

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 2, 2005

05-0800

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

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

ABSENT: [0]

The meeting was called to order at 9:22 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.

Paul Martinez, student, Seagoville High School, 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 6:46 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.

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, FEBRUARY 16, 2005

EXHIBIT A

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, FEBRUARY 16, 2005

EXHIBIT B

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

March 2, 2005

05-0801

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

March 2, 2005

05-0802

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: Christine Whitehead, 8015 Genesis Dr. **CANCELED**
SUBJECT: Ex-Code Compliance employee, I want my job back

SPEAKER: John Stettler, 11028 Ridgemoor
SUBJECT: Recycling

SPEAKER: LaSheryl Walker, 3607 Hamburg Ct.
REPRESENTING: Jubilee Park and Community Center
SUBJECT: Photo presentation

SPEAKER: Billy MacLeod, 2524 ½ Elm St. **NO SHOW**
SUBJECT: Thank You

SPEAKER: Carrie Rogers, 700 N. Pearl St. **NO SHOW**
REPRESENTING: Greater Dallas Chambers of Commerce
SUBJECT: Water Feasibility Study

SPEAKER: Al Lipscomb, 830 Clearwood Dr.
SUBJECT: Information

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Frank Ward, P.O. Box 50694 **DID NOT SPEAK**
REPRESENTING: Community at Large
SUBJECT: Community whitewash

SPEAKER: Denothra Rose, 5959 Watership Ln. **DID NOT SPEAK**
SUBJECT: Summertime pollution

SPEAKER: Donald Dewayne Goodson, 2155 S. Beckley, Red Oak, Tx
SUBJECT: Taxi Decal **DID NOT SPEAK**

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BRIEFING MEETING OF THE DALLAS CITY COUNCIL

05-0802

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

SPEAKER: William Hopkins, 2011 Leath St. (Dist. 3) (214-631-6620)

SUBJECT: Corruption with the FBI, EPA and the State Representatives

DID NOT SPEAK

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd. **NO SHOW**

RERPESENTING: Citizens Organized for a Representative Government

SUBJECT: Mr. Lipscomb has a right to run

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BRIEFING MEETING OF THE DALLAS CITY COUNCIL

March 2, 2005

05-0803

Item 1: Approval of Minutes of the February 16, 2005 City Council Meeting

Councilmember Greyson moved to approve the minutes.

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

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

March 2, 2005

05-0804

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)

There were no consideration of appointments to boards and commissions.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

March 2, 2005

05-0805

Item 3: An ordinance granting a CS Commercial Service District on property zoned a CH Clustered Housing District at the western terminus of Ronnie Drive, west of Frank Jackson Drive and a resolution accepting deed restrictions volunteered by the applicant Z045-101(MM) - Financing: No cost consideration to the City

Councilmember Greyson moved to pass the ordinance.

Motion seconded by Councilmember Oakley and unanimously adopted.

Assigned ORDINANCE NO. 25910.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

March 2, 2005

05-0806

Item 4: An ordinance granting a CS Commercial Service District on property zoned a CH Clustered Housing District north of McCallum Boulevard and west of Frank Jackson Drive and a resolution accepting deed restrictions volunteered by the applicant Z034-329(DW) - Financing: No cost consideration to the City

Councilmember Greyson moved to pass the ordinance.

Motion seconded by Councilmember Garcia and unanimously adopted.

Assigned ORDINANCE NO. 25911.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

March 2, 2005

05-0807

Item 5: Authorize preparation of plans for the issuance of (1) General Obligation Refunding Bonds, Series 2005 in an amount not to exceed \$200,000,000; and, (2) up to \$7,500,000 in Taxable Risk Management Certificates of Obligation - Financing: This action has no cost consideration to the City

Mayor Miller and Councilmembers Griffith and Rasansky announced that they had a conflict of interest and would abstain from voting or participating in any discussion. Mayor Miller and Councilmembers Griffith and Rasansky left the city council chamber.

Councilmember Garcia moved to approve the item.

Motion seconded by Councilmember Blaydes and unanimously adopted. (Miller, Griffith, Rasansky abstain)

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

March 2, 2005

05-0808

Briefings: A. Real Estate Task Force Recommendations Regarding Aviation Leases

Anthony Dona, chair of Real Estate Task Force, briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

March 2, 2005

05-0809

Briefings: B. Centralized Collections -The First Step

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

March 2, 2005

05-0810

Briefings: C. 2005 Long Range Water Supply Plan Update

The following individuals addressed the city council regarding the item:

Beth Johnson, 3363 Darbyshire, representing Lone Star Chapter Regional Sierra Club
Janice Nuzanski, (no address given)
Max Shumake, Rt. 277A, DeKalb, TX
Evelyn Dickerson, 8081 Marvin D. Love Frwy.

The city manager briefed the city council the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

March 2, 2005

05-0811

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

March 2, 2005

05-0812

Closed Session

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

- Legal issues regarding federal litigation arising from and related to URSB orders, including James v. City of Dallas, Case No. 3:98-CV-0436-R (N.D. Tex.); and Bell et al. v. City of Dallas, Consol. Case No. 3:95-CV-0383-R (N.D. Tex.) and Appellate Case No. 04-10818 (5th Cir.), and related matters
- Legal issues involving Low Income Tax Credits for the new construction of Sphinx at Luxor multifamily development
- Legal issues involving the Loop 12 and Deepwood Landfills
- Legal issues involving the acquisition of the Simpkins tract for the Trinity River Project
- Legal issues concerning sale or exchange of 106-acre parcel located on west corner of I-45 and I-20, City of Dallas et al. v. Beazer Homes Texas, L.P., Cause No. 04-12777-G
- Legal issues involving collection of hotel taxes
- Supplemental Agreement No. 1 to the professional services contract with the law firm of Spiegel and McDiarmid
- Supplemental Agreement No. 1 to the professional services contract with the law firm of Sayles Werbner
- City of Dallas v. Ira A. Stroughter, E.C. Stroughter and Sheila Brown d/b/a “Smitty’s Gourmet Concessions”, Cause No. cc-96-06223-E
- County of Dallas et al. v. Roman Catholic Diocese of Dallas, Cause No. 94-30312-T-1
- Victor Alvarado DeLeon v. City of Dallas, et al., Cause No. 3:02-CV-1097-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 regarding federal litigation arising from and related to URSB orders, including James v. City of Dallas, Case No. 3:98-CV-0436-R (N.D. Tex.); and Bell et al. v. City of Dallas, Consol. Case No. 3:95-CV-0383-R (N.D. Tex.) and Appellate Case No. 04-10818 (5th Cir.), and related matters
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BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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- Legal issues concerning sale or exchange of 106-acre parcel located on west corner of I-45 and I-20, City of Dallas et al. v. Beazer Homes Texas, L.P., Cause No. 04-12777-G
- Supplemental Agreement No. 1 to the professional services contract with the law firm of Spiegel and McDiarmid

Councilmember Blaydes announced that he had a conflict of interest and would abstain from participating in any discussion. Councilmember Blaydes left the briefing room.

- County of Dallas et al. v. Roman Catholic Diocese of Dallas, Cause No. 94-30312-T-1

No other matters were discussed during the closed session.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, FEBRUARY 16, 2005

EXHIBIT C