

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 25, 2006

06-2940

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

PRESENT: [14] Miller, Hill, Garcia, Medrano, Oakley, Salazar, Chaney, Fantroy  
Griffith, Blaydes, Koop, Natinsky, Rasansky, Hunt

ABSENT: [1] Thornton-Reese absent on city business

The meeting was called to order at 9: 24 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.

Amber Williams, Bryan Adams 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 4:37 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, OCTOBER 25, 2006

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 25, 2006

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2941

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: Richard Sheridan, 3022 Forest Ln  
SUBJECT: Billboard Homeless Assistance Center

SPEAKER: Peter Johnson, 7405 Flameleaf Pl.  
SUBJECT: South Dallas

SPEAKER: DeWayne Dallas, 6266 St. Albans Dr.  
SUBJECT: Dallas Gestapo Police Force

**OPEN MICROPHONE – END OF MEETING:**

SPEAKER: Carter MacKenzie, 3417 73<sup>rd</sup>, **Lubbock, TX.**  
REPRESENTING: Bodart Recruiters Inc.  
SUBJECT: Offender Re-entry proposal

SPEAKER: Melinda White, 3417 73<sup>rd</sup>, **Lubbock, TX.**  
REPRESENTING: Bodart Recruiters Inc.  
SUBJECT: Offender Re-entry proposal

SPEAKER: Gwain Wooten, 4625 Bryan  
SUBJECT: Against Dress Ordinance

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

SPEAKER: William Hopkins, 2011 Leath St.  
SUBJECT: Corruption, Dallas City Attorney, FBI, West Dallas Lead Settlement

SPEAKER: Ozumba Lnuk-X, 4106 Vineyard Dr.  
SUBJECT: Ongoing problems with DPD officers, Mayor, Code Compliance

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**SPEAKER:** Jewel Floyd, 3815 Myrtle Street (Dist.7) (469-471-2673)  
**SUBJECT:** Three reasons why I should vote yes for 2006 Bond

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2942

Item 1: Approval of Minutes of the October 11, 2006 City Council Meeting

Councilmember Oakley moved to approve the minutes.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Hill, Fantroy absent when vote taken; Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2943

CONSENT AGENDA

The consent agenda, consisting of agenda items 1-35 and addendum addition consent agenda items 1-19, were presented for consideration.

The city secretary announced the city manager had deleted addendum addition consent agenda item 11 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

The city secretary requested that consent agenda item 26 be considered as an individual item to allow citizens to speak. Mayor Miller stated that consent agenda items 26 would be considered as an individual item later in the meeting to allow citizens to speak, there being no objection voiced to the city secretary's request.

Deputy Mayor Pro Tem Garcia requested that addendum addition consent agenda item 5 be considered as an individual item. Mayor Miller stated that addendum addition consent agenda item 5 be considered as an individual item later in the meeting, there being no objection voiced to Deputy Mayor Pro Tem Garcia's request.

Councilmember Chaney requested that consent agenda items 25 and 27 be considered as individual items. Mayor Miller stated that consent agenda items 25 and 27 be considered as individual items later in the meeting, there being no objection voiced to Councilmember Chaney's request.

Councilmember Natinsky requested that consent agenda items 10, 20, 28, 29, 30, and addendum addition consent agenda items 11 and 15 be considered as individual items. Mayor Miller stated that consent agenda items 10, 20, 28, 29, 30, and addendum addition consent agenda items 11 and 15 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Natinsky's request.

Councilmember Rasansky requested that consent agenda items 8, 15, 26, 29, and addendum addition consent agenda items 11, 12, 17, and 19 be considered as individual items. Mayor Miller stated that consent agenda items 8, 15, 26, 29, and addendum addition consent agenda items 11, 12, 17, and 19 be considered as individual items later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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Councilmember Hunt requested that consent agenda item 24 be considered as an individual item. Mayor Miller stated that consent agenda item 24 be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Hunt's request.

Councilmember Oakley moved to approve all items on the consent agenda with the exception of consent agenda items 8, 10, 15, 20, 24, 25, 26, 27, 28, 29, 30, and addendum addition consent agenda items 5, 11, 12, 15, 17, and 19, which would be considered later in the meeting.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Hill, Fantroy absent when vote taken; Thornton-Reese absent on city business)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2944

Item 2: Authorize a contract for the replacement of sidewalks, curb and gutter, drive approaches, water and wastewater adjustments for the Sidewalk Replacement Program Group 03-06 (list attached) - Ken-Do Contracting, L.P., lowest responsible bidder of seven - \$163,976 - Financing: Capital Assessment Funds (\$153,424), Water Utilities Capital Construction Funds (\$9,645), and Wastewater Capital Construction Funds (\$907)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2945

Item 3: Authorize a contract for the construction of water and wastewater main replacements and rehabilitation at 18 locations (list attached) - Renaissance Contractors Partnership, lowest responsible bidder of three - \$4,790,527 - Financing: Water Utilities Capital Improvement Funds (\$3,327,500), Wastewater Capital Improvement Funds (\$1,463,027)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2946

Item 4: Authorize **(1)** an amendment to the Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for traffic signal improvements at the intersections of Loop 12 (Walton Walker) with Northwest Highway, Loop 12 with IH 35E, and Technology Boulevard and Shady Trail, to reimburse for damaged cable in the amount of \$50,000, from \$170,271 to \$220,271; and **(2)** an increase in appropriations in the amount of \$50,000, from \$170,271 to \$220,271 - Total not to exceed \$220,771 - Financing: Texas Department of Transportation Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2947

Item 5: Authorize **(1)** Supplemental Agreement No. 2 to the professional services contract with Chiang, Patel & Yerby, Inc. to include a storm drainage system analysis at Dallas Love Field in the amount of \$164,930; and **(2)** an increase in appropriations in the Federal Aviation Administration Airport Improvement Program Grant Fund in the amount of \$164,930, from \$559,874 to \$724,804 - Total not to exceed \$724,804 - Financing: Aviation Capital Construction Funds (\$41,232), and Federal Aviation Administration Airport Improvement Program Grant Funds (\$123,698)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2948

Item 6: Authorize Supplemental Agreement No. 3 to the contract with Charles Gojer and Associates, Inc. to provide construction administration services and an on-site resident project representative for the terminal apron repairs, Phase 2, at Dallas Love Field - Not to exceed \$207,790, from \$277,114 to \$484,904 - Financing: Aviation Capital Construction Funds (\$51,947), Federal Aviation Administration Airport Improvement Program Grant Funds (\$155,843)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2949

Item 7: Authorize (1) an increase in the thirty-six-month service contract with Northern Pipeline Construction Co. for additional lane miles of partial reconstruction, and (2) a six-month extension to the contract from May 8, 2006 to November 7, 2009 - \$3,000,000, from \$12,005,850 to \$15,005,850 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2950

Item 8: Authorize (1) the acceptance and deposit of funds from Wal-Mart Stores Texas, L.P. for the reimbursement of material and labor for the adjustments to the traffic signal hardware at the intersection of Forest Lane and Meadowknoll Drive, and (2) an increase in appropriations in the amount of \$40,000 in the Capital Projects Reimbursement Fund - \$40,000 - Financing: Capital Projects Reimbursement 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.

Deputy Mayor Pro Tem Garcia moved to approve the item.

Motion seconded by Councilmember Blaydes and unanimously adopted. (Fantroy absent when vote taken; Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2951

Item 9: Authorize (1) the acceptance and deposit of funds from Erickson Retirement Communities Dallas Campus, L.P. for reimbursement of material and labor for the adjustment of traffic signal hardware at the intersection of Coit Road and Frankford Road, and (2) an increase in appropriations in the amount of \$50,819 in the Capital Projects Reimbursement Fund - \$50,819 - Financing: Capital Projects Reimbursement Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2952

Item 10: Authorize **(1)** cancellation of the Belt Line Road from Dallas North Tollway to SH 289 (Preston Road) project from the 2003 Bond Program, **(2)** a decrease in appropriations in the amount of (\$103,580) in the Capital Projects Reimbursement Fund, and **(3)** reprogramming of 2003 Bond Funds in the amount of \$650,000 from the Belt Line Road from Dallas North Tollway to SH 289 (Preston Road) project to the Alpha Road at Noel Road and Alpha Road at northbound Dallas Parkway as part of the Dallas County Congestion Mitigation Air Quality intersection projects in the amount of \$325,000 and to the Spring Valley/Coit Road Intersection Enhancements project in the amount of \$325,000 - Financing: This action has no cost consideration to the City

Councilmember Natinsky requested that consent agenda item 10 be considered as an individual item. Mayor Miller stated that consent agenda item 10 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 10 was brought up for consideration.

Councilmember Koop moved to approve the item.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Fantroy absent when vote taken; Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2953

Item 11: Authorize (1) an Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for traffic signal improvements at Kiest Boulevard and Mt. Creek Parkway in an amount not to exceed \$24,203, and (2) a required local match in an amount not to exceed \$6,051 - Total not to exceed \$30,254 - Financing: Texas Department of Transportation Grant Funds (\$24,203) and 2003 Bond Funds (\$6,051)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2954

Item 12: Authorize (1) a Local Project Advanced Funding Agreement with the Texas Department of Transportation for the construction of landscaping and amenities at the intersection of Buckner Boulevard (Loop 12) and Garland Road (SH 78), (2) payment to the Texas Department of Transportation for the construction of landscaping and amenities, (3) the receipt and deposit of funds from Regency Centers in an amount not to exceed \$20,000, and (4) an increase in appropriations in the amount of \$20,000 in the Capital Projects Reimbursement Fund - Total not to exceed \$109,266 - Financing: 2003 Bond Funds (\$89,266) and Capital Project Reimbursement Funds (\$20,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2955

Item 13: Authorize payment to Dallas County for the City of Dallas' local participation costs for sidewalk and median improvements for Congestion Mitigation Air Quality intersection projects at Alpha Road and Noel Road and Alpha Road and northbound Dallas Parkway - \$325,000 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2956

Item 14: Authorize a fifty-nine-month lease agreement with the Federal Aviation Administration for approximately 450 square feet of office space for weather monitoring equipment and 1,083 square feet of storage at Dallas Love Field - Annual Revenue: \$8,305

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2957

Item 15: Authorize **(1)** an amendment to the lease agreement with TXI Aviation I, L.L.C. to extend the primary term of the existing lease from November 1, 2016 to October 31, 2046, with a commitment of \$1,000,000 in capital improvements; and **(2)** a new forty-year lease agreement with TXI Aviation I, L.L.C. containing approximately 2.39 acres of unimproved land to run coterminous with the existing lease and provide capital improvements for an additional \$2,500,000, and increase the annual rental revenue for both leases in the amount of \$40,430, from \$37,638 to \$78,068, increasing the estimated total revenue over the term of the leases in the amount of \$8,000,000, from \$2,500,000 to \$10,500,000 at Dallas Love Field - Estimated Annual Revenue: \$40,430

Councilmember Rasansky requested that consent agenda item 15 be considered as an individual item. Mayor Miller stated that consent agenda item 15 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 15 was brought up for consideration.

Councilmember Hunt moved to refer the item to the Economic Development and Housing Committee for discussion and the city manager recommended the item to come back to the city council for consideration in 30 days.

Motion seconded by Councilmember Natinsky.

Mayor Pro Tem Hill moved to substitute for Councilmember Hunt's motion a motion to approve the item.

Motion seconded by Councilmember Oakley.

After discussion, Mayor Pro Tem Hill withdrew his motion to approve the item.

Councilmember Oakley also withdrew his second to the motion.

After further discussion, Mayor Miller called for the vote on the motion to refer the item to the Economic Development and Housing Committee for discussion and the city manager recommended the item to come back to the city council for consideration in 30 days.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL  
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Mayor Miller declared the motion adopted. (Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2958

Item 16: Authorize a seventh supplement to the lease agreement with Blake C. Tucker to delete approximately .358 acres of unimproved land from the lease needed for the expansion of Fire Station No. 42 and decrease the annual rent at Dallas Love Field - Annual Revenue Reduction: (\$3,498), from \$79,713 to \$76,215

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2959

Item 17: An ordinance abandoning a portion of Northwest Highway to Blumin-Highpoint, Ltd., the abutting owner, containing approximately 11,780 square feet of land located near its intersection with Jupiter Road, and authorizing the quitclaim - Revenue: \$123,690 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 26491.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2960

Item 18: A resolution authorizing the release and termination of a 20-foot setback restriction along Carlisle Street near its intersection with Hall Street to ECOM Willmax Carlisle, L.P. - Revenue: \$1,000

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2961

Item 19: Authorize an amendment to the lease agreement with Grand Bank of Texas for approximately 3,928 square feet of office space located at 530 South Carrier Parkway, Suite 275, in Grand Prairie, to be used as a Women, Infants and Children Clinic for the period November 1, 2006 through April 30, 2007 - Not to exceed \$28,371 - Financing: Department of State Health Services Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2962

Item 20: Authorize the purchase of 1700 bus passes from Dallas Area Rapid Transit on behalf of City employees in support of the City's 2007 clean air initiative - Not to exceed \$50,000 - Financing: Current Funds

Councilmember Natinsky 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 Natinsky's request.

Later in the meeting agenda item 20 was brought up for consideration.

Councilmember Koop moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2963

Item 21: Authorize a thirty-six-month service contract for heating, ventilation and air conditioning repair, maintenance and parts with the lowest responsible bidder of three - Gulf Energy Systems, Inc. - Not to exceed \$277,405 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2964

Item 22: Authorize Supplemental Agreement No. 1 to the professional services contract with the law firm of Vinson & Elkins LLP for additional legal services necessary in connection with litigation and related matters involving Dallas Love Field and the Wright Amendment compromise - Not to exceed \$250,000, from \$25,000 to \$275,000 - Financing: Aviation Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2965

Item 23: An ordinance amending Chapters 5, 10, 10A, and 45 of the Dallas City Code to establish a Ground Transportation Vehicle Fee Program at Dallas Love Field - Estimated Annual Revenue: \$256,765

Approved as part of the consent agenda.

**Note:** Later in the meeting, Mayor Pro Tem Hill requested the record reflect that he was absent when vote was taken and had a conflict of interest on the item.

Assigned ORDINANCE NO. 26492.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2966

Item 24: Authorize an amendment to Resolution No. 03-1922, previously approved on June 25, 2003, and Resolution No. 04-3187 previously approved on November 10, 2004, for the purchase of a facade beautification easement on 1217 Main Street to **(1)** extend the project deadline from June 30, 2005 to November 15, 2006, and **(2)** require 50% of the retail space to be occupied prior to TIF payment - Financing: No cost consideration to the City

Councilmember Hunt requested that consent agenda item 24 be considered as an individual item. Mayor Miller stated that consent agenda item 24 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Hunt's request.

Later in the meeting agenda item 24 was brought up for consideration.

Councilmember Hunt moved to defer the item until the November 8, 2006 voting agenda meeting of the city council.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Thornton-Reese absent on city business)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2967

Item 25: Authorize (1) a participation agreement and private development contract with Townhaven Companies, LLC for street infrastructure development costs to support the development of a single-family housing subdivision within the 4800 block of Spring Avenue in the Frazier Courts neighborhood, and (2) deed restrictions for homebuyer affordability - Not to exceed \$265,000 - Financing: 2003 Bond Funds

Councilmember Chaney requested that consent agenda item 25 be considered as an individual item. Mayor Miller stated that consent agenda item 25 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Chaney's request.

Later in the meeting agenda item 25 was brought up for consideration.

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

Councilmember Fantroy moved to approve the item.

Motion seconded by Councilmember Medrano and unanimously adopted. (Chaney abstain; Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2968

Item 26: Authorize a contract with The Majestic Loft Residences, Ltd. for the sale of the Intown Housing Section 108 loan for The Majestic Lofts located at 1900 Elm Street - Estimated Revenue: \$3,341,903 (60% of the loan value at closing)

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.

The city secretary requested that consent agenda item 26 be considered as an individual item to allow citizens to speak. Mayor Miller stated that consent agenda item 26 would be considered as an individual item later in the meeting to allow citizens to speak, there being no objection voiced to the city secretary's request.

Later in the meeting agenda item 26 was brought up for consideration.

The following individual addressed the city council regarding the item:

Lee Jackson, 6011 Desco Drive, representing University of North Texas System

Councilmember Rasansky moved to approve the item with additional language in the agreement that states, "If the real property sale with the University of North Texas does not close, the City Council has the right to first refusal to buy the property back at cost."

Motion seconded by Councilmember Chaney and unanimously adopted. (Fantroy absent when vote taken; Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2969

Item 27: Authorize the reconstruction on-site of 6 homes in accordance with the Replacement Housing Program Statement requirements for the properties located at 1923 McBroom Street in the amount of \$70,000, 4002 Spring Avenue in the amount of \$70,000, 4430 Frank in the amount of \$70,000, 2335 Bethurum in the amount of \$70,000, 4519 Baldwin in the amount \$70,000, and 3109 Obenchain in the amount of \$70,000 - Total not to exceed \$420,000 - Financing: 2006-07 Community Development Grant Funds (\$280,000), 2000-01 HOME Funds (\$140,000)

Councilmember Chaney requested that consent agenda item 27 be considered as an individual item. Mayor Miller stated that consent agenda item 27 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Chaney's request.

Later in the meeting agenda item 27 was brought up for consideration.

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

Councilmember Medrano moved to approve the item.

Motion seconded by Councilmember Blaydes and unanimously adopted. (Chaney abstain; Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2970

Item 28: Authorize a personal services contract with Randy C. Cain for state legislative services from November 13, 2006 through September 30, 2007 - Not to exceed \$61,638 - Financing: Current Funds

Councilmember Natinsky requested that consent agenda item 28 be considered as an individual item. Mayor Miller stated that consent agenda item 28 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 28 was brought up for consideration.

Councilmember Natinsky moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2971

Item 29: Authorize a personal services contract with Barbara T. McCall for federal legislative services from November 13, 2006 through September 30, 2007 - Not to exceed \$140,888 - Financing: Current Funds

Councilmember Natinsky and Councilmember Rasansky requested that consent agenda item 29 be considered as an individual item. Mayor Miller stated that consent agenda item 29 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Natinsky and Councilmember Rasansky's request.

Later in the meeting agenda item 29 was brought up for consideration.

Councilmember Natinsky moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2972

Item 30: Authorize a personal services contract with Kwame Walker for state legislative services from November 13, 2006 through September 30, 2007 - Not to exceed \$39,625 - Financing: Current Funds

Councilmember Natinsky requested that consent agenda item 30 be considered as an individual item. Mayor Miller stated that consent agenda item 30 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 30 was brought up for consideration.

Councilmember Natinsky moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2973

Item 31: Authorize adoption of the City of Dallas' State Legislative Agenda for the 80th Session of the Texas Legislature - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2974

Item 32: Authorize a professional services contract with Hillco Partners LLC for legislative consulting and other related services in connection with legislative issues during the 80th Session of the Texas State Legislature affecting the City's water rights, from October 25, 2006 through September 30, 2007 - Not to exceed \$122,833 - Financing: Current Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2975

Item 33: Authorize contracts with cultural organizations for the provision of services to the City through the Cultural Organization Program (list attached) - Not to exceed \$4,296,303 - Financing: Current Funds.

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2976

Item 34: Authorize (1) the application for and acceptance of the Comprehensive Selective Traffic Enforcement Program, Overtime Enforcement grant in the amount of \$1,200,000 from the Texas Department of Transportation for a citywide traffic enforcement campaign for the period of October 1, 2006 through September 30, 2007, (2) a local match in the amount of \$480,794, (3) a local In-Kind contribution in the amount of \$633,242, and (4) execution of the grant agreement - Total not to exceed \$2,314,036 - Financing: Texas Department of Transportation Grant Funds (\$1,200,000), In-Kind Contributions (\$633,242), and Current Funds (\$480,794)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2977

Item 35: Authorize renewal of the Interlocal Agreement with Dallas County, through Southwestern Institute of Forensic Sciences at Dallas, for the provision of forensic, drug, toxicological, environmental, and physical evidence analysis, and other similar medical/forensic analytical services, for the period of November 1, 2006 through October 31, 2007 - \$2,442,918 - Financing: Current Funds.

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2978

CONSENT ZONING DOCKET

The consent zoning docket consisting of agenda items 36-42 were presented for consideration.

City Secretary announced agenda item 44 was deleted on the addendum.

- Agenda item 36: Zoning Case Z056-155 (WE)
- Agenda item 37: Zoning Case Z056-288 (WE)
- Agenda item 38: Zoning Case Z056-298 (RB)
- Agenda item 39: Zoning Case Z056-285 (OTH)
- Agenda item 40: Zoning Case Z056-291 (JH)
- ~~Agenda item 41: Zoning Case Z056-293 (JH)~~ [**considered individually**]
- Agenda item 42: Zoning Case Z056-299 (RB)

In the zoning cases on the consent zoning docket, the city plan commission recommended approval of the proposed changes in zoning.

The following individuals addressed the city council:

Elijah McGrew, 722 Mentor  
William Hopkins, 2011 Leath St.  
Jewel Floyd, 3815 Myrtle Street

Deputy Mayor Pro Tem Garcia moved to close the public hearing, accept the recommendation of the city plan commission on the consent zoning cases and pass the ordinances, subject to a site plan and conditions submitted by the applicant as presented as part of the consent zoning docket.

Motion seconded by Councilmember Chaney and unanimously adopted. (Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2979

Item 36: Zoning Case Z056-155 (WE)

The consent zoning docket, consisting of agenda items 36-42, were presented.

A public hearing was called on zoning case Z056-155 (WE), an application for and an ordinance granting a Specific Use Permit for Local Utilities on property zoned an MF-2(A) Multifamily Subdistrict, within Planned Development District No. 595, the South Dallas Fair Park Special Purpose District, on the south corner of Pennsylvania Avenue and Truck Street

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

The following individuals addressed the city council on the item:

Elijah McGrew, 722 Mentor  
William Hopkins, 2011 Leath St.  
Jewel Floyd, 3815 Myrtle Street

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

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 Chaney and unanimously adopted. (Thornton-Reese absent on city business)

Assigned ORDINANCE NO. 26493.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2980

Item 37: Zoning Case Z056-288 (WE)

The consent zoning docket, consisting of agenda items 36-42, were presented.

A public hearing was called on zoning case Z056-288 (WE), an application for and an ordinance granting a Specific Use Permit for a transit passenger station or transfer center on property zoned an IM-D-1 Industrial Manufacturing District with a Dry Liquor Control Overlay, a CS-D-1 Commercial Service District with a Dry Liquor Control Overlay and a portion of Subarea 4 of Planned Development District No. 366-D-1, the Buckner Boulevard Special Purpose District, with a Dry Liquor Control Overlay on the southwest corner of Buckner Boulevard and Elam Road

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

The following individuals addressed the city council on the item:

Elijah McGrew, 722 Mentor  
William Hopkins, 2011 Leath St.  
Jewel Floyd, 3815 Myrtle Street

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

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 Chaney and unanimously adopted. (Thornton-Reese absent on city business)

Assigned ORDINANCE NO. 26494.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2981

Item 38: Zoning Case Z056-298 (RB)

The consent zoning docket, consisting of agenda items 36-42, were presented.

A public hearing was called on zoning case Z056-298 (RB), an application for and an ordinance granting a Specific Use Permit for a Transit passenger station or transfer center on property zoned an IR Industrial Research District on the north line of Motor Street, between Harry Hines Boulevard and Motor Street

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

The following individuals addressed the city council on the item:

Elijah McGrew, 722 Mentor  
William Hopkins, 2011 Leath St.  
Jewel Floyd, 3815 Myrtle Street

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

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 Chaney and unanimously adopted. (Thornton-Reese absent on city business)

Assigned ORDINANCE NO. 26495.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2982

Item 39: Zoning Case Z056-285 (OTH)

The consent zoning docket, consisting of agenda items 36-42, were presented.

A public hearing was called on zoning case Z056-285 (OTH), an application for and an ordinance granting the renewal of and amendment to Specific Use Permit No. 1339 for an Open Enrollment Charter School on the northwest corner of Rylie Road and Tufts Road

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

The following individuals addressed the city council on the item:

Elijah McGrew, 722 Mentor  
William Hopkins, 2011 Leath St.  
Jewel Floyd, 3815 Myrtle Street

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

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 Chaney and unanimously adopted. (Thornton-Reese absent on city business)

Assigned ORDINANCE NO. 26496.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2983

Item 40: Zoning Case Z056-291 (JH)

The consent zoning docket, consisting of agenda items 36-42, were presented.

A public hearing was called on zoning case Z056-291 (JH), an application for and an ordinance granting an LI Light Industrial District on property zoned Planned Development District No. 549, on the northeast corner of Buckner Boulevard and Eastpoint Drive

(The city plan commission recommended approval)

The following individuals addressed the city council on the item:

Elijah McGrew, 722 Mentor  
William Hopkins, 2011 Leath St.  
Jewel Floyd, 3815 Myrtle Street

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

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 Chaney and unanimously adopted. (Thornton-Reese absent on city business)

Assigned ORDINANCE NO. 26497.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2984

Item 41: Zoning Case Z056-293 (JH)

The consent zoning docket, consisting of agenda items 36-42, were presented.

A public hearing was called on zoning case Z056-293 (JH), an application for and an ordinance granting the renewal of Specific Use Permit No. 1460 for a Commercial Amusement (Inside) use to be used as a Class 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 west side of Travis Street, north of Armstrong Avenue

(The city plan commission recommended approval for a five-year period, subject to a site plan, landscape plan, and conditions)

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.

The following individuals addressed the city council on the item:

Elijah McGrew, 722 Mentor  
William Hopkins, 2011 Leath St.  
Jewel Floyd, 3815 Myrtle Street

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

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

Motion seconded by Councilmember Salazar and unanimously adopted. (Rasansky abstain; Hill absent when vote taken; Thornton-Reese absent on city business)

Assigned ORDINANCE NO. 26498.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2985

Item 42: Zoning Case Z056-299 (RB)

The consent zoning docket, consisting of agenda items 36-42, were presented.

A public hearing was called on zoning case Z056-299 (RB), an application for and an ordinance granting an amendment to the development plan, landscape plan, and conditions for Planned Development District No. 467 for a Public School on the north line of Church Road, east of White Rock Trail

(The city plan commission recommended approval subject to a development plan, landscape plan, and conditions)

The following individual addressed the city council on the item:

Elijah McGrew, 722 Mentor  
William Hopkins, 2011 Leath St.  
Jewel Floyd, 3815 Myrtle Street

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

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 Chaney and unanimously adopted. (Thornton-Reese absent on city business)

Assigned ORDINANCE NO. 26499.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2986

Item 43: Zoning Case Z056-264 (RB) INDIVIDUAL

A public hearing was called on zoning case Z056-264 (RB), an application for and an ordinance granting a Specific Use Permit for a Private school on property zoned an R-16(A) Single Family District on the southwest corner of Belt Line Road and Emeraldwood Drive

(The city plan commission recommendation approval for a two-year period, subject to a site plan and conditions)

The following individuals addressed the city council on the item:

Jewel Floyd, 3815 Myrtle Street  
William Hopkins, 2011 Leath Street

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

Alan M. Weiss, 6212 Emeraldwood Place  
Wayne Huber, 6242 Emeraldwood Place  
Kathy Norderhaug, 6254 Emeraldwood Place

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

Robert Reeves, 3807 Vinecrest Dr. representing Baruch Hashem  
Martin Waldman, 11721 Farrar St. representing Baruch Hashem  
Beth Cole, 6748 Leameadow Dr.

Councilmember Koop moved to close the public hearing and deny the application with prejudice.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2987

Item 44: Zoning Case Z056-251 (JH) INDIVIDUAL

A public hearing was called on zoning case Z056-251 (JH), an application for (1) a CR Community Retail District, (2) a Specific Use Permit for a mini-warehouse use, and (3) an amendment to deed restrictions on property zoned a TH-3(A) Townhouse District on the north side of Sarah Lee Drive, west of CF Hawn Freeway

(The city plan commission recommended denial)

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

Richard F. Rozier, 1805 N. Westmoreland Rd., DeSoto, TX representing the applicant  
Rodney Holloman, 301 N. Duncanville Rd.

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

Albert Warren, 6246 Godfrey Ave. representing The Evergreen Acres of Pleasant  
Grove  
Yolanda Williams, 1012 Purdon Ave.

Mayor Pro Tem Hill moved to closed the public hearing and accept the recommendation of the city plan commission to deny.

Motion seconded by Councilmember Chaney and unanimously adopted. (Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2988

Item 45: Zoning Case Z056-254 (RB) UNDER ADVISEMENT - INDIVIDUAL

A public hearing was called on zoning case Z056-254 (RB), an application for and an granting a Planned Development District for Mixed Uses on property zoned as Planned Development District No. 29 for Retail and Multiple Family Uses on the northwest corner of Walnut Hill Lane and North Central Expressway

(The city plan commission recommended approval, subject to a conceptual plan and conditions)

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

Councilmember Koop moved to hold under advisement until November 8, 2006 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Fantroy and unanimously adopted. (Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2989

Item 46: Public Hearing - FLOODPLAIN APPLICATION – UNDER ADVISEMENT

A public hearing to receive comments regarding the application for a fill permit and removal of the floodplain (FP) prefix from 0.376 acres of a 1.87 acre tract of land, zoned R-1Ac(A), located at 9355 Sunny Brook Lane, currently in the floodplain of Bachman Branch - Fill Permit 06-02 - Financing: No cost consideration to the City

Note: This item was considered by the City Council at a public hearing on October 11, 2006, and was taken under advisement until October 25, 2006, with the public hearing open.

Councilmember Rasansky moved to close the public hearing and approve the application.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2990

Item 47: Public Hearing – FLOODPLAIN APPLICATION – UNDER ADVISEMENT

A public hearing to receive comments regarding the application for a fill permit and removal of the floodplain (FP) prefix from 5.2 acres of a 14.73 acre tract of land, zoned R-1/2 ac(A), located at 6500-6580 Spring Valley, currently in the floodplain of White Rock Creek - Fill Permit 06-04 - Financing: No cost consideration to the City

Note: This item was considered by the City Council at a public hearing on October 11, 2006, and was taken under advertisement until October 25, 2006, with the public hearing open.

The following individual addressed the city council on the item:

Peyman Horri, 5207 Richard Ave., representing owner

Councilmember Koop moved to close the public hearing and approve the application.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Thornton-Reese absent on city business)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2991

**FY 2005-06 Consolidated Plan  
Reprogramming Budget #3**

**Note: Item Nos. 48 and 49 must be  
considered collectively.**

- Item 48: A public hearing to receive comments on the proposed FY 2005-06 Consolidated Plan Reprogramming Budget #3 for U.S. Department of Housing and Urban Development Grant Funds - Financing: No cost consideration to the City
- Item 49: Authorize adoption of the Final FY 2005-06 Consolidated Plan Reprogramming Budget #3 for U.S. Department of Housing and Urban Development Grant Funds to reallocate \$350,000 of FY 2005-06 Community Development Grant Funds from the Residential Development Acquisition Loan Program to the Bexar Street Project - Not to exceed \$350,000 - Financing: 2005-06 Community Development Grant Funds

The following individuals addressed the city council on the item:

William Hopkins, 2011 Leath  
Jewel Floyd, 3815 Myrtle Street  
Elijah McGrew, 722 Mentor

Councilmember Chaney moved to close the public hearing and approve the item.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2992

Item 50: 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 commission.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

06-2993

Item 51: An ordinance amending Chapter 28 of the Dallas City Code designating school traffic zones, regulating the direction of vehicles on certain streets, and regulating speed limits on city streets (list attached) - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Garcia moved to approve the item.

Motion seconded by Councilmember Koop and unanimously adopted. (Thornton-Reese absent on city business)

Assigned ORDINANCE NO. 26500.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2994

Closed Session

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

- City of Dallas v. United States, No. 01-284C

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2995

Addendum addition 1: Authorize a contract for the installation of a new pavilion, playground equipment, site furnishings, and a drinking fountain at Casa View Park located at 11000 Itasca - Knotley, Inc. dba Padgett Commercial Contracting, best value proposer of five - Not to exceed \$326,566 - Financing: 2003 Bond Funds

Approved as part of the addendum addition consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2996

Addendum addition 2: Authorize **(1)** a contract for the construction of the replacement airport access control system at Dallas Love Field Terminal with Flores Technical Services, Inc., most advantageous proposer of seven, in an amount not to exceed \$4,826,761; and **(2)** the establishment of appropriations in an amount not to exceed \$6,348,566 in the Federal Aviation Administration Airport Improvement Program Grant Funds - Financing: Aviation Capital Construction Funds (\$1,587,141), and Federal Aviation Administration Airport Improvement Program Grant Funds (\$4,761,425)

Approved as part of the addendum addition consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2997

Addendum addition 3: Authorize the rejection of bids for erosion control improvements at 3411 Cedarhurst Drive and the readvertisement for new bids - Financing: No cost consideration to the City

Approved as part of the addendum addition consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2998

Addendum addition 4: A resolution authorizing the conveyance of a wastewater easement across City-owned land containing approximately 6,147 square feet to Kaufman County Municipal Utility District No. 5 located near the intersection of FM 460 and FM 740 in Kaufman County - Revenue: \$1,325

Approved as part of the addendum addition consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-2999

Addendum addition 5: Authorize a third amendment to the lease agreement with Maher Properties Two, Ltd. to extend the lease for approximately 48,564 square feet of land for parking and approximately 10,300 square feet of medical office space located near Ewing Avenue and Eighth Street for the continued operation of the Oak Cliff Health Clinic for the period beginning upon the leasehold completion date through no later than January 31, 2014 - Not to exceed \$484,795 - Financing: Current Funds (subject to annual appropriations)

Deputy Mayor Pro Tem Garcia requested that addendum addition consent agenda item 5 be considered as an individual item. Mayor Miller stated that addendum addition consent agenda item 5 would be considered as an individual item later in the meeting, there being no objection voiced to Deputy Mayor Pro Tem Garcia's request.

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

Deputy Mayor Pro Tem Garcia moved to hold under advisement until the December 13, 2006 city council voting agenda.

Motion seconded by Medrano and unanimously adopted. (Councilmember Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3000

Addendum addition 6: Authorize a five-year lease agreement with Bhagat Holdings, LTD. for approximately 7,120 square feet of office space located at 2415 West Northwest Highway near the intersection of Harry Hines Boulevard and Willowbrook Road, to be used as a Women, Infants, and Children Clinic for the period December 1, 2006 through November 30, 2011 - Not to exceed \$494,840 - Financing: Department of State Health Services Grant Funds (subject to annual appropriations)

Approved as part of the addendum addition consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3001

Addendum addition 7: Authorize a five-year lease agreement with Cadle's Commonwealth Center, LLC, for approximately 9,747 square feet of office and warehouse space located at 3131 Irving Boulevard to be used by the Sales and Auction section of the Office of Business Development and Procurement Services for conducting the City's surplus auctions and operation of a retail storefront to sell marketable merchandise for the period November 1, 2006 through October 31, 2011 - Not to exceed \$53,609 annually - Financing: Current Funds (subject to annual appropriations)

Approved as part of the addendum addition consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3002

Addendum addition 8:            Authorize a twenty-four-month master agreement for professional services, user licenses, and additional modules and production database licenses for the POSSE land management system with Computronix (USA), Inc. - Sole Source - Not to exceed \$1,000,000 - Financing: Current Funds (\$350,000), Building Inspection Current Funds (\$650,000)

Approved as part of the addendum addition consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3003

Addendum addition 9: Authorize the purchase of a Skytrack Telehandler heavy duty rough terrain lift to be used by the Urban Search and Rescue task force to assist in training and rapid deployment in search and rescue missions, from Equipment Depot - Sole Source - Not to exceed \$77,350 - Financing: Department of Homeland Security Grant Funds

Approved as part of the addendum addition consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3004

Addendum addition 10: Authorize an increase in the master agreement with 3M Company to provide three self-check systems for the new Timberglen Library - Not to exceed \$82,251, from \$429,005 to \$511,256 - Financing: 2003 Bond Funds

Approved as part of the addendum addition consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3005

Addendum addition 11: Authorize **(1)** rescinding the sixty-month master agreement with Iron Mountain Records Management, Inc., previously approved on August 9, 2006 by Resolution No. 06-2009, for commercial records storage, retrieval and reference services; and, **(2)** a sixty-month master agreement for commercial records storage, retrieval and reference services with the lowest responsible bidder of two - Recall Total Information Management, Inc. - Not to exceed \$1,553,140 - Financing: Current Funds

The city secretary announced that the City Manager had deleted addendum addition consent agenda item 11 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3006

Addendum addition 12: Authorize **(1)** a service contract for long term maintenance support for a replacement water Customer Information Accounting and Billing System with the most advantageous proposer of six, AXON Solutions, Inc. in the amount of \$11,692,494; **(2)** the purchase of system licenses and software maintenance from SAP Public Services, Inc. in the amount of \$2,091,150; and **(3)** a sixty-month software and maintenance and support contract with SAP Public Services, Inc. in the amount of \$1,824,300 - Total not to exceed \$15,607,944 - Financing: 2006 Water Revenue Bond Funds (\$13,783,644), Water Utilities Current Funds (\$1,824,300) (subject to annual appropriations)

Councilmember Rasansky requested that addendum addition consent agenda item 12 be considered as an individual item. Deputy Mayor Pro Tem Garcia stated that addendum addition 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 addendum addition agenda item 12 was brought up for consideration.

Councilmember Natinsky moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Hill absent when vote taken; Thornton-Reese absent on city business)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3007

Addendum addition 13: Authorize Supplemental Agreement No. 1 to the professional services contract with Jericho Consulting, Inc., for specific task orders associated with the creation of a single invoice/single billing for the Pay1 Project - Not to exceed \$1,934,500, from \$1,490,000 to \$3,424,500 - Financing: Water Utilities Capital Construction Funds (\$1,684,500), Current Funds (\$250,000)

Approved as part of the addendum addition consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3008

Addendum addition 14: Authorize the acceptance of a grant from the Department of Homeland Security to purchase computers and software for the intelligence gathering center used by law enforcement and public safety officers, heavy equipment for the Urban Search and Rescue team, and provide training for law enforcement and public safety officers in order to enhance the critical infrastructure and protect the homeland, for the period July 1, 2006 through February 28, 2008 - Not to exceed \$5,121,054 - Financing: U.S. Department of Homeland Security Grant Funds

Approved as part of the addendum addition consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3009

**Trinity River Project**  
**Legislative Services**

**Note:** Item Nos. 15 and 16 must be considered collectively.

Addendum addition 15: Authorize a personal services contract with Hector Alcalde for legislative services regarding the Trinity River Project from December 13, 2006 through September 30, 2007 - Not to exceed \$47,832 - Financing: Current Funds

Councilmember Natinsky requested that addendum addition consent agenda item 15 be considered as an individual item. Mayor Miller stated that addendum addition consent agenda item 15 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 addendum addition agenda item 15 was brought up for consideration.

Councilmember Natinsky moved to approve the item.

Motion seconded by Councilmember Salazar and unanimously adopted. (Hill, Blaydes absent when vote taken; Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3010

**Trinity River Project**  
**Legislative Services**

**Note:** Item Nos. 15 and 16 must be considered collectively.

Addendum addition 16: Authorize a personal services contract with Paul Schlesinger for legislative services regarding the Trinity River Project from December 13, 2006 through September 30, 2007 - Not to exceed \$27,902 - Financing: Current Funds

Approved as part of the addendum addition consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3011

Addendum addition 17: Authorize real property tax abatement agreements with Pinnacle Industrial Center, LP for the purpose of granting a ten-year abatement of 75 percent of the taxes on added value to the real property for Building B located at 4024 Rock Quarry and Building H located at 3737 Rock Quarry within an Enterprise Zone in Pinnacle Park - Revenue: First-year tax revenue is estimated at \$21,512; Ten-year revenue estimated at \$215,120 (Estimated revenue foregone for ten-year property abatement is \$645,342)

Councilmember Oakley moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Garcia.

After discussion, Mayor Miller called the vote on Councilmember Oakley's motion:

Voting Yes: [6] Garcia, Medrano, Oakley, Salazar, Fantroy, Griffith  
Voting No: [6] Miller, Chaney, Koop, Natinsky, Rasansky, Hunt  
Absent when vote taken: [2] Hill, Blaydes  
Absent: [1] Thornton-Reese absent on city business

Mayor Miller declared the motion failed.

Later in the meeting, Councilmember Natinsky moved to reconsider the vote on addendum addition item 17.

Motion seconded by Councilmember Chaney.

After discussion, Mayor Miller called the vote on Councilmember Natinsky's motion to reconsider the vote on addendum addition item 17:

Voting Yes: [9] Garcia, Medrano, Oakley, Salazar, Chaney, Fantroy, Griffith, Blaydes, Natinsky  
Voting No: [4] Miller, Koop, Rasansky, Hunt  
Absent when vote taken: [1] Hill  
Absent: [1] Thornton-Reese absent on city business

Mayor Miller declared the motion to reconsider was adopted, and that addendum addition item 17 was before the council for reconsideration.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL  
06-3011  
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Councilmember Oakley moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Garcia.

After further discussion, Mayor Miller called the vote on Councilmember Oakley's motion to approve the item:

Voting Yes:	[11] Hill, Garcia, Medrano, Oakley, Salazar, Chaney, Fantroy, Griffith, Blaydes, Koop, Natinsky
Voting No:	[3] Miller, Rasansky, Hunt
Absent	[1] Thornton-Reese absent on city business

Mayor Miller declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3012

Addendum addition 18: Authorize **(1)** Supplement Agreement No. 1 to the professional services contract with Emma S. Walker, PC for additional accounting services to meet requirements for the U. S. Department of Housing and Urban Development's line of credit balance reconciliation to the general ledger, and related work; and, **(2)** an extension of the contract from September 30, 2006 to September 30, 2007 - \$32,000, from \$24,960 to \$56,960 - Financing: Current Funds

Approved as part of the addendum addition consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3013

Addendum addition 19: Authorize payment of annual membership fees and continuation of arrangements for providing specialized municipal-related services to the City to American Water Works Association in the amount of \$25,000, American Water Works Association Research Foundation in the amount of \$242,000, Association of Metropolitan Water Sewage Agencies in the amount of \$25,000, Dallas Regional Mobility Coalition in the amount of \$37,500, National League of Cities in the amount of \$30,765, North Central Texas Council of Governments in the amount of \$126,095, North Texas Commission in the amount of \$106,305, Regional Storm Water Management Program of North Central Texas in the amount of \$32,332, Texas Coalition of Cities For Utility Issues in the amount of \$36,344, Texas Municipal League in the amount of \$45,220, Transportation Excellence for the 21st Century in the amount of \$25,000, Trinity River Common Vision in the amount of \$29,800, United States Conference of Mayors in the amount of \$37,925, Water Environment Research Foundation in the amount of \$72,000 - Total not to exceed \$871,286 - Financing: Current Funds (\$507,286) and Water Utilities Current Funds (\$364,000)

Councilmember Rasansky requested that addendum addition consent agenda item 19 be considered as an individual item. Mayor Miller stated that addendum addition consent agenda item 19 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

Later in the meeting addendum addition consent agenda item 19 was brought up for consideration.

Councilmember Chaney moved to approve the item.

Motion seconded by Councilmember Koop.

After further discussion, Mayor Miller called the vote on the item.

The motion adopted on a divided voice vote, Rasansky voting "No". (Hill, Blaydes absent when vote taken; Thornton-Reese absent on city business)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3014

Addendum addition 20: An ordinance authorizing the issuance and sale of Equipment Acquisition Contractual Obligations, Series 2006 in an amount not to exceed \$13,065,000; accepting the bids and awarding the sale of the obligations; approving the Preliminary Official Statement; and enacting other provisions in connection therewith - Not to exceed \$56,733 - Financing: 2006 Equipment Acquisition Contractual Obligations - Interest Earnings

Councilmember Oakley moved to approve the ordinance authorizing the issuance and sale of \$13,000,000 equipment acquisition contractual obligations to Morgan Keegan & Company, Inc., being the best bid for these obligations.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Hill, Blaydes absent when vote taken; Thornton-Reese absent on city business)

Assigned ORDINANCE NO. 26501.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3015

Addendum addition 21: An ordinance authorizing the issuance and sale of General Obligation Bonds, Series 2006 in an amount not to exceed \$230,145,000; accepting the bids and awarding the sale of the bonds; approving the Preliminary Official Statement; and enacting other provisions in connection therewith - Not to exceed \$472,270 - Financing: Bond Funds - Interest Earnings

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

Councilmember Oakley moved to approve the ordinance authorizing the issuance and sale of \$221,830,000 General Obligation Bonds to Citigroup Global Markets Inc., being the best bid for these bonds.

Motion seconded by Councilmember Fantroy and unanimously adopted. (Miller, Griffith, Natinsky, Rasansky abstain; Hill, Blaydes absent when vote taken; Thornton-Reese absent on city business)

Assigned ORDINANCE NO. 26502.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3016

Addendum addition 22: Authorize a contract for the reconstruction of a portion of the hike and bike trail adjacent to the new pavilion at Bachman Lake Park located at 3500 Northwest Highway - West Texas Rebar Placers, Inc., lowest responsible bidder of three - \$364,382 - Financing: 2003 Bond Funds

Councilmember Salazar moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3017

Addendum addition 23: A resolution supporting the “Joint Recommendation for Regional Rail in North Central Texas” as put forth by Dallas Area Rapid Transit, Fort Worth Transportation Authority and Denton County Transportation Authority urging the 80th Texas Legislature to pass legislation exempting an amount equal to the locally authorized transit sales tax from the two percent local sales tax cap in the nine counties of North Texas that are designated by the Environmental Protection Agency as non-attainment for federal air quality standards - Financing: No cost consideration to the City

Councilmember Koop moved to approve the resolution.

Motion seconded by Councilmember Medrano.

After further discussion, Mayor Miller called the vote on the item.

The motion adopted on a divided voice vote, Hunt voting “No”. (Thornton-Reese absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3018

Addendum addition 24: A motion to reconsider Addendum Item No. 9, previously approved by the City Council on October 11, 2006, by Resolution No. 06-2799, which authorized a personal services contract with David Dean of Dean International, Inc. to provide transportation and economic development consulting services from October 12, 2006 through October 11, 2007 (Mayor Miller)

No action was taken on this item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3019

Addendum addition 25: Authorize a personal services contract with David Dean of Dean International, Inc. to provide transportation and economic development consulting services from October 12, 2006, through October 11, 2007 - Not to exceed \$515,000 - Financing: Public/Private Partnership Funds

No action taken was taken on this item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

OCTOBER 25, 2006

06-3020

Addendum addition 26: Authorize a professional services contract with CH2M Hill for the preparation of the Trinity Lakes design, Phase 1, for the Trinity River Corridor Project - Not to exceed \$9,617,929 - Financing: 1998 Bond Funds

Councilmember Oakley moved to defer the item until the November 8, 2006 voting agenda meeting of the city council.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Thornton-Reese absent on city business)

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, OCTOBER 25, 2006

EXHIBIT C