

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

05-3190

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

PRESENT: [14] Miller, Garcia, Medrano, Oakley, Thornton Reese, Chaney, Salazar,
Fantroy, Griffith, Blaydes, Koop, Natinsky, Rasansky, Hunt
ABSENT: [1] Hill absent on city business

The meeting was called to order at 9:19 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.

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 12:15 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, NOVEMBER 2, 2005

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
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EXHIBIT B

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 2, 2005

05-3191

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

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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: Ronald Wright, 11308 Erich Dr., Balch Springs
REPRESENTING: Praise Him Ministries
SUBJECT: Homeless

SPEAKER: John Carter, 2106 Monterrey Pl., Carrollton
REPRESENTING: The Turner Twelve
SUBJECT: Presentation to Councilmember Chaney

MICROPHONE – END OF MEETING:

SPEAKER: Sandy Rusher, 6927 Vivian
SUBJECT: Briefing C – Cable Franchise

SPEAKER: Michael Lo Vuolo, 616 Cristler Ave.
SUBJECT: Briefing C – Cable Franchise

SPEAKER: Vigaya Suhas, 3939 Rosemeade Ct.
SUBJECT: Usage of your identity information

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 2, 2005

05-3193

Item 1: Approval of Minutes of the October 19, 2005 City Council Meeting

Deputy Mayor Pro Tem Garcia moved to approve the minutes.

Motion seconded by Councilmember Koop and unanimously adopted. (Oakley absent when vote taken; Hill absent on city business)

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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05-3195

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 2005-2007 board term updated through November 2, 2005.

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

Councilmember Medrano moved to appoint Roy Michael Northrup, Citizen-at-large, to the Landmark Commission.

Motion seconded by Councilmember Oakley and unanimously adopted. (Salazar absent when vote was taken; Hill absent on city business)

Councilmember Medrano moved to appoint Johnny Jefferson to the Board of Adjustment alternate member, James M. Meyer to the Civil Service Board, Matt Toussaint and Alexia Griffin, Dallas Members to the Reinvestment Zone Ten Board (Southwestern Medical).

Motion seconded by Councilmember Oakley and unanimously adopted. (Salazar absent when vote was taken; Hill absent on city business)

Councilmember Oakley requested the vote be divided so the vote on Reinvestment Zone Eight (Design District) could be voted on separately.

Mayor Miller ordered the voted divided, there being no objections raised to Councilmember Oakley's request.

Councilmember Oakley announced that he had a conflict of interest and would abstain from voting or participating in any discussion relating to appointment of members to the Reinvestment Zone Eight Board (Design District). Councilmember Oakley left the briefing room.

Councilmember Medrano moved to appoint Pat Priest, Dallas Member, to the Reinvestment Zone Eight Board (Design District).

Motion seconded by Councilmember Blaydes and unanimously adopted. (Oakley abstained; Councilmember Salazar absent when vote taken; Hill absent on city business).

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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Councilmember Medrano 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, 2007.

Motion seconded by Councilmember Oakley and unanimously adopted. (Salazar absent when vote was taken; Hill absent on city business)

Councilmember Thornton-Reese moved to appoint Skip Trimble, chair, Animal Shelter Commission, Laura Estrada, chair, Cultural Affairs Commission, Larry K. Davis, chair, Commission on Productivity and Innovation, Carl Raines, chair, Dallas Police Citizens Review Board, Rodney Schlosser, chair, Municipal Library Board, C.W. Whitaker, chair, Park and Recreation Board, Ester Davis, chair, Senior Affairs Commission, Jessica R. Dixon, chair, South Dallas/Fair Park Trust Fund Board, Donna Wigley, chair, Urban Rehabilitation Standards Board, and Louis J. Strenger, Community Development Commission

Motion seconded by Councilmember Natinsky and unanimously adopted. (Salazar absent when vote taken; Hill absent on city business)

Councilmember Rasansky moved to appoint Betty Culbreath, chair, City Plan and Zoning Commission. (Salazar absent when vote taken; Hill absent on city business)

Motion seconded by Deputy Mayor Pro Tem Garcia.

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

Mayor Miller declared the motion adopted on a divided voice vote with Councilmember Fantroy voting “No”. (Salazar absent when vote taken; Hill absent on city business).

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

05-3201 BOA BOARD OF ADJUSTMENT
05-3202 BOX BOARD OF ADJUSTMENT ALTERNATE MEMBERS
05-3203 CPC CITY PLAN AND ZONING COMMISSION
05-3204 CPR DALLAS CITIZENS POLICE REVIEW BOARD
05-3205 CSB CIVIL SERVICE BOARD
05-3206 LMC LANDMARK COMMISSION
05-3207 RZ08 REINVESTMENT ZONE EIGHT BOARD (DESIGN DISTRICT)
**05-3208 RZ10 REINVESTMENT ZONE TEN BOARD (SOUTHWESTERN
MEDICAL
BOARD OFFICERS**

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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Item 3: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Susan Diggle Horton individually and as trustee of the trust created under the will of Sue Ragland Diggle, deceased; Alphonse Ragland, III; CSR Ventures, Ltd.; LTR Ventures #2, Ltd.; and Alphonso Ragland, III, Cruger S. Ragland and Lila Ragland Brown, as trustees of the trust created under the will of Portia Ragland McIver, deceased; of approximately 10,000 square feet of land located near the intersection of Commerce and St. Paul Streets for the Mercantile Block Redevelopment Project in Tax Increment Financing Reinvestment Zone Number Eleven (Downtown Connection TIF District) - \$850,000 - Financing: Downtown Connection TIF District Funds

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

Councilmember Hunt moved to approve the item.

Motion seconded by Councilmember Oakley and unanimously adopted. (Koop abstain; Hill absent on city business)

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 2, 2005

05-3197

Briefings: A. Development Services - Current and Long-Range Planning Work Plan 2005-06

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 2, 2005

05-3198

Briefings: B. Human Resources Information System (HRIS)

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 2, 2005

05-3199

Briefings: C. Transfer of Cable Franchise from Comcast to Time Warner

Mayor Miller and Councilmember Griffith announced that they had a conflict of interest and would abstain from participating in any discussion. Mayor Miller and Councilmember Griffith left the briefing room.

The city manager briefed the city council on the item.

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

November 2, 2005

05-3200

Closed Session

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

- Legal issues involved with red-light camera technology
- City of Dallas v. Inn at Market Center, et al., Cause No. 03-07668-I, regarding City of Dallas v. Jenish Corporation, d/b/a Howard Johnson Express, Cause No. 03-07670-H, and City of Dallas v. SAI Enterprises, L.P., d/b/a Super 8 Motel, Cause No. 03-07672-B, In re: SAI Enterprises, L.P., Bankruptcy Case No. 04-30340-BJH11 post-confirmation hotel occupancy taxes due
- Alton Louis Marshall v. John Valdez, Civil Action No. 3:02-CV-1668-B
- Cruz, et al. v. City of Dallas, et al., Civil Action No. 3:02-CV-0649-K, Jenkins v. Gouge, Civil Action No. 3:04-CV-2245-K, Everett, et al. v. Larsen, et al., Civil Action No. 3:04-CV-0192-K, and Chavez, et al. v. DeLaPaz, et al., Civil Action No. 3:04-CV-0510-K
- City of Dallas v. David Llewellyn, and F. Ray Hill, Civil Service Board Member, in his official capacity, Ross Coulter, Adjunct Board Member, in his official capacity, and James R. Kanaman, Sr., Adjunct Board Member, in his official capacity, Cause No. 04-10816-L

A closed session was held as authorized by Chapter 551, "OPEN MEETINGS," of the Texas Open Meetings Act) to discuss the following matters:

- City of Dallas v. Inn at Market Center, et al., Cause No. 03-07668-I, regarding City of Dallas v. Jenish Corporation, d/b/a Howard Johnson Express, Cause No. 03-07670-H, and City of Dallas v. SAI Enterprises, L.P., d/b/a Super 8 Motel, Cause No. 03-07672-B, In re: SAI Enterprises, L.P., Bankruptcy Case No. 04-30340-BJH11 post-confirmation hotel occupancy taxes due
- Alton Louis Marshall v. John Valdez, Civil Action No. 3:02-CV-1668-B
- Cruz, et al. v. City of Dallas, et al., Civil Action No. 3:02-CV-0649-K, Jenkins v. Gouge, Civil Action No. 3:04-CV-2245-K, Everett, et al. v. Larsen, et al., Civil Action No. 3:04-CV-0192-K, and Chavez, et al. v. DeLaPaz, et al., Civil Action No. 3:04-CV-0510-K
- City of Dallas v. David Llewellyn, and F. Ray Hill, Civil Service Board Member, in his official capacity, Ross Coulter, Adjunct Board Member, in his official capacity, and James R. Kanaman, Sr., Adjunct Board Member, in his official capacity, Cause No. 04-10816-L

No other matters were discussed during the closed session.

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EXHIBIT C