

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 10, 2005

05-2140

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

PRESENT: [15] Miller, Hill, Garcia, Medrano, Oakley, Thornton Reese, Salazar, Chaney,
Fantroy, Griffith, Blaydes, Koop, Natinsky, Rasansky, Hunt

ABSENT: [0]

The meeting was called to order at 9:26 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 7:38 p.m.

Mayor

ATTEST:

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, AUGUST 10, 2005

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 10, 2005

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2141

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: Roy Williams, 5881 Prestonview Blvd.
SUBJECT: 14-1 versus corruption

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

SPEAKER: Dwaine Caraway, 1934 Argyle St.
SUBJECT: Various topics

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd.
SUBJECT: All agenda items and items 46-50

ADDITIONAL OPEN MICROPHONE – BEGINNING OF MEETING:

SPEAKER: Ron Plaster, 9126 Amberglow
SUBJECT: Bidding requirements

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Bert Holmes, 4515 West Lawther Dr.
REPRESENTING: Senior Affairs Commission
SUBJECT: City budget

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2142

Item 1: Approval of Minutes of the June 22, 2005 City Council Meeting.

Councilmember Rasansky moved to approve the minutes.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2143

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-73 and addendum addition consent agenda items 1-4, were presented for consideration.

The city secretary announced that the city manager had deleted consent agenda items 15 and 44 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Rasansky requested that consent agenda items 8, 12, 20, 26, 51, 54 and 59 be considered as individual items. Mayor Miller stated that consent agenda items 8, 12, 20, 26, 51, 54 and 59 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

Councilmember Natinsky requested that consent agenda item 52 be considered as an individual item. Mayor Miller stated that consent agenda item 52 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Natinsky's request.

Councilmember Oakley moved to approve all items on the consent agenda with the exception of consent agenda items 15 and 44 which were deleted, consent agenda items 8, 12, 20, 26, 51, 52, 54 and 59 which would be considered later in the meeting.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2144

Item 2: Authorize a professional services contract for engineering services to assist with the review of fire protection engineering plans submitted for proposed developments within the City of Dallas for the period of August 1, 2005 to December 31, 2005, with the most advantageous proposer of four - Coker Engineering, LLC - Not to exceed \$45,000
- Financing: Building Inspection Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2145

Item 3: Authorize a professional services contract with Carollo Engineers, P.C. to evaluate deteriorated equipment and infrastructure and prepare a design report with recommendations for miscellaneous improvements for repairs, modifications, or replacements at the Central Wastewater Treatment Plant - \$677,268 - Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2146

Item 4: Authorize a professional services contract with Westin Engineering, Inc. to evaluate the Supervisory Control and Data Acquisition system and prepare a design report with recommendations for a new system at the White Rock Control Building located at 2900 White Rock Road - \$299,379 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2147

Item 5: Authorize a professional services contract with GSWW, Inc. to provide engineering services and analysis of the inflow and infiltration into the wastewater collection system in the Bachman Creek Shorecrest Branch, Bachman Relief Branch and Shady Trail Branch located within the Bachman Creek and Shady Trail drainage areas - \$2,562,317 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2148

Item 6: Authorize a contract for site improvements including a playground and site furnishings at Renner Park located at 1400 Renner Drive - A S Con., Inc., lowest responsible bidder of four - \$116,240 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2149

Item 7: Authorize a contract for site improvements including a playground and site furnishings at Tama Park located at 1300 Baden - A S Con., Inc., lowest responsible bidder of four - \$133,250 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2150

Item 8: Authorize a design/build contract with Harrison, Walker and Harper, LP for the design phase for the design and construction of a restaurant, kitchen and rest room renovations for the DeGolyer House and parking lot at the Dallas Arboretum located at 8525 Garland Road - \$134,602 - Financing: 2003 Bond Funds

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

Councilmember Rasansky moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2151

Item 9: Authorize a contract for the reconstruction of street paving, storm drainage, water and wastewater main improvements on First Avenue from R.L. Thornton Freeway to Ash Lane - V.A. Construction, Inc., lowest responsible bidder of four - \$307,798 - Financing: 2003 Bond Funds (\$221,248), Water Utilities Capital Improvement Funds (\$78,100), and Water Utilities Capital Construction Funds (\$8,450)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2152

Item 10: Authorize a contract for the reconstruction of street paving, storm drainage and water main improvements on the 10700 block of Shiloh Road - McMahon Contracting, L.P., lowest responsible bidder of four - \$478,728 - Financing: 2003 Bond Funds (\$369,858), Water Utilities Capital Improvement Funds (\$105,020), and Water Utilities Capital Construction Funds (\$3,850)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2153

Item 11: Authorize a contract for the reconstruction of street paving, water and wastewater main improvements for Street Group 03-602 - SYB Construction Company, Inc., lowest responsible bidder of two - \$601,250 - Financing: 2003 Bond Funds (\$441,440), Water Utilities Capital Improvement Funds (\$153,610), Water Utilities Capital Construction Funds (\$6,200)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2154

Item 12: Authorize a contract for furniture, furnishings and equipment for the new West Love Field Branch Library to be located at 2146 Gilford Street - Cultural Surroundings, only bidder - \$108,264 - Financing: 2003 Bond Funds

Councilmember Rasansky requested that consent agenda item 12 be considered as an individual item. Mayor Miller stated that consent agenda item 12 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 12 was brought up for consideration.

Councilmember Rasansky moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2155

Item 13: Authorize a design/build contract with Harrison, Walker & Harper, L.P. for the design and construction of a maintenance equipment facility to be located at Dallas Executive Airport - Not to exceed \$633,303 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2156

Item 14: Authorize a contract for construction of the standpipe system replacement project at Dallas Love Field Parking Garage A - Mutual Sprinklers, Inc., lowest responsible bidder of two - \$250,408 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2157

Item 15: Authorize (1) a contract for environmental remediation and selective demolition of 1200 Main Street with Certified/LVI Environmental Services, Inc., lowest responsible bidder of three, in an amount not to exceed \$3,868,400; (2) assignment of the construction contract to LB 1200 Main LP for construction management; and (3) payment to LB 1200 Main LP in an amount not to exceed \$881,600 for design, reimbursables and construction management - Total not to exceed \$4,750,000 - Financing: City Center TIF District Funds

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2158

Item 16: Authorize a contract for the construction of water mains and the replacement or rehabilitation of wastewater mains at various locations and the installation of a corrosion protection system for a 96-inch water main from Silkwood Street to Cedar Crest Pump Station located on Illinois Avenue - John Burns Construction Company of Texas, Inc., lowest responsible bidder of three - \$7,212,382 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2159

Item 17: Authorize a contract for the construction of water mains and the replacement or rehabilitation of wastewater mains at various locations - Atkins Bros. Equipment Co., Inc., lowest responsible bidder of three - \$6,629,917 - Financing: Water Utilities Capital Improvement Funds (\$6,621,391), 2003 Bond Funds (\$8,526)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2160

Item 18: Authorize a decrease in the contract with Phoenix I Construction and Restoration, Ltd. for modifications to the lift system, roofing, plaster and coatings at the Tower Building at Fair Park located at 3809 Grand Avenue - (\$17,980), from \$421,871 to \$403,891 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2161

Item 19: Authorize Supplemental Agreement No. 1 to the contract with GSR Andrade Architects, Inc. to provide additional services, including schematic design, design development, construction documents, bidding and construction administration for complete replacement of the swimming pool, replacement of dehumidification equipment, renovation of the existing locker rooms, and replacement of all sprinkler heads in the pool and gymnasium areas at Bachman Therapeutic Center located at 2750 Bachman Drive - \$37,530, from \$53,000 to \$90,530 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2162

Item 20: Authorize an increase in the contract with EAS Contracting, L.P., to provide additional runway improvements, including the removal and replacement of concrete, extension of electrical service and repair of two drainage inlets at the Hensley Field Airfield - Not to exceed \$299,945, from \$4,433,969 to \$4,733,914 - Financing: Hensley Field Funds

Councilmember Rasansky requested that consent agenda item 20 be considered as an individual item. Mayor Miller stated that consent agenda item 20 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 20 was brought up for consideration.

Councilmember Rasansky moved to approve the item.

Motion seconded by Councilmember Oakley and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2163

Item 21: Authorize Supplemental Agreement No. 3 to the professional services contract with Freese and Nichols, Inc. to provide additional design services for mechanical improvements and construction administration services at the Central Wastewater Treatment Plant - \$349,694, from \$4,267,181 to \$4,616,875 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2164

Item 22: Authorize (1) the acceptance and deposit of funds from Fast-Trak Construction, L.P. in the amount of \$28,545 for reimbursement of material and labor for adjustments of traffic signal hardware at Fort Worth Avenue and Jacqueline Drive, and (2) an increase in appropriations in the amount of \$28,545 in the Capital Projects Reimbursement Fund - Total not to exceed \$28,545 - Financing: Private Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2165

Item 23: Authorize payment to Dallas Area Rapid Transit for the City's share of costs for the reconstruction of nine railroad crossings - \$287,000 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2166

Item 24: Authorize Supplemental Agreement No. 2 to the Master Interlocal Agreement with Dallas County for the City's share of the construction cost associated with paving, drainage, parking, landscaping, amenities, water and wastewater main improvements on Singleton Boulevard from Hampton Road to Canada Drive - \$8,197,952 - Financing: 1995 Bond Funds (\$332,750), 2003 Bond Funds (\$2,779,017), Water Utilities Capital Improvement Funds (\$4,804,485), Water Utilities Capital Construction Funds (\$281,700)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2167

Item 25: Authorize payment to the Texas Department of Transportation for additional cost of a stormwater diversion sluice gate housing replacement in Hampton Road/Inwood Road from Angelina Drive to Harry Hines Boulevard - \$137,904 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2168

Item 26: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Marshall Rosenfeld, Marvin Marks, A. Robert Beer, Raymond Wilensky and Phillip Vogel of approximately 1.7 acres of land improved with a single story commercial building near the intersection of Stemmons Freeway and Halifax Street for the Trinity River Corridor project - \$1,115,000 - Financing: 1998 Bond Funds

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 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 Salazar moved to approve the item.

Motion seconded by Councilmember Oakley and unanimously adopted. (Rasansky abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2169

Item 27: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of a tract of land containing approximately 122,157 square feet located near the intersection of Lochwood Boulevard and Lake Gardens Drive from Young Marines of the Marine Corps League for the Casa View Library project - \$650,000 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2170

Item 28: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of a tract of land containing approximately 83,847 square feet located near the intersection of Webb Chapel Road and El Centro Drive from Richard David Goynshor, Dan Brusslan, Belinda S. Mirvis Gunter, Etta Gurstel, Rhea Isaacs, Paula Modell and Norma Gurstel as Trustees; Cara Young, Roberta Mirvis, Evan Zimble, Jane Zimble and Sari Smith for the Walnut Hill Library project - \$1,060,000 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2171

Item 29: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of a tract of land containing approximately 10,087 square feet located near the intersection of El Centro Drive and Webb Chapel Road from Lucienne Saada Benklifa for the Walnut Hill Library project - \$200,000 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2172

Item 30: A resolution authorizing conveyance of 2 drainage easements containing a total of approximately 6,473 square feet of land to the City of Rockwall for the construction and maintenance of storm water drainage facilities across City-owned land at Lake Ray Hubbard located near the intersection of Summer Lee and La Costa Drives - Revenue: \$3,624

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2173

Item 31: An ordinance abandoning a portion of a sanitary sewer easement to the W.W. Caruth, Jr. Foundation, the abutting owner, containing approximately 3,633 square feet of land located near the intersection of Fisher and Abrams Roads, and authorizing the quitclaim - Revenue: \$5,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 26051.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2174

Item 32: An ordinance abandoning a portion of an alley to TX John West Housing, L.P., the abutting owner, containing approximately 7,198 square feet of land located near the intersection of Blaydon and Ashdown Drives, and authorizing the quitclaim - Revenue: \$5,000 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 26052.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2175

Item 33: Authorize the quitclaim of 20 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders - Revenue: \$207,801

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2176

Item 34: Authorize a twenty-four-month price agreement for traffic signal structures in the Central Business District with the only bidder - Structural & Steel Products, Inc. - Not to exceed \$508,663 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2177

Item 35: Authorize a thirty-six-month concession contract for snack vending machines at City facilities with the best value bidders of five - DeSoto Vending, DFW Ameritex Vending Company, Inc., and Ballard Vendors, Inc. - Estimated Annual Net Revenue: \$75,000

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2178

Item 36: Authorize a twelve-month price agreement for back-up tapes with the lowest responsible bidder of ten - Advanced Digital Solutions International, Inc. - Not to exceed \$82,401 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2179

Item 37: Authorize a twenty-four-month price agreement for door and exit device hardware for City facilities with the lowest responsible bidders of six - Independent Hardware, Inc. in the amount of \$47,105, Hans Johnsen Company in the amount of \$10,402, Clark Security Products in the amount of \$9,113, Fairway Supply, Inc. in the amount of \$718, and Knowles Door Check Company, Inc. in the amount of \$580 - Total not to exceed \$67,918 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2180

Item 38: Authorize a thirty-six-month price agreement for chemicals to treat swimming pools, fountains and water filters with the lowest responsible bidders of three - Harcros Chemicals, Inc. in the amount of \$72,273, Sunbelt Pools, Inc. in the amount of \$51,416, and DCC, Inc. in the amount of \$10,800 - Total not to exceed \$134,489 - Financing: Current Funds (\$74,750), Water Utilities Current Funds (\$59,740)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2181

Item 39: Authorize a twenty-four-month price agreement for oil, grease and lubricants with the lowest responsible bidders of five - Kost USA, Inc. in the amount of \$1,192,075, Jess P. Taylor Oil Co. in the amount of \$518,220, Certified Labs, Division of NCH in the amount of \$252,549, and Schaeffer Mfg. Co. in the amount of \$168,507 - Total not to exceed \$2,131,351 - Financing: Current Funds (\$1,710,295), Water Utilities Current Funds (\$421,056)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2182

Item 40: Authorize a thirty-six-month price agreement for traffic radar units with the lowest responsible bidders of five - Applied Concepts, Inc. in the amount of \$69,465 and Kustom Signals, Inc. in the amount of \$167,802 - Total not to exceed \$237,267 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2183

Item 41: Authorize a twenty-four-month price agreement for traffic signal poles, mast arms, transformer bases, and screw-in foundations with the lowest responsible bidders of nine - Union Metal Corporation in the amount of \$263,288, Paradigm Traffic Systems, Inc. in the amount of \$9,800 and Traffco Products, LLC in the amount of \$56,350 - Total not to exceed \$329,438 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2184

Item 42: Authorize a thirty-six-month price agreement for water meter access hatches with the only bidder - U. S. F. Fabrication, Inc. - Not to exceed \$493,535 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2185

Item 43: Ratify emergency repairs to two heating, ventilation and air conditioning chillers at the Morton Meyerson Symphony Center located at 2301 Flora Avenue - Entech Sales and Services - \$100,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2186

Item 44: Authorize a professional services contract with the law firm of Mounce, Green, Myers, Safi & Galatzan P.C., for legal services to represent the City in a proceeding before the Railroad Commission of Texas styled Atmos Energy Corporation Transmission Gas Cost Review, Gas Utilities Docket No. 9530 and in all other related litigation and appeals - Not to exceed \$96,000 - Financing: Current Funds

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2187

Item 45: Authorize Supplemental Agreement No. 2 to the professional services contract with the law firm of Sayles Werbner for legal representation of the City in the lawsuits resulting from the City's "fake drug cases" - \$200,000, from \$125,000 to \$325,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2188

Item 46: Authorize settlement of attorney fees in the lawsuit styled Irma Jean James and Terri Lary v. City of Dallas, Civil Action No. 3:98-CV-0436-R - Not to exceed \$485,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2189

Item 47: Authorize settlement of the claim filed by Jesse M. Espinosa, Claim No. 20042585 - \$8,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2190

Item 48: Authorize settlement of the lawsuit styled Sheffield Bell et al. v. City of Dallas, Civil Action No. 3:95-CV-00383-R - \$27,500 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2191

Item 49: Authorize settlement of the lawsuit styled Kelly Patrick Roche v. City of Dallas, et al.; Civil Action No. 3:02-CV-0938-D - \$15,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2192

Item 50: Authorize settlement of the lawsuit styled Lasonya Sabour v. City of Dallas, Cause No. 04-05398-A - \$11,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2193

Item 51: An ordinance adopting new aircraft noise attenuation requirements for Chapter 53 of the Dallas City Code "Dallas Building Code," and Chapter 57 of the Dallas City Code "Dallas One- and Two-Family Dwelling Code," - Financing: No cost consideration to the City

Councilmember Rasansky requested that consent agenda item 51 be considered as an individual item. Mayor Miller stated that consent agenda item 51 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 51 was brought up for consideration.

Mayor Miller called a recess of the meeting in order that the city council could meet in executive session under Section 511.071 of the (Texas Government Code Meetings Act) to confer with the city attorney.

Following the executive session the city council reconvened in open session.

Councilmember Rasansky moved to postpone the ordinance until the August 24, 2005 voting agenda meeting of the city council.

Motion seconded by Councilmember Natinsky and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2194

Item 52: An ordinance granting a TH-1(A) Townhouse District on property zoned a CR Community Retail District located along the north line of Frankford Road, west of Hillcrest Road, and along the west alignment of Hillcrest Road, north of Frankford Road and a resolution accepting deed restrictions volunteered by the applicant and a resolution accepting the termination of existing deed restrictions - Z045-179(RB) - Financing: No cost consideration to the City

Councilmember Natinsky requested that consent agenda item 52 be considered as an individual item. Mayor Miller stated that consent agenda item 52 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Natinsky's request.

Later in the meeting, agenda item 52 was brought up for consideration.

Councilmember Natinsky moved to postpone the ordinance until the August 24, 2005 voting agenda meeting of the city council.

Motion seconded by Councilmember Rasansky and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2195

Item 53: An ordinance granting a TH-3(A) Townhouse District on property zoned an R-7.5(A) Single Family District on the north line of Ferguson Road, east of Lakeland Drive and on the east line of Lakeland Drive, north of Ferguson Road and a resolution accepting deed restrictions volunteered by the applicant - Z045-198(RB) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 26055.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2196

Item 54: Authorize adoption of By-Laws for Tax Increment Financing Zone Number Twelve (Deep Ellum TIF District) - Financing: No cost consideration to the City

Councilmember Rasansky requested that consent agenda item 54 be considered as an individual item. Mayor Miller stated that consent agenda item 54 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 54 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 Medrano moved to approve the item.

Motion seconded by Councilmember Chaney and unanimously adopted. (Rasansky abstain)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2197

Item 55: Authorize adoption of By-Laws for Tax Increment Financing Zone Number Eight
(Design District TIF District) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2198

Item 56: Authorize (1) the acceptance of grant funds in the amount of \$1,060,842 from the Texas Commission on Environmental Quality to provide air pollution control services for the period September 1, 2005 through August 31, 2007, (2) a local match in an amount not to exceed \$522,504 over the two-year period, and (3) execution of the grant agreement - Total not to exceed \$1,583,346 - Financing: Texas Commission on Environmental Quality Grant Funds (\$1,060,842) and Current Funds (\$522,504) (subject to annual appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2199

Item 57: Authorize the acceptance of grant funds from the Department of State Health Services for the enhancement of the City's Childhood Lead Poisoning Prevention Program for the period July 1, 2005 through June 30, 2006 - Not to exceed \$56,250 - Financing: Department of State Health Services Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2200

Item 58: Authorize an amendment to the contract with the Department of State Health Services to accept additional grant funds for maternal and child health services for non-Medicaid eligible clients through Title V for the period September 1, 2004 through August 31, 2005 - Not to exceed \$20,000, from \$65,388 to \$85,388 - Financing: Department of State Health Services Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2201

Item 59: Authorize exercise of the two one-year renewal options to the contract with Standard Insurance Company for group basic term life, voluntary dependent life, and accidental death and dismemberment insurance coverage - Not to exceed \$2.20 per employee per month for group basic term life - Financing: Employee Benefits Current Funds

Councilmember Rasansky requested that consent agenda item 59 be considered as an individual item. Mayor Miller stated that consent agenda item 59 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 59 was brought up for consideration.

Councilmember Thornton Reese moved to approve the item.

Motion seconded by Councilmember Oakley and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2202

Item 60: Authorize a Residential Development Acquisition Loan Program loan to Dallas Neighborhood Alliance for Habitat, for the acquisition of up to 10 lots in West Dallas - Not to exceed \$75,000 - Financing: 2002-03 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2203

Item 61: Authorize (1) a public hearing to be held on August 24, 2005 to receive citizens' comments on the proposed private sale by quitclaim deed of 2 unimproved properties acquired by the taxing authorities from the Sheriff's Sale, 2729 Alabama to SouthFair Community Development Corporation and 2014 Dennison to Builders of Hope CDC, qualified non-profit organizations; and, at the close of the public hearing, (2) consideration of approval of the sale of these properties - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2204

Item 62: Authorize the reconstruction on-site of two homes in accordance with the Replacement Housing Program Statement requirements for the property located at 4718 Gurley Avenue in the amount of \$70,000 and 3511 Ladd Street in the amount of \$70,000 - Total not to exceed \$140,000 - Financing: 2004-05 HOME Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2205

Item 63: Authorize a cross-licensing agreement with the State of Texas through the Texas Department of Transportation to use and reproduce Texas historic maps - Financing:
No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2206

Item 64: Authorize a public hearing to be held on August 24, 2005 to receive citizens' comments in preparation of the FY 2005-06 Operating, Capital, Grant, and Trust budgets - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2207

Item 65: Authorize the second of two one-year renewal options to the contract with KPMG LLP, for the audit of the City's financial operations and grant activities for the fiscal year ending September 30, 2005 - Not to exceed \$460,975 - Financing: Current Funds (\$435,975) and Bond Funds Interest Earnings (\$25,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2208

Item 66: Authorize renewal of the grant agreement with the Nasher Sculpture Center for sixty months to promote economic development and stimulate cultural tourism activity within the Downtown Arts District pursuant to Chapter 380 of the Texas Local Government Code - Not to exceed \$300,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2209

Item 67: Authorize (1) the acceptance of the Commercial Auto Theft Interdiction Squad/13 grant from the Texas Automobile Theft Prevention Authority in the amount of \$484,994 to provide a specialized proactive automobile theft program, for the period September 1, 2005 through August 31, 2006, (2) a local match in the amount of \$72,528, (3) In-Kind contributions in the amount of \$485,285, and (4) execution of the grant agreement - Total not to exceed \$1,042,807 - Financing: Texas Automobile Theft Prevention Authority Grant Funds (\$484,994), In-Kind Contributions (\$485,285) and Current Funds (\$72,528) (subject to appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2210

Item 68: Authorize (1) the application for and acceptance of the Impaired Driving Mobilization Selective Traffic Enforcement Program, Overtime Enforcement grant in the amount of \$25,000 from the Texas Department of Transportation for a statewide Driving While Intoxicated enforcement campaign to operate during the Labor Day holiday, for the period August 19, 2005 through September 5, 2005, (2) a City contribution of pension and Federal Insurance Contributions Act costs in the amount of \$7,055; and (3) execution of the grant agreement - Total not to exceed \$32,055 - Financing: Current Funds (\$7,055) and Texas Department of Transportation Grant Funds (\$25,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2211

Item 69: Authorize application for and acceptance of the Internet Crimes Against Children Task Force grant from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention, for continued response to the sexual abuse and exploitation of children facilitated by the use of computer technology and support for the Dallas Child Advocacy Center for victim services costs related to the investigation of Internet-facilitated child exploitation, for the period April 1, 2005 through September 30, 2006 - \$600,000 - Financing: U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2212

Item 70: Authorize an Interlocal Agreement with the Texas Department of Public Safety for release of driving records for use in conjunction with applications for driving permits to operate ambulances, wreckers, and for-hire passenger transportation vehicles in the City of Dallas - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2213

Item 71: Authorize payment to Dallas Area Rapid Transit for the City's match for the Federal Transit Administration Livable Communities Initiative - \$150,000 - Financing: Convention and Event Services Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2214

Item 72: Authorize a five-year contract, with two five-year renewal options, to provide untreated water from Lake Ray Hubbard with Bluegreen Communities of Georgia, LLC, for the irrigation of an 18-hole golf course located in Rockwall County - August 10, 2005 through May 31, 2006 (\$110,007), June 1, 2006 through May 31, 2020 (\$131,571 annually) - Total Estimated Revenue: \$1,952,001

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2215

Item 73: Authorize a five-year contract, with two five-year renewal options, to provide untreated water from Lake Ray Hubbard with the City of Allen for the irrigation of Chase Oaks Golf Course located in Collin County - August 10, 2005 through May 31, 2006 (\$46,900), June 1, 2006 through May 31, 2020 (\$57,811 annually) - Total Estimated Revenue: \$856,254

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2216

CONSENT ZONING DOCKET

The consent zoning docket consisting of agenda items 74-81, were presented for consideration.

Agenda item 77 was removed from the consent zoning docket, to be considered as an individual hearing.

Agenda item 74: Zoning Case Z034-206 (DW)

Agenda item 75: Zoning Case Z045-202 (WE)

Agenda item 76: Zoning Case Z045-208 (MM)

~~Agenda item 77: Zoning Case Z045-215 (WE)~~

[Considered individually]

Agenda item 78: Zoning Case Z045-216 (DW)

Agenda item 79: Zoning Case Z045-218 (WE)

Agenda item 80: Zoning Case Z045-223 (WE)

Agenda item 81: Zoning Case Z045-231 (JP)

In the 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 regarding the consent zoning docket:

William Hopkins, 2011 Leath St.

Councilmember Oakley moved to close the public hearing, accept the recommendations of the city plan commission in the consent zoning cases and pass the ordinances and the resolutions subject to a development plan and conditions and deed restrictions submitted by the applicant as presented as part of the consent zoning docket.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Medrano, Salazar, Chaney, Fantroy, Hunt absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2217

Item 74: Zoning Case Z034-206 (DW)

Zoning Case Z034-206 (DW), an application for a CS Commercial Service District on property zoned an IM Industrial Manufacturing District and an R-5(A) Single Family District on the north side of Interstate 30 on either side of Chalk Hill Road and an ordinance granting a CS Commercial Service District east of Chalk Hill Road, an ordinance granting a CR Community Retail District west of Chalk Hill Road, and an ordinance granting the termination of a portion of Specific Use Permit No. 98 for quarrying and mining operations.

(The city plan commission recommended approval of a CS Commercial Service District for property located east of Chalk Hill Road, approval of a CR Community Retail District on property located west of Chalk Hill Road, and approval of the termination of SUP No. 98 for Quarrying and Mining Operations, with the retention of SUP No. 1509 for Placement of Fill Material.)

Approved as part of the consent zoning docket.

Assigned ORDINANCES NOS. 26054 and 26055.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2218

Item 75: Zoning Case Z045-202 (WE)

Zoning Case Z045-202 (WE), an application for and an ordinance granting an NC Neighborhood Commercial Subdistrict on property zoned an R-5(A) Single Family Subdistrict, within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District, on the southwest corner of Lagow Street and Metropolitan Avenue and a resolution accepting deed restrictions volunteered by the applicant.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 26056.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2219

Item 76: Zoning Case Z045-208 (MM)

Zoning Case Z045-208 (MM), an application for and an ordinance granting a Specific Use Permit for a Child-care Facility on property zoned an R-7.5(A) Single Family District on the north corner of Mojave Drive and Nandina Drive.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 26057.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2220

Item 77: Zoning Case Z045-215 (WE)

Theresa O'Donnell, director of planning, reminded the city council that 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 the 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 development services.

A public hearing was called on zoning case Z045-215 (WE), an application for and an ordinance granting a Specific Use Permit for a Community Service Center on property zoned an R-7.5(A) Single Family District on the south line of Oates Drive, between Marimont Lane and Michael Lane.

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

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

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

Robert Baldwin, 401 Exposition

Councilmember Thornton Reese moved to postpone the application until the August 24, 2005 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Medrano, Salazar, Chaney, Fantroy, Hunt absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2221

Item 78: Zoning Case Z045-216 (DW)

Zoning Case Z045-216 (DW), an application for and an ordinance granting an MU-1 Mixed Use District on property zoned an IM Industrial Manufacturing District on the southeast corner of Interstate 30 and Interstate 45.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 26058.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2222

Item 79: Zoning Case Z045-218 (WE)

Zoning Case Z045-218 (WE), an application for and an ordinance granting a CS Commercial Service District with retention of the D Dry Liquor Control Overlay on property zoned a CR-D Community Retail District with a Dry Liquor Control Overlay on the northwest corner of Military Parkway and St. Augustine Road and a resolution accepting deed restrictions volunteered by the applicant.

(The city plan commission recommended approval, with retention of the D Dry Liquor Control Overlay subject to the deed restrictions volunteered by the applicant.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 26059.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2223

Item 80: Zoning Case Z045-223 (WE)

Zoning Case Z045-223 (WE), an application for and an ordinance granting a CR Community Retail District on property zoned an IR Industrial Research District and an IM Industrial Manufacturing District and an ordinance terminating a portion of Specific Use Permit No. 98 for quarry and mining uses on the west side of Cockrell Hill Road at Pinnacle Point Drive.

(The city plan commission recommended approval of a CR Community Retail District and approval of the termination of a portion of Specific Use Permit No. 98 for quarrying and mining.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NOS. 26060 and 26061.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2224

Item 81: Zoning Case Z045-231 (JP)

Zoning Case Z045-231 (JP), an application for and an ordinance granting an R-7.5(A) Single Family District on property zoned an A(A) Agricultural District on the west side of Dowdy Ferry Road, north of I-20.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 26062.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2225

Item 82: Public Hearing - Zoning Case Z045-178 (RB)

A public hearing was called on zoning case Z045-178 (RB), an application for and an ordinance granting an MF-1(A) Multifamily District on property zoned an IR Industrial Research District with Specific Use Permit No. 98 for Mining and Specific Use Permit No. 627 for a Private dump for those respective portions encompassing the site on the east line of Cockrell Hill Road, south of Pinnacle Point Drive.

(The city plan commission recommended approval of an MF-1(A) Multifamily District and approval of the termination of a portion of Specific Use Permit No. 98 and the termination of a portion of Specific Use Permit No. 627.)

No one appeared in opposition to the city plan commission's recommendation:

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

William Cothrum, 900 Jackson St.
James P. Christian, 15900 Dilly Rd., Addison, TX

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

Motion seconded by Mayor Pro Tem Hill.

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

Voting Yes:	[7]	Hill, Oakley, Thornton Reese, Salazar, Koop, Natinsky, Rasansky
Voting No:	[4]	Miller, Garcia, Griffith, Hunt
Absent when vote taken:	[4]	Medrano, Chaney, Fantroy, Blaydes

Mayor Miller declared the motion adopted.

Assigned ORDINANCE NOS. 26063, 26064 and 26065.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2226

Item 83: Public Hearing - Zoning Case Z045-201 (DW)

A public hearing was called on zoning case Z045-201 (DW), an application to renew Specific Use Permit No. 1546 for a Commercial Amusement (inside) use for a Dance Hall on property zoned an LC Light Commercial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the southeast side of McKinney Avenue, southwest of Clyde Lane.

(The city plan commission recommended denial.)

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2227

Item 84: Public Hearing - Zoning Case SPSD 045-007A(DC)

A public hearing was called on zoning case SPSD 045-007A(DC), a City Plan Commission authorized hearing to consider amendments to the Deep Ellum / Near East Side Special Provision Sign District to create a new category of sign for parking lots to standardize signage for parking areas while allowing the display of non-premise advertising and providing enhanced security lighting on adjacent sidewalks and streets and an ordinance granting the amendments.

(The city plan commission recommended approval. This item was considered by the City Council at a public hearing on June 8, 2005, and was taken under advisement until August 10, 2005, with the public hearing open.)

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.

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

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

Barry Annino, 2619 Colby

Deputy Mayor Pro Tem Garcia moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Rasansky abstain; Medrano, Chaney, Fantroy absent when vote taken)

Assigned ORDINANCE NO. 26066.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2228

Item 85: Public Hearing - DEVELOPMENT CODE AMENDMENTS - INDIVIDUAL

A public hearing was called on a proposal to amend Chapter 51A of the Dallas Development Code, Article VII, "Sign Regulations," to address kiosk signs that are part of a city sponsored way finding and street amenity program and to revise the regulations regarding unity agreement signs and an ordinance granting the amendments.

(The city plan commission recommended approval.)

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

The following individual addressed the city council regarding the development code amendment:

Dwaine Caraway, 1934 Argyle St.

Councilmember Hunt moved to postpone the application until the August 24, 2005 voting agenda meeting of the city council and to continue the public hearing at that time,

Motion seconded by Councilmember Koop and unanimously adopted. (Medrano, Chaney, Fantroy absent when vote taken.)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2229

Item 86: Public Hearing - BENEFIT ASSESSMENT HEARING

A public hearing was called to receive comments on a benefit assessment hearing to receive citizens' comments on alley paving, street reconstruction, storm drainage, wastewater main improvements and water adjustments on Project Group 03-3000, and at the close of the hearing, authorize an ordinance levying benefit assessments, and a contract for the construction with VAS Engineering & Construction Company, lowest responsible bidder of four - \$730,380 - Financing: 2003 Bond Funds (\$540,843), Water Utilities Capital Improvement Funds (\$174,782) and Water Utilities Capital Construction Funds (\$14,755)

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

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

Motion seconded by Councilmember Oakley and unanimously adopted. (Medrano, Chaney, Fantroy absent when vote taken)

Assigned ORDINANCE NO. 26067.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2230

Item 87: Public Hearing - MISCELLANEOUS HEARING

A public hearing to receive citizens' comments concerning the creation of the South Side Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the South Side Public Improvement District for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District, and at the close of the hearing, authorize (1) approval of a resolution creating the South Side Public Improvement District for a period of seven years, (2) approval of the Service Plan for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and (3) a management contract with the South Side Quarter Development Corporation, as the management entity for the South Side Public Improvement District - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the item:

Nancy Moore, 6317 Tulip Ln.
William Hopkins, 2011 Leath St.
Jeff West, 1409 S. Lamar
Christie Hernandez, 5402 Anita

Councilmember Koop moved to close the public hearing.

Motion seconded by Councilmember Salazar and unanimously adopted. (Medrano, Chaney, Fantroy absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2231

Item 88: Public Hearing - MISCELLANEOUS HEARING

A public hearing to receive citizens' comments concerning the renewal of the Uptown Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the Uptown Public Improvement District for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District, and consideration at the close of the hearing, authorize (1) approval of a resolution renewing the Uptown Public Improvement District for a period of seven years, (2) approval of the Service Plan for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and (3) a management contract with the Uptown, Inc., as the management entity for the Uptown Public Improvement District - Financing: No cost consideration to the City

The following individual addressed the city council regarding the item:

Nancy Moore, 6317 Tulip Ln.

Councilmember Hunt moved to close the public hearing.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Medrano, Chaney, Fantroy absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2232

Item 89: Public Hearing - MISCELLANEOUS HEARING

A public hearing to receive citizens' comments on the proposed FY 2005-06 Consolidated Plan Budget for U.S. Department of Housing and Urban Development Grant Funds, the proposed FY 2004-05 Reprogramming Budget and proposed amendment to the Citizen Participation Plan to modify the required minimum number of neighborhood public hearings during the Consolidated Plan Budget development from ten meetings to six meetings - Financing: No cost consideration to the City

No one addressed the city council regarding the item.

Deputy Mayor Pro Tem Garcia moved to close the public hearing.

Motion seconded by Councilmember Hunt and unanimously adopted. (Medrano, Chaney, Fantroy absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2233

Item 90: Public Hearing - MISCELLANEOUS HEARING

Authorize (1) adoption of the final FY 2005-06 Consolidated Plan Budget for U.S. Department of Housing and Urban Development Grant Funds in the amount of \$40,709,338 and final FY 2004-05 Reprogramming Budget in the amount of \$1,040,880 and authorization to apply for, accept, and take actions to implement FY 2005-06 HUD grant funds for the following programs and estimated amounts: Community Development Block Grant (\$26,861,621), HOME Investment Partnerships Program (\$8,846,506), American Dream Down-Payment Initiative (\$359,401), Housing Opportunities for Persons with AIDS (\$3,867,000), and Emergency Shelter Grant (\$774,810) and (2) an amendment to the Citizen Participation Plan to modify the required minimum number of neighborhood public hearings during the Consolidated Plan Budget development from ten meetings to six meetings - Financing: U.S. Department of Housing and Urban Development Grant Funds

The following individuals addressed the city council regarding the item:

Jerry Chambers, 5300 Lake Placid Dr.
Francis, James, 4322 St. Francis Ave.
Myrtle Sloan, 7219 Client St.
Estella Fagan, (no address given)
Lance Blankenship, (no address given)
Van Howard, 923 Green Castle Dr.
Louis Ross, Sr., 2235 Lawrence St.
Carolyn Davis, 2611 Burger St.
John Martinez, 2926 Lovers Lane
Demetris Wise, 4907 Spring Ave.
Charles McElrath, (no address given)
Dave Perdue, 7420 Top Hill
Albert Parker, 6318 Elam St.
Artie Giles, 1450 Sleepy Hollow
Bert Holmes, 4515 West Lawther Dr., representing Senior Affairs Commission

Mayor Miller stated that she had four amendments to the FY 2005-06 Consolidated Plan Budget. She further stated that she would withdraw amendment #4 and move to add the following amendments to the FY 2005-06 Consolidated Plan Budget.

Amendment 1

Decrease (SDDC Business Loan Program – entitlement (Schedule A, p.2 item #46)	\$434,000
Increase General Fund CDGB Support Indirect Costs	\$434,000

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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

05-2233

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Councilmember Rasansky moved to approve amendment #1.

Motion seconded by Councilmember Salazar.

After discussion, Mayor Miller called the vote on amendment #1:

Voting Yes:	[11]	Miller, Hill, Garcia, Oakley, Salazar, Blaydes, Griffith, Koop, Natinsky, Rasansky, Hunt
Voting No:	[1]	Thornton Reese
Absent when vote taken:	[3]	Medrano, Chaney, Fantroy

Mayor Miller declared the motion adopted.

Mayor Miller moved to add the following amendment to the FY 2005-06 Consolidated Plan Budget:

Amendment 2

Decrease: SDDC Business Loan Program – entitlement (Schedule A, p.2, items #46) \$566,000
Decrease: SDDC Business Loan Program – program income (Sch A, p.2, items #47) \$600,000

Total Decrease \$1,166,000

Increase: City staff to administer outstanding business loans by SDDC \$195,000

Increase: Major maintenance at City facilities within CDBG within CDBG Eligible areas

\$971,000

Total Increase \$1,166,000

Councilmember Natinsky moved to approve amendment #2.

Motion seconded by Councilmember Rasansky.

After discussion, Mayor Miller called the vote on amendment #2:

Voting Yes:	[6]	Miller, Salazar, Blaydes, Koop, Natinsky, Rasansky
Voting No:	[6]	Hill, Garcia, Oakley, Thornton Reese, Griffith, Hunt
Absent when vote taken:	[3]	Medrano, Chaney, Fantroy

Mayor Miller declared the motion failed.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

05-2233

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Mayor Miller moved to add the following amendment to the FY 2005-06 Consolidated Plan Budget:

Amendment 3

Decrease:	Riverwalk Plaza Project (Schedule A, p.2 Item #50)	\$284,000
Decrease:	Tenant Rights Education (Schedule A, p.1 Item #27)	\$515,000
Decrease:	Jefferson Blvd. Median Repairs	\$ 784
Decrease:	Silent Souls Cemetery Monument Program (Schedule A, p.3, item #55)	<u>\$15,895</u>
Increase:	Major maintenance a City facilities within CDBG eligible areas	\$316,453

Councilmember Blaydes moved to approve amendment #3

Motion seconded by Councilmember Rasansky.

After discussion, Mayor Miller called the vote on amendment #3:

Voting Yes:	[11]	Miller, Hill, Garcia, Oakley, Salazar, Blaydes, Griffith, Koop, Natinsky, Rasansky, Hunt
Voting No:	[1]	Thornton Reese
Absent when vote taken:	[3]	Medrano, Chaney, Fantroy

Mayor Miller declared the motion adopted.

Mayor Pro Tem Hill moved to close the public hearing and approve the budget as amended.

Motion seconded by Councilmember Thornton Reese and unanimously adopted. (Medrano, Chaney, Fantroy absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2234

Item 91: 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.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2235

Item 92: Authorize hardship relief for property located at 3701 West Northwest Highway from the West Northwest Highway moratorium on the acceptance of applications for building permits and certificates of occupancy for non-residential properties within 500 feet of the north or south right-of-way line of West Northwest Highway, from Stemmons Freeway to Mixon Drive - Financing: No cost consideration to the City

Councilmember Salazar moved to approve the item.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2236

Item 93: Authorize hardship relief for property located at 3767 West Northwest Highway from the West Northwest Highway moratorium on the acceptance of applications for building permits and certificates of occupancy for non-residential properties within 500 feet of the north or south right-of-way line of West Northwest Highway, from Stemmons Freeway to Mixon Drive - Financing: No cost consideration to the City

Councilmember Salazar moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2237

Item 94: Authorize hardship relief for property located at 2320 West Northwest Highway from the West Northwest Highway moratorium on the acceptance of applications for building permits and certificates of occupancy for non-residential properties within 500 feet of the north or south right-of-way line of West Northwest Highway, from Stemmons Freeway to Mixon Drive - Financing: No cost consideration to the City

Councilmember Salazar moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2238

Item 95: Authorize hardship relief for property located at 3515 West Northwest Highway from the West Northwest Highway moratorium on the acceptance of applications for building permits and certificates of occupancy for non-residential properties within 500 feet of the north or south right-of-way line of West Northwest Highway, from Stemmons Freeway to Mixon Drive - Financing: No cost consideration to the City

Councilmember Salazar moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2239

Item 96: Authorize an amendment to the Land Bank Interlocal Cooperation Contract between the City of Dallas, Dallas County, Dallas Independent School District, Dallas County Hospital District, Dallas County School Equalization Fund, Dallas County Education District and Dallas County Community College District that (1) extends the term of the contract from July 30, 2004 to September 30, 2007; (2) allows the City to refer up to an additional 625 parcels intended for acquisition by the Land Bank for filing of a tax lawsuit by April 30, 2006; and (3) identifies the intention of the parties that pro bono legal services will continue during the extended term of the contract - Financing: No cost consideration to the City

Councilmember Thornton Reese moved to approve the item.

Motion seconded by Councilmember Salazar and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2240

Item 97: Authorize the acceptance of an Economic Development Initiative grant from the U.S. Department of Housing and Urban Development on behalf of the Dallas Black Dance Theater to assist in the rehabilitation of the Moreland YMCA Building located at 2700 Flora Street as a new home for its operations, outreach, rehearsals, teaching and performances - \$120,280 - Financing: U.S. Department of Housing and Urban Development, Economic Development Initiative Grant Funds

Councilmember Hunt moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2241

Item 98: Authorize the acceptance of a Fund for the Improvement of Education grant from the U.S. Department of Education Office of Innovation and Improvement to assist in the establishment of after school programs for middle school children - \$520,800 - Financing: U.S. Department of Education, Fund for the Improvement of Education Grant Funds

Councilmember Thornton Reese moved to approve the item.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2242

Item 99: Authorize the acceptance of an Economic Development Initiative grant from the U.S. Department of Housing and Urban Development to assist in construction activities related to the relocation of the Joppa Neighborhood Rodeo located at the northeast corner of Loop 12 and Carbondale Street - \$72,168 - Financing: U.S. Department of Housing and Urban Development, Economic Development Initiative Grant Funds

Councilmember Thornton Reese moved to approve the item.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2243

Item 100: Authorize (1) an increase in the contract with Andres Construction Services, LLC for selective demolition, historic facade improvements and other public improvements for the redevelopment of 1500 Jackson Street (Interurban Building) to provide streetscape improvements in an amount not to exceed \$722,639, from \$5,129,431 to \$5,852,070, and (2) assignment to Barker-Nichols for construction management under the terms of the existing development agreement - \$722,639 - Financing: 2003 Bond Funds

Councilmember Hunt moved to approve the item.

Motion seconded by Councilmember Thornton Reese and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2244

Item 101: An ordinance correcting Ordinance Nos. 21319, 22202, 22705, 22726, 23772 and 25026 by providing a corrected property description and correcting Article 316 of Chapter 51P of the Dallas Development Code by providing a corrected subarea map - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Garcia moved to postpone action indefinitely.

Motion seconded by Councilmember Fantroy and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2245

Item 102: Authorize (1) a public hearing to be held on September 14, 2005 to receive citizens' comments to consider the creation of the Preston Hollow North Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the Preston Hollow North Public Improvement District (District) for the purpose of providing supplemental public services, to be funded by a assessment for each property owner of record on real property and real property improvements in the District; and at the close of the hearing, (2) consideration of a resolution creating the Preston Hollow North Public Improvement District for the purpose of providing supplement public services, to be funded by an assessment for each property owner of record on real property and real property improvements in the District; and providing an effective date; and (3) approval of the Preston Hollow North Public Improvement District Service Plan for 2006-2012 - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the item:

Patti Cody, 6131 Glendora Ave., representing Preston Hollow North Homeowners Association

Joe Pyland, 6039 Glendora Ave., representing Preston Hollow North Homeowners Association

Debra Cassen, 6820 Brookshire Dr., representing Preston Hollow North Homeowners Association

Jay Cassen, 6820 Brookshire Dr., representing Preston Hollow North Homeowners Association

Eileen Hearne, 6237 Glendora Ave., representing Preston Hollow North Homeowners Association

Councilmember Rasansky moved to approve the item.

Motion seconded by Councilmember Koop and unanimously adopted. (Medrano, Hunt absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2246

Item 103: Authorize a sixty-month service contract for workers' compensation and third party liability claims administration and related cost containment services for the period of October 1, 2005 through September 30, 2011 with the most advantageous proposer of fourteen - Tristar Risk Management - Not to exceed \$11,991,853 - Financing: Workers' Compensation Current Funds (subject to annual appropriations)

The following individuals addressed the city council regarding the item:

Donna Ramsey, 5608 Tribune Way, Plano, TX, representing Injury Management Organization

Tricia Echols, 4100 Midway Rd., Carrollton, TX, representing Injury Management Organization

Jimmy Dyer, 70 NE Loop 410, San Antonio, TX representing Tri-Star Risk Management

Karen Nickerson, 4011 Cochran Heights, Ct., representing Ward North America

Councilmember Rasansky moved to defer the item until the August 24, 2005 voting agenda meeting of the city council.

Motion seconded by Councilmember Natinsky.

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

Voting Yes: [8] Miller, Oakley, Salazar, Chaney, Griffith, Natinsky, Rasansky, Hunt

Voting No: [4] Hill, Garcia, Thornton Reese, Fantroy

Absent when vote taken: [3] Medrano, Blaydes, Koop

Mayor Miller declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2247

Closed Session

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

- Legal issues involving Associate Municipal Court Judge Tiffany Lewis
- Legal issues involving land acquisition for the Homeless Assistance Center
- In the matter of the City of Dallas, Docket Nos. CWA-06-2004-1911 and RCRA-06-2004-0907
- Jaime Chavez, et al. v. Mark DeLaPaz, et al., Cause No. 3:04-CV-0510-K
- Victor Alvarado DeLeon v. City of Dallas, et al., Cause No. 3:02-CV-1097-K
- L. Dwaine Lord v. City of Dallas, et al., Civil Action No. 3:02-CV-1636-P
- Environmental Conservation Organization v. City of Dallas, No. 3:03-CV-2951-BD
- Dallas Police Association and John Krawczyk v. City of Dallas, Nos. 3:03-CV-0584-D and DV-00-08053-K
- City of Dallas v. David Llewellyn, Cause No. 04-10816-L
- Dallas Police Association v. City of Dallas, Cause No. 04-06817-C
- Nicholas D. Mosser v. Thomas Haney, Civil Action No. 3:03-CV-2660-B

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 Associate Municipal Court Judge Tiffany Lewis
- Legal issues involving land acquisition for the Homeless Assistance Center
- In the matter of the City of Dallas, Docket Nos. CWA-06-2004-1911 and RCRA-06-2004-0907
- Jaime Chavez, et al. v. Mark DeLaPaz, et al., Cause No. 3:04-CV-0510-K
- Victor Alvarado DeLeon v. City of Dallas, et al., Cause No. 3:02-CV-1097-K
- L. Dwaine Lord v. City of Dallas, et al., Civil Action No. 3:02-CV-1636-P
- Environmental Conservation Organization v. City of Dallas, No. 3:03-CV-2951-BD

The following item was made a part of the closed session:

Consent agenda item 51

No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2248

Addendum addition 1: Authorize application for and acceptance of Federal Aviation Administration Airport Improvement Program Grant Funds for eligible costs associated with the baggage claim wing renovation and expansion and terminal apron repair projects at Dallas Love Field - Not to exceed \$10,350,375 - Financing: Federal Aviation Administration Airport Improvement Program Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2249

Addendum addition 2: A resolution declaring approximately 32,865 square feet of City-owned land located at the intersection of Oak Lawn Avenue and the Dallas North Tollway unwanted and unneeded and authorizing an Interlocal Agreement with the Dallas County Hospital District providing for a joint advertisement for sale of the City property along with the adjacent Old Parkland Hospital property containing approximately 329,970 square feet of land with a combined minimum bid of \$11,000,000 and the City's share being no less than \$813,127 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2250

Addendum addition 3: Authorize (1) an exception to the Land Transfer Program Statement; and, (2) the release of non-tax City liens against the privately held vacant property located at 1201 S. Ewing Avenue consisting of approximately 4.77 acres, in exchange for Sphinx Development Corporation or its single asset entity providing \$100,000 towards seller's non-tax liens on the property and an unsecured promissory note in the amount of the remaining non-tax liens estimated at \$469,204, paying all delinquent taxes, penalties and interest on the property, and providing deed restrictions on the property to create 80 affordable housing units for rental to low-income households in accordance with the City's Land Transfer Policy and Program Statement - Estimated revenue foregone: \$469,204

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2251

Addendum addition 4: An ordinance abandoning an alley to Dickason-Hartford Apartments, Ltd., the abutting owner, containing approximately 3,996 square feet of land located near the intersection of Wycliff and Dickason Avenues, and authorizing the quitclaim - Revenue: \$115,484 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 26068.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2252

Addendum addition 5: Authorize a twenty-year service contract for a comprehensive outdoor sign kiosk advertising program with the most advantageous proposer of five - Viacom Outdoor Group, Inc. - Estimated Net Revenue: \$21,325,000

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

Councilmember Hunt moved to defer the item until the August 24, 2005 voting agenda meeting of the city council.

Motion seconded by Councilmember Salazar.

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 10, 2005

05-2253

Addendum addition 6: Authorize (1) the acceptance of a grant from the W.W. Caruth, Jr. Foundation Fund of Communities Foundation of Texas for a three-phase grant to provide police equipment and create a sustainable investment in the safety of the citizens of Dallas, for the period of August 1, 2005 through August 1, 2008, and, (2) execution of the grant agreement - Not to exceed \$15,000,000 - Financing: W.W. Caruth, Jr. Foundation Fund of Communities Foundation of Texas Grant Funds

Councilmember Salazar moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Medrano, Chaney, Fantroy absent when vote taken)

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 10, 2005

EXHIBIT C

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS