

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 19, 2005

05-0270

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

PRESENT: [14] Miller, Loza, Hill, Garcia, Oakley, Thornton Reese, Salazar, Chaney,
Blaydes, Griffith, Finkelman, Greyson, Rasansky, Lill
ABSENT: [1] Fantroy

The meeting was called to order at 9:20 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.

Alyssa Fernandez, School for the Talented and Gifted at the Townview Magnet Center, 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 5:54 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 19, 2005

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 19, 2005

EXHIBIT B

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2005

05-0271

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

January 19, 2005

05-0272

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: Michael Humphreys, 2929 Hickory St.
SUBJECT: Community issues

SPEAKER: Ronald Weisfeld, 2909 San Jacinto St.
SUBJECT: Homeless shelter

SPEAKER: Se-Gwen Tyler, 1816 Prairie View Dr.
REPRESENTING: Arlington Park Neighborhood & Crime Watch Association
SUBJECT: Homeless shelters

SPEAKER: Wilma Avalos, 2318 Anson Rd.
SUBJECT: Homeless

SPEAKER: Bessie Reddick, 9416 Overlake Dr.
SUBJECT: Homeless – Briefing C

OPEN MICROPHONE – END OF MEETING

SPEAKER: Robert Todd, 7640 Greenway
SUBJECT: Homeless **NO SHOW**

SPEAKER: Jim DePetris, 9433 Dixie Ln.
SUBJECT: Homeless

SPEAKER: Larry Friedman, 6571 Ivy Glen
SUBJECT: Homeless shelter

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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SPEAKER: Frank Ward, P.O. Box 50694
REPRESENTING: Community at large
SUBJECT: Dallas Police Department

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

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd. **NO SHOW**
REPRESENTING: Citizens Organized for a Representative Democracy
SUBJECT: Bill of Rights

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Mayor form or government and Holocaust

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2005

05-0273

Item 1: Approval of Minutes of the December 20, 2004 and the January 5, 2005 City Council Meetings

Councilmember Greyson moved to approve the minutes, as corrected.

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

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2005

05-0274

05-0275

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 boards and commissions appointments for the 2003-2005 board term updated through January 19, 2005.

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 Rasansky moved to appoint Maria E. Gomez, to the Board of Adjustment Alternate Members.

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

Councilmember Rasansky 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 Garcia and unanimously adopted. (Fantroy absent; Hill, Loza absent when vote taken)

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

04-0282 BOA BOARD OF ADJUSTMENT

04-0283 BOX BOARD OF ADJUSTMENT ALTERNATE MEMBERS

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2005

05-0276

Item 3: An ordinance authorizing (1) the issuance and sale of Taxable General Obligation Pension Bonds, Series 2005 in amount not to exceed \$545,000,000; (2) a bond purchase agreement; and, (3) all other matters related thereto - Financing: This action has no cost consideration to the City

Mayor Miller announced that she had a conflict of interest and would abstain from voting or participating in any discussion. Mayor Miller left the briefing room.

Councilmember Garcia moved to pass the ordinance.

Motion seconded by Councilmember Lill.

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

Mayor Pro Tem Loza declared the motion adopted on a divided voice vote, with Councilmember Rasansky voting "No". (Miller abstain; Fantroy absent; Hill, Chaney, Finkelman absent when vote taken)

Assigned ORDINANCE NO. 25858.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2005

05-0277

Briefings: A. Resource Speaker for January Council Planning Retreat
J. Puckett, Vice President & Director, The Boston Consulting Group

J. Puckett, Vice President & Director, The Boston Consulting Group replaced by J. McDonald
“Don” Williams, chair of Jobs Task Force, briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2005

05-0278

Briefings: B. Resource Speaker for January Council Planning Retreat
Don Reynolds, CEO and President 21st Century Forecasting

Don Reynolds, CEO and President 21st Century Forecasting briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2005

05-0279

Briefings: C. Initial Recommendations from the Mayor's Task Force
on Homelessness

Thomas M. Dunning, chair of the Mayor's Task Force on Homelessness, briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2005

05-0280

Briefings: D. Trinity River Corridor Comprehensive Land Use Plan -
Final Plan and Implementation Strategy

The briefing of this item was postponed.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

January 19, 2005

05-0281

Closed Session

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

- Legal issues related to Atmos Energy, Inc. request to pass through to customers the company's plant investments for natural gas (GRIP), and related matters
- Legal issues related to Sexually Oriented Business license fees
- Legal issues involving sexually oriented business license for 2461 N. Stemmons Freeway
- Legal issues relating to City Council's Order to Show Cause to TXU Electric Delivery respecting electric rate justification
- Kimberly Goffney v. Rodney Bernard Williams, Cause No. CC-03-10094-D
- Eva Hampton and James Rabb v. Anthony Garner and City of Dallas, Cause No. 03-05799-A
- Erubiel Cruz, et al. v. Mark DeLaPaz, et al., Cause No. 3:02-CV-0649-K
- Victor Alvarado DeLeon v. City of Dallas, et al., Cause No. 3:02-CV-1097-K
- Jacinto Jesus Mejia v. City of Dallas, Cause No. 3:03-CV-0352-K
- Lorenzo Escamilla v. City of Dallas, et al., Cause No. 3:03-CV-0848-K
- Betty Jenkins v. Mark DeLaPaz, et al., Cause No. 3:03-CV-0810-K
- George Sifuentez v. City of Dallas, et al., Cause No. 3:03-CV-0961-K
- Yvonne Gywn v. Mark DeLaPaz, et al., Cause No. 3:03-CV-2121-K
- Everett & Grogan v. David Larsen, et al., Cause No. 3:04-CV-0192-K
- Chavez, et al. v. DeLaPaz, et al., Cause No. 3:04-CV-0510-K
- Pineda v. City of Dallas, et al., Cause No. 3:04-CV-0071-K

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 related to Atmos Energy, Inc. request to pass through to customers the company's plant investments for natural gas (GRIP), and related matters
- Legal issues related to Sexually Oriented Business license fees
- Legal issues involving sexually oriented business license for 2461 N. Stemmons Freeway
- Kimberly Goffney v. Rodney Bernard Williams, Cause No. CC-03-10094-D
- Eva Hampton and James Rabb v. Anthony Garner and City of Dallas, Cause No. 03-05799-A

No other matters were discussed during the closed session.

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EXHIBIT C