No. 3:99-CV-2960-P consolidated with Robert Jackson, et al. v. City of Dallas, et al., Civil Action No. 3:00-CV-588-H
- City of Dallas v. Explorer Pipeline Co., et al., Cause No.00-9678-H
- The Environmental Conservation Organization v. City of Dallas, Cause No. 3:03-CV-2951-M
- City of Dallas v. Ali A. Heidari and Old Warsaw Restaurant, Inc., Cause No. 02-01291-E

No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1239

Addendum addition 1: Authorize a professional services contract for analysis and planning, conceptual design, schematic design, design development and preparation of construction drawings, specifications and documentation for the erosion control, storm water management and restoration of the Bush and Woodland exhibits at the Dallas Zoo located at 1021 S. Ewing - Halff Associates, Inc. - \$459,570 - Financing: Current Funds (to be reimbursed from the Storm Water Drainage Management Fund)

Councilmember Greyson requested that addendum addition 1 be considered as an individual item. Mayor Miller stated that addendum addition 1 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 1 was brought up for consideration.

Councilmember Greyson moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1240

Addendum addition 2: Authorize a professional services contract with Pacheco Koch Consulting Engineers, Inc., to provide a survey of the Gorilla Exhibit at the Dallas Zoo located at 1021 S. Ewing - \$95,750 - Financing: 1998 Bond Funds

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

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

Councilmember Greyson moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1241

Addendum addition 3: Authorize a professional services contract with Talley Associates to provide conceptual master planning, design development and construction documentation for two mini parks located near the intersection of Grand and Malcolm X and Bexar and Starks - \$34,175 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1242

Addendum addition 4: Authorize a contract for playground replacement, site furnishings and landscaping at St. Francis Park located at 2000 St. Francis - Hardscape Construction Specialties, Inc., lowest responsible bidder of eight - \$70,143 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1243

Addendum addition 5: Authorize a contract for Asphaltic Concrete Street Resurfacing Group 1 for 2004 on various improved streets - JRJ Paving, LP, lowest responsible bidder of five - \$5,186,375 - Financing: 2003 Bond Funds (\$5,010,270), Water Utilities Capital Construction Funds (\$176,105)

Councilmember Lill requested that addendum addition 5 be considered as an individual item. Mayor Miller stated that addendum addition 5 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Lill's request.

Later in the meeting, addendum addition 5 was brought up for consideration.

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

Councilmember Lill moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Loza and unanimously adopted. (Rasansky abstain; Hill absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1244

Addendum addition 6: Authorize a contract for Asphaltic Concrete Street Resurfacing Group 2 for 2004 on various improved streets - JRJ Paving, LP, lowest responsible bidder of five - \$4,582,912 - Financing: 2003 Bond Funds (\$4,487,782), Water Utilities Capital Construction Funds (\$95,130)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1245

Addendum addition 7: Authorize the rejection of bids for demolition related to the redevelopment of the Interurban Building at 1500 Jackson Street and the re-advertisement for new bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1246

Addendum addition 8: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Main Street Investors Joint Venture, Ltd. of a pedestrian easement containing approximately 1,150 square feet of land improved with a 2-story commercial building located near the intersection of Main and Ervay Streets, for the Main-Commerce Pedestrian Way project - \$219,100 - Financing: City Center TIF District Funds

Councilmember Rasansky requested that addendum addition 8 be considered as an individual item. Mayor Miller stated that addendum addition 8 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 8 was brought up for consideration.

Councilmember Lill moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1247

Addendum addition 9: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Pacifico Partners, Ltd. of a pedestrian easement containing approximately 1,150 square feet of land located near the intersection of Commerce and Ervay Streets, for the Main-Commerce Pedestrian Way project - \$27,600 - Financing: City Center TIF District Funds

Councilmember Rasansky requested that addendum addition 9 be considered as an individual item. Mayor Miller stated that addendum addition 9 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 9 was brought up for consideration.

Councilmember Lill moved to approve the item.

Motion seconded by Mayor Pro Tem Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1248

Addendum addition 10: Ratify an emergency services month-to-month concession services contract with Parking Company of America - Dallas, Inc. for parking management services at Dallas Love Field - Not to exceed \$400,000 - Financing: Aviation Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1249

Addendum addition 11: An ordinance amending Chapter 2 of the Dallas City Code to prohibit members of the Dallas Commission on Productivity and Innovation from having financial interest in City contracts - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 25565.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1250

Addendum addition 12: Authorize the acceptance of a matching grant from the United States Department of Interior National Park Service and the execution of the cooperative agreement to receive Groundwork USA Pilot Funding and Technical Assistance for the development of a non-profit organization to assist communities impacted by brownfields and other derelict land issues to improve their quality of life and encourage economic regeneration through the development and stewardship of park land recreation areas, nature reserves, trail systems and other environmental improvements - \$125,000 - Financing: U.S. Department of Interior National Park Service Funds (\$100,000) and Private Funds (\$25,000)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1251

Addendum addition 13: Authorize a Memorandum of Understanding with Oncor which states that the City and Oncor anticipate and desire to continue to work towards mutually agreeable and beneficial solutions to address issues concerning power transmission lines in the Trinity River Corridor - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1252

Addendum addition 14: Authorize acceptance for refinements to the "Balanced Vision Plan" for the Trinity River Corridor Project to be included as a supplement to the Master Implementation Plan to guide future planning of the project -  
Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1253

Addendum addition 15: Authorize settlement of the lawsuit styled Emmett Gotcher and American Casualty Co. as Subrogee of Emmett Gotcher, III v. City of Dallas and Daniel Smith, Cause No. 03-03002-G - \$85,000 - Financing: Current Funds

Councilmember Salazar moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1254

Addendum addition 16: Authorize settlement of the lawsuit styled Peggy J. Veno v. City of Dallas, Cause No. 02-05134-G - \$18,000 - Financing: Current Funds

Councilmember Rasansky moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1255

Addendum addition 17: Authorize settlement of a lawsuit styled Jerry Goble, Sr. v. Timothy Tucker and City of Dallas, Cause No. 02-10680-E - \$49,000 - Financing: Current Funds

Councilmember Rasansky moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1256

Addendum addition 18: Authorize a resolution supporting a continued presence and possible expansion of the U.S. Army and U.S. Air Force Exchange Service in Dallas, Texas - Financing: No cost consideration to the City

Councilmember Oakley moved to approve the resolution.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1257

Addendum addition 19: Authorize an amendment to the 2004 City Calendar to change the City Council meeting start time from 10:00 a.m. to 9:00 a.m. for meetings beginning in May through October - Financing: No cost consideration to the City (via Mayor Miller)

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

“Paragraph (b) and (c) of Subsection 6.1 of Section 6 of the City Council Rules of Procedure are amended to indicate that meetings of the City Council on the first, second, third and fourth Wednesdays of the month shall begin at 9:00 a.m.”

Motion seconded by Councilmember Blaydes.

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

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

Mayor Miller declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1258

Addendum addition 20: Authorize the issuance of industrial revenue bonds by the Texas Regional Development Corporation in an amount not to exceed \$5,000,000, for benefit of Recycle to Conserve, TX, Inc., a wholly owned subsidiary of Scope Industries, Inc. - Financing: No cost consideration to the City

Councilmember Oakley moved to approve the item.

Motion seconded by Councilmember Salazar and unanimously adopted.



MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, APRIL 14, 2004

EXHIBIT C

6/15/04 1:21 PM  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, APRIL 14, 2004

04-1150

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

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

ABSENT: [0]

**CORRECTION**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

April 14, 2004

04-1233

Item 82: An ordinance adopting Dallas-Fort Worth International Airport Board Resolution No. 2004-02-28, to amend Chapter 4 of the Airport Board's Code of Rules and Regulations to allow a holder of shared-ride operating authority at the airport to contract with a driver on an independent basis - Financing: No cost consideration to the City

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

Councilmember Finkelman moved to refer the ordinance back to the Council Transportation and Telecommunications Committee for further study.

Motion seconded by Councilmember Fantroy and unanimously adopted. (Hill abstain)