

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 11, 2007

07-1130

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

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

ABSENT: [1] Fantroy

The meeting was called to order at 9:19 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.

Zachary Woolens, St. Paul School in England, London, 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 4:22 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, APRIL 11, 2007

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 11, 2007

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1131

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: AnneMarie Bristow, 1322 Kessler Parkway
SUBJECT: Building Inspections

SPEAKER: Albert Parker, 6318 Elam Rd.
SUBJECT: Part II Mayor's Responsibility

SPEAKER: Landers Isom, 2019 Winter Sunday Way, **Arlington, Tx.**
REPRESENTING: Leonard Jones
SUBJECT: The City and its Business

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

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

SPEAKER: Frank Ward, P. O. Box 50694
REPRESENTING: The community at large
SUBJECT: I am the true prophet in this city

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1132

Item 1: Approval of Minutes of the March 28, 2007 City Council Meeting

Councilmember Koop moved to approve the minutes.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1133

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-34 and addendum addition consent agenda items 1-7, were presented for consideration.

Deputy Mayor Pro Tem Garcia requested that addendum addition consent agenda item 1 be considered as an individual item. Mayor Miller stated that addendum addition consent agenda item 1 be considered as an individual item later in the meeting, there being no objection voiced to Deputy Mayor Pro Tem Garcia's request.

Councilmember Koop requested that addendum addition consent agenda items 4 and 5 be considered as individual items. Mayor Miller stated that addendum addition consent agenda items 4 and 5 be considered as individual items later in the meeting, there being no objection voiced to Councilmember Koop's request.

Councilmember Rasansky requested that consent agenda items 2, 4, 6, 9, 15, 16, 21, 23, and addendum addition consent agenda items 1, 2, 3, and 7 be considered as an individual items. Mayor Miller stated that consent agenda item items 2, 4, 6, 9, 15, 16, 21, 23, and addendum addition consent agenda items 1, 2, 3, and 7 be considered as individual items later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

Councilmember Hunt requested that consent agenda item 2 be considered as an individual item. Mayor Miller stated that consent agenda item 2 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 2, 3, 4, 6, 9, 15, 16, 21, 23 and addendum addition consent agenda items 1, 2, 3, 4, 5, and 7 which would be considered later in the meeting.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1134

Item 2: 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 May 1, 2048, 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 estimated 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 \$8,700,000, from \$2,200,000 to \$10,900,000 at Dallas Love Field - Estimated Annual Revenue: \$40,430

Councilmember Rasansky and Councilmember Hunt requested that consent agenda item 2 be considered as an individual item. Mayor Miller stated that consent agenda item 2 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Rasansky's and Councilmember Hunt's request.

Later in the meeting agenda item 2 was brought up for consideration.

Councilmember Blaydes moved to approve the item.

Motion seconded by Councilmember Koop.

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

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

Mayor Miller declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1135

- Item 3: Authorize a seventy-two-month service contract, with two twenty-four-month renewal options, for the collection of recycling material at City facilities - Abitibi Consolidated Recycling Division, most advantageous proposer of two - Not to exceed \$892,080 - Financing: Current Funds

Deleted on the addendum.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1136

Item 4: Authorize a sixty-month concession contract, with two twelve-month renewal options, for food concession at the Automobile Building at Fair Park - Weiss Enterprises, Inc., only proposer - Estimated Annual Revenue: \$41,011

Councilmember Rasansky requested that consent agenda item 4 be considered as an individual item. Mayor Miller stated that consent agenda item 4 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 4 was brought up for consideration.

Councilmember Rasansky moved to approve the item.

Motion seconded by Councilmember Koop and unanimously adopted. (Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1137

Item 5: Authorize a thirty-six-month service contract for the maintenance of cardiac defibrillator/electrocardiogram monitors and support systems - Physio-Control, Inc. - Sole Source - Not to exceed \$210,543 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1138

Item 6: Authorize a twelve-month master agreement for brass fittings - The Ford Meter Box Company, Inc. in the amount of \$488,127, Mueller Company in the amount of \$469,619, and Ferguson Enterprises, Inc. in the amount of \$145,398, lowest responsible bidders of three - Total not to exceed \$1,103,144 - Financing: Water Utilities Current Funds

Councilmember Rasansky requested that consent agenda item 6 be considered as an individual item. Mayor Miller stated that consent agenda item 6 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 6 was brought up for consideration.

Councilmember Rasansky moved to approve the item.

Motion seconded by Councilmember Oakley and unanimously adopted. (Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1139

Item 7: Authorize a twenty-four-month service contract for laboratory services and bio-monitoring at the water and wastewater treatment plants - TTI Environmental Laboratories in the amount of \$499,799 and Bio-Aquatic Testing, Inc. in the amount of \$22,820, lowest responsible bidders of three - Total not to exceed \$522,619 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1140

Item 8: Authorize a thirty-six-month master agreement for athletic equipment and recreational supplies - S & S Worldwide in the amount of \$78,716, Sport Supply Group, Inc. dba BSN Sports in the amount of \$31,293, and Nationwide Supplies, L.P. in the amount of \$16,229, lowest responsible bidders of three - Total not to exceed \$126,238 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1141

Item 9: Authorize an increase in the contract with Maximus, Inc. for the enhancement of the fleet management software to provide an interface with the City's financial and accounting system - \$42,560, from \$477,000 to \$519,560 - Financing: Current Funds

Councilmember Rasansky requested that consent agenda item 9 be considered as an individual item. Mayor Miller stated that consent agenda item 9 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 9 was brought up for consideration.

Councilmember Natinsky moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Blaydes absent when vote taken; Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1142

Item 10: Authorize a twelve-month master agreement for plumbing fixtures, parts, and trim - Goodman Supply Company in the amount of \$121,043, and Ferguson Enterprises, Inc. in the amount of \$51,940, lowest responsible bidders of two - Total not to exceed \$172,983 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1143

Item 11: Authorize a twenty-four-month master agreement for energy efficient lighting bulbs and tubes for City facilities - American Light, LP in the amount of \$72,430, Voss Electric Co. in the amount of \$111,574, and Simba Industries in the amount of \$44,511, lowest responsible bidders of three - Total not to exceed \$228,515 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1144

Item 12: Authorize the purchase and installation of electrically operated, multiple-tiered gymnasium bleachers for the Reverchon and Martin Luther King Recreational Centers - John F. Clark Company, Inc., lowest responsible bidder of two - Not to exceed \$83,940 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1145

Item 13: Authorize Supplemental Agreement No. 2 to the professional services contract with the Law Offices of Deborah Hankinson PC, for additional legal services necessary in the lawsuit styled City of Dallas v. Kenneth E. Albert, et al., Case No. 05-03-01297-CV, and any other proceedings relating to the subject matter of this litigation - Not to exceed \$50,000, from \$110,000 to \$160,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1146

Item 14: A resolution authorizing the conveyance of a drainage easement to the State of Texas containing a total of approximately 1,428 square feet of land for the construction and maintenance of drainage facilities at Dallas/Fort Worth International Airport located near the intersection of Business Highway 114 and State Highway 114 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1147

Item 15: A resolution declaring approximately 14,949 square feet of City-owned land located near the intersection of Slay Street and Prairie Creek Road unwanted and unneeded and authorize its advertisement for sale by sealed bid with a minimum bid of \$18,000 - Financing: No cost consideration to the City

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 Thornton-Reese moved to approve the item.

Motion seconded by Councilmember Koop and unanimously adopted. (Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1148

Item 16: A resolution declaring approximately 15,032 square feet of City-owned land unwanted and unneeded located near the intersection of Live Oak Street and Collett Avenue and authorize its advertisement for sale by sealed bid with a minimum bid of \$293,124 - Financing: No cost consideration to the City

Councilmember Rasansky requested that consent agenda item 16 be considered as an individual item. Mayor Miller stated that consent agenda item 16 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 16 was brought up for consideration.

Councilmember Medrano moved to approve the resolution.

Motion seconded by Councilmember Koop and unanimously adopted. (Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1149

Item 17: An ordinance authorizing a correction to Ordinance No. 26214 for an amendment to Planned Development District No. 620 for a private school and child-care facility on the northeast corner of Northaven Road and Inwood Road to correct the labeling of exhibits attached to the ordinance - Z056-102 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 26706.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1150

Item 18: An ordinance authorizing a correction to Ordinance No. 36388 which amended Planned Development District No. 298, the Bryan Area Planned Development District in an area generally bounded by Roseland Avenue, Fitzhugh Avenue, San Jacinto Street, Carrol Avenue, Gaston Avenue, Good-Latimer Expressway and North Central Expressway, to include two exhibits inadvertently omitted from the ordinance and revised use chart - Z045-120 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 26707.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1151

Item 19: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of 17 properties improved with single-family homes and 9 vacant lots in the Cadillac Heights neighborhood near the intersection of Cedar Crest and Kiest Boulevards for the proposed Dallas Police Academy (list attached) - \$751,500 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1152

Item 20: Authorize the deposit of a Special Commissioners' Award in lawsuit styled, City of Dallas v. 1301 McDonald, L.P., et al., Cause No. cc-06-12963-c, pending in the County Court at Law No. 3, for the acquisition from 1301 McDonald, L.P., et al., of approximately 37 acres of land located near the intersection of McDonald Street and Union Pacific Railroad for the Dallas Floodway Extension Project - \$5,025,000 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1153

Item 21: **Cedars TIF District** **Note:** Item Nos. 21 and 22 must be considered collectively.

Authorize (1) a development agreement with Bennett Miller Homes I, Ltd. to provide funding for the design, engineering, professional services, and construction of public improvements for Millers Ferry Row Town Homes in Tax Increment Financing Reinvestment Zone Number Four (Cedars TIF District); and (2) the Cedars TIF District Board of Directors to dedicate up to \$192,000 from Cedars TIF revenues in accordance with the development agreement - Not to exceed \$192,000 - Financing: Cedars TIF District Funds

Councilmember Rasansky requested that consent agenda item 21 be considered as an individual item. Mayor Miller stated that consent agenda item 21 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 21 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 Deputy Mayor Pro Tem Garcia and unanimously adopted. (Rasansky abstain; Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1154

Item 22: **Cedars TIF District** **Note:** Item Nos. 21 and 22 must be considered collectively.

A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Four (Cedars TIF District) to reimburse Bennett Miller Homes I, Ltd. up to \$192,000 for certain TIF-eligible project costs related to the development of Millers Ferry Row Town Homes in the Cedars TIF District - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1155

Item 23: Authorize amendments to Resolution No. 06-2441, previously approved on September 13, 2006, for the redevelopment of the Santa Fe IV building located at 1033 Young Street in the Downtown Connection TIF District to **(a)** remove the residential requirement and increase the number of hotel rooms from 116 to 195, **(b)** define allowable expenditures for private investment, and **(c)** include Hamilton 1033 LLC, along with Santa Fe IV LP, as party to the development agreement - Financing: No cost consideration to the City

Councilmember Rasansky requested that consent agenda item 23 be considered as an individual item. Mayor Miller stated that consent agenda item 23 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 23 was brought up for consideration.

Councilmember Hunt moved to defer the item until April 25, 2007 voting agenda meeting of the city council.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1156

Item 24: Authorize the acceptance of an Economic Development Initiative grant from the U.S. Department of Housing and Urban Development to be used for the planning and design of an Afro-Centric Cultural District to be located in the South Dallas/Fair Park area for the period of May 17, 2006 to September 30, 2008 - Not to exceed \$148,500 - Financing: U.S. Department of Housing and Urban Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1157

Item 25: Authorize a twelve-month Interlocal Agreement, with two twelve-month renewal options, with El Centro Community College to provide educational and student support services at the West Dallas Multipurpose Center for the period April 18, 2007 through April 17, 2008 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1158

Item 26: Authorize rescheduling the public hearing from April 11, 2007 to May 23, 2007, to receive comments on the proposed final FY 2006-07 Consolidated Plan Reprogramming Budget #2 to provide program income for downtown condominium purchase loan assistance, for southern sector acquisition, demolition, and infrastructure, and construction financing for economic development and mixed-use development - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1159

Item 27: A resolution endorsing the continuation of the Dallas Police Department's Police and Constables in Partnership Program for increased traffic enforcement and crime reduction efforts to include Northwest, Southwest, and Central Dallas (portions of City Council Districts 1, 2, 3, 6, 7, and 14) with Dallas County Constable Precinct 5, and Southwest and Northwest Dallas (portions of City Council Districts 3, 6, and 8) with Dallas County Constable Precinct 4, Northeast, Central, Northwest, and North Central Dallas (portions of City Council Districts 2, 6, 7, 9, 10, 11, 12, 13, and 14) with Dallas County Constable Precinct 3, and continuing the program in Southwest, Central, and Southeast Dallas (portions of City Council Districts 1, 2, 3, 4, 5, 7, 8, and 14) with Dallas County Constable Precinct 1 for the period January 1, 2007 through December 31, 2007 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1160

Item 28: Authorize an Interlocal Agreement and Memorandum of Understanding with the City of Duncanville regarding the provisions of law enforcement services in geographical areas located within the cities of Dallas and Duncanville for the period February 3, 2007 through February 2, 2008 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1161

Item 29: Authorize **(1)** the application for and acceptance of the Six City Anti-Gang Grant in the amount of \$329,120 from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, to participate in a targeted gang prevention initiative and for the operation of a regional gang database for local, state, and federal law enforcement agencies for the period of June 1, 2006 through May 31, 2009, **(2)** a local match in the amount of \$20,010, and **(3)** execution of the grant agreement - Total not to exceed \$349,130 - Financing: U.S. Department of Justice Grant Funds (\$329,120) and Current Funds (\$20,010) (subject to annual appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1162

Item 30: Authorize a contract for the construction of erosion control improvements at 3411 Cedarhurst Drive - Craig Olden, Inc., lowest responsible bidder of three - \$138,220 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1163

Item 31: Authorize a contract for 2007 Asphaltic Concrete Street Resurfacing Group 1 on 37 improved streets (list attached) - Austin Bridge and Road, LP, lowest responsible bidder of two - \$8,566,961 - Financing: 2003 Bond Funds (\$8,468,456), Water Utilities Capital Construction Funds (\$98,505)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1164

Item 32: Authorize a contract for the reconstruction of street paving, drainage, water and wastewater main improvements for Street Group 03-609 (list attached) - Jeske Construction Company, lowest responsible bidder of five - \$1,221,892 - Financing: 2003 Bond Funds (\$826,948), Water Utilities Capital Improvement Funds (\$374,486), and Water Utilities Capital Construction Funds (\$20,458)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1165

Item 33: Authorize **(1)** a contract for the construction of paving, sidewalk, landscape and streetscape improvements for the Dilbeck Court Project located on the northwest corner of Sylvan Avenue and Fort Worth Avenue, with Jeske Construction Company, lowest responsible bidder of three, in an amount not to exceed \$477,246; **(2)** assignment of the construction contract to Dilbeck Court Limited for construction administration; and **(3)** payment to Dilbeck Court Limited for inspection and testing in an amount not to exceed \$46,400 - Total not to exceed \$523,646 - Financing: Public/Private Partnership Program Funds (\$163,651), 2003 Bond Funds (\$359,995)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1166

Item 34: Authorize **(1)** alley paving, storm drainage, and water and wastewater main improvements on the alley between Stewart Drive and Thomasson Drive from Turner Avenue to the existing concrete pavement west of Tyler Street; provide for partial payment of alley construction cost by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law, and **(2)** a benefit assessment hearing to be held on May 23, 2007 to receive comments - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1167

Item 35: 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 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 APRIL 11, 2007.

The 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.

Deputy Mayor Pro Tem Garcia 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 September 30, 2007.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Fantroy absent)

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

07- 1191 CPC CITY PLAN AND ZONING COMMISSION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1168

Item 36: A resolution authorizing approval of a longer retention period for City of Dallas official records for specific records series maintained by the City Secretary's Office - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Garcia moved to approve the resolution.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1169

CONSENT ZONING DOCKET

The consent zoning docket consisting of agenda items 37-43 were presented for consideration.

Agenda item 40 was removed from the consent zoning docket, to be considered as individual hearings.

- Agenda item 37: Zoning Case Z056-286 (RB)
- Agenda item 38: Zoning Case Z067-116 (JH)
- Agenda item 39: Zoning Case Z067-136 (RB)
- ~~Agenda item 40: Zoning Case Z067-141 (WE)~~
- Agenda item 41: Zoning Case Z067-142 (WE)
- Agenda item 42: Zoning Case Z067-143 (WE)
- Agenda item 43: Zoning Case Z067-145 (OTH)

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 regarding the items:

- William Hopkins, 2011 Leath St., Items 38 and 39
- Ozumba Lnuke-X, 4106 Vinyard Dr., Item 39

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1170

Item 37: Zoning Case Z056-286 (RB)

The consent zoning docket consisting of agenda items 37-43 were presented for consideration.

A public hearing was called on zoning case Z056-286 (RB), an application for and an ordinance granting an amendment to the Tract IV-A portion of Planned Development District No. 314, the Preston Center Special Purpose District, on the southwest corner of Preston Road and Weldon Howell Parkway

(The city plan commission and staff recommended approval, subject to revised conditions)

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 26708.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1171

Item 38: Zoning Case Z067-116 (JH)

The consent zoning docket consisting of agenda items 37-43 were presented for consideration.

A public hearing was called on zoning case Z067-116 (JH), an application for and an ordinance granting an amendment to, and an expansion of, Planned Development District No. 368 for a private school and childcare facility on property zoned Planned Development District No. 368 and an R-16(A) Single Family District on the south side of Churchill Way, east of Preston Road

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

The following individual addressed the city council regarding the item:

William Hopkins, 2011 Leath St.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 26709.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1172

Item 39: Zoning Case Z067-136 (RB)

The consent zoning docket consisting of agenda items 37-43 were presented for consideration.

A public hearing was called on zoning case Z067-136 (RB), an application for and an ordinance granting an amendment to, and an expansion of, Specific Use Permit No. 193 for a Temporary water pump station on property zoned an R-7.5(A) Single Family District in the northeast quadrant of Simpson Stuart Road and Teague Drive

(The city plan commission and staff recommended approval, subject to a revised site plan and conditions)

The following individuals addressed the city council regarding the item:

William Hopkins, 2011 Leath St.
Ozumba Lnuk-X, 4106 Vinyard Dr.

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 26710.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1173

Item 40: Zoning Case Z067-141 (WE)

The consent zoning docket consisting of agenda items 37-43 were presented for consideration.

A public hearing was called on zoning case Z067-141 (WE), an application for and an ordinance granting a Specific Use Permit for an Alcoholic Beverage Establishment use for a bar, lounge or tavern on property zoned Planned Development District No. 619 for mixed uses on the south side of Main Street, west of Ervay Street

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

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

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

John C. Tatum, 6617 Northaven Road

Councilmember Hunt moved to close the public hearing, and accept the recommendation of the city plan commission with the "restrictions that the two-year period is without automatic renewal" and pass the ordinance.

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

Assigned ORDINANCE NO. 26711.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1174

Item 41: Zoning Case Z067-142 (WE)

The consent zoning docket consisting of agenda items 37-43 were presented for consideration.

A public hearing was called on zoning case Z067-142 (WE), an application for and an ordinance granting a renewal of Specific Use Permit No. 1595 for a bank or savings and loan office with a drive-in window service on property zoned an HC Heavy Commercial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the southeast corner of Maple-Routh Connection and McKinney Avenue

(The city plan commission and staff 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 or in favor of the city plan commission's recommendation.

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 26712.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1175

Item 42: Zoning Case Z067-143 (WE)

The consent zoning docket consisting of agenda items 37-43 were presented for consideration.

A public hearing was called on zoning case Z067-143 (WE), 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 and a portion of Planned Development District No. 498, the Harry Hines Corridor Special Purpose District, on the northeast corner of Royal Lane and Denton Drive

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

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 26713.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1176

Item 43: Zoning Case Z067-145 (OTH)

The consent zoning docket consisting of agenda items 41-43 were presented for consideration.

A public hearing was called on zoning case Z067-145 (JH), an application for and an ordinance granting an amendment to, and expansion of, Planned Development District No. 527 and replacement of existing development plan for Planned Development District No. 527, and an ordinance terminating Specific Use Permit No. 1377 for a multifamily use on property zoned Planned Development District No. 527 and an IR Industrial Research District, on an area bounded by Denton Drive, Cullum Lane, Harry Hines Boulevard and Community Drive

(The city plan commission and staff recommended approval of an amendment to, and expansion of Planned Development District No. 527, subject to a development plan and conditions and approval of the termination of Specific Use Permit No. 1377)

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

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 26714 AND 26715.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1177

Item 44: Zoning Case Z067-123 (WE) – INDIVIDUAL

A public hearing was called on zoning case Z067-123 (WE), an application for and an ordinance granting a renewal of Specific Use Permit No. 1609 for potentially incompatible industrial uses with outside storage on property zoned an IM Industrial Manufacturing District on the west side of Spangler Road, between Ryan Road and Walnut Hill Lane

(The city plan commission and staff recommended approval for a one-year period, 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:

Keith Redmon, 521 Sterling, Richardson, TX, applicant

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

Motion seconded by Councilmember Natinsky.

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

Mayor Miller declared the motion adopted on a divided vote, with Mayor Miller, Deputy Mayor Pro Tem Garcia and Councilmember Griffith voting "No". (Hill absent when vote taken; Fantroy absent)

Assigned ORDINANCE NO. 26716.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1178

Item 45: Zoning Case Z067-139 (WE) - INDIVIDUAL

A public hearing was called on zoning case Z067-139 (WE), an application for a Specific Use Permit for a bank or savings and loan with a drive-in window service on property zoned a GR General Retail Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District on the northeast corner of Oak Lawn Avenue and Maple Avenue

(The city plan commission and staff recommended denial)

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

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

Peter Kavanagh, 1620 Handley, representing applicant

Councilmember Medrano moved to continue the public hearing and hold under advisement until the April 25, 2007 voting agenda meeting of the city council

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Hill absent when vote taken; Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1179

Item 46: **Private Sale of Unimproved Properties** **Note:** Item Nos. 46 and 47 must be considered collectively.

A public hearing to receive comments on the proposed private sale by quitclaim deed of 5 unimproved properties acquired by the taxing authorities from the Sheriff's Sale to Cornerstone Community Development Corporation, a qualified non-profit organization (list attached) - Financing: No cost consideration to the City

Item 47: Authorize the private sale, as provided for by Section 34.015 of the Texas Property Tax Code, by quitclaim deed of 5 unimproved properties acquired by the taxing authorities from a Sheriff's Sale to qualified non-profit organizations (list attached) - Revenue: \$5,945

The following individuals addressed the city council regarding the item:

Randolph K. Harris, 3433 Mirasol Ave., California
Frank Ward, P. O. Box 50694

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

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1180

Item 48: BENEFIT ASSESSMENT HEARING

A benefit assessment hearing to receive comments for street paving, storm drainage, and wastewater main improvements on Detonte Street from Gifford Street to dead-end east of Gifford Street, and at the close of the hearing, authorize an ordinance levying benefit assessments - Financing: This action has no cost consideration to the City

No one addressed the city council regarding the item.

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

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

Assigned ORDINANCE NO. 26717.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1181

Item 49: BENEFIT ASSESSMENT HEARING

A benefit assessment hearing to receive comments on street paving, water and wastewater main improvements on Bissonet Avenue from the alley north of Antler Avenue to Elam Road, and at the close of the hearing, authorize an ordinance levying benefit assessments, and a contract for the construction with Admiral Construction Company, lowest responsible bidder of three - \$320,111 - Financing: 2003 Bond Funds (\$190,946), Water Utilities Capital Improvement Funds (\$125,250), and Water Utilities Capital Construction Funds (\$3,915)

No one addressed the city council regarding the item.

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

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Hill absent when vote taken; Fantroy absent)

Assigned ORDINANCE NO. 26719.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1182

Closed Session [**HELD**]

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

- City of Coppell v. CB Parkway Business Center VI, Ltd., and Trammell Crow Company No. 43, Ltd., Cause No. 05-15940-C, City of Dallas v. Coppell Independent School District Board of Trustees, Appeal No. 05-07-00071, In re City of Coppell, No. 05-06-01462; and City of Coppell v. City of Dallas, No. 06-0524-e
- City of Dallas v. TCI West End, Inc., a Nevada corporation, and Weir Industries, Inc., a Texas corporation, Cause No. 06-04868-H
- Legal issues regarding the audit contract with KPMG, LLP
- Legal issues regarding MO56-048: Minor amendment to the development plan for Planned Development District No. 553 (St. Mark's School of Texas)

At 11:32 a.m. the Mayor announced the closed session of the city council authorized by Chapter 551, "OPEN MEETING," of the (Texas Open Meetings Act) to discuss the following matters:

- City of Coppell v. CB Parkway Business Center VI, Ltd., and Trammell Crow Company No. 43, Ltd., Cause No. 05-15940-C,
- City of Dallas v. TCI West End, Inc., a Nevada corporation, and Weir Industries, Inc., a Texas corporation, Cause No. 06-04868-H
- Legal issues regarding the audit contract with KPMG, LLP
- Legal issues regarding MO56-048: Minor amendment to the development plan for Planned Development District No. 553 (St. Mark's School of Texas)
- Addendum item 8 – Hunt-Woodbine Reality Corporation Development

The Mayor reconvened the city council after the closed session at 2:34 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1183

Addendum addition 1: Authorize Laura Miller to continue serving as the City's representative to the Texas Clean Air Cities Coalition (TCACC) and the TCACC Steering Committee through and after her term as Mayor - Financing: No cost consideration to the City

Deputy Mayor Pro Tem Garcia and Councilmember Rasansky requested that addendum addition consent agenda item 1 be considered as an individual item. Mayor Miller stated that addendum addition consent agenda item 1 would be considered as an individual item later in the meeting, there being no objection voiced to Deputy Mayor Pro Tem Garcia's and Councilmember Rasansky's request.

Later in the meeting addendum addition consent agenda item 1 was brought up for consideration.

Deputy Mayor Pro Tem Garcia moved to approve the item.

Motion seconded by Councilmember Medrano.

Councilmember Koop ask Deputy Mayor Pro Garcia if she would accept a friendly amendment by adding the following "that Mayor Miller reports back to the Chair of Transportation and Environment Committee in order to bring back information to brief the Transportation and Environment Committee. The Chair will be in on all telephone calls the Mayor will have with the rest of the Texas Clean Air Cities Coalition to allow the Chair to have comments."

Deputy Mayor Pro Tem Garcia accepted Councilmember Koop's friendly amendment as a part of her motion.

Councilmember Medrano, who seconded the original motion, also accepted Councilmember Koop's friendly amendment.

Councilmember Blaydes asked Deputy Mayor Pro Garcia if she would accept a friendly amendment to cover up to \$6,000 of expenses for six months of the process with an option to extend up to one year representing the City of Dallas beyond the Mayoral Office.

After discussion, Councilmember Blaydes withdrew his motion.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

Page 2

Mayor Miller asked Deputy Mayor Pro Tem Garcia if she would accept a friendly amendment that the city council would very much like Councilmember Koop to either Chair or Co-Chair the North Texas Clean Air Steering Committee and that is the desire of the city council as the group moved forward to decide their future.

Deputy Mayor Pro Tem Garcia accepted Mayor Miller's friendly amendment as a part of her motion.

Councilmember Medrano, who seconded the original motion, also accepted Mayor Miller's friendly amendment.

After further discussion, Mayor Miller called the vote on Deputy Mayor Pro Tem Garcia's motion as modified by the friendly amendment of Councilmember Koop "that Mayor Miller reports back to the Chair of Transportation and Environment Committee in order to bring back information to brief the Transportation and Environment Committee. The Chair will be in on all telephone calls the Mayor will have with the rest of the Texas Clean Air Cities Coalition to allow the Chair to have comments" and Mayor Miller's friendly amendment that the city council would very much like Councilmember Koop to either Chair or Co-Chair the North Texas Clean Air Steering Committee and that is the desire of the city council as the group moved forward to decide their future.

Mayor Miller declared the motion as modified by the friendly amendments unanimously adopted. (Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1184

Addendum addition 2: An ordinance abandoning a portion of Magnolia Street to Chavez Land Income Properties, L.P. and Chavez Properties-CBD#1, the abutting owners, containing a total of approximately 5,350 square feet of land located near the intersection of Magnolia Street and Woodall Rodgers Freeway, and authorizing the quitclaim - Revenue: \$374,500 plus the \$20 ordinance publication fee

Councilmember Rasansky requested that addendum addition consent agenda item 2 be considered as an individual item. Mayor Miller stated that addendum addition consent agenda item 2 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 2 was brought up for consideration.

Councilmember Medrano moved to approve the ordinance.

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

Assigned ORDINANCE NO. 26718.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1185

Addendum addition 3: Authorize amendments to the Financial Management Performance Criteria regarding the creation of Tax Increment Financing Reinvestment Zones to respond to evolving economic development opportunities - Financing: No cost consideration to the City

Councilmember Rasansky requested that addendum addition consent agenda item 3 be considered as an individual item. Mayor Miller stated that addendum addition consent agenda item 3 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 3 was brought up for consideration.

Deputy Mayor Pro Tem Garcia moved to approve the item.

Motion seconded by Mayor Pro Tem Hill.

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

Mayor Miller declared the motion adopted on a divided vote, with Mayor Miller voting "No". (Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1186

Addendum addition 4: Authorize an amendment to the Public/Private Partnership Program to include a special category for Transit-Oriented Development Projects in the Guidelines and Criteria governing tax abatement agreements and other economic development incentives as required by the Property Redevelopment and Tax Abatement Act (V.T.C.A., Tax Code, Chapter 312) and governing economic development loans and grants pursuant to Chapter 380 of the Texas Local Government Code - Financing: No cost consideration to the City

Councilmember Koop requested that addendum addition consent agenda item 4 be considered as an individual item. Mayor Miller stated that addendum addition consent agenda item 4 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Koop's request.

Later in the meeting that addendum addition consent agenda item 4 was brought up for consideration.

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

Councilmember Oakley moved to approve the item.

Motion seconded by Councilmember Blaydes and unanimously adopted. (Koop abstain; Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1187

Addendum addition 5: Authorize the City Manager to negotiate definitive terms for a Master Development Agreement with Cherokee New Transit, LLC, and/or its affiliates, for Transit Oriented Development pursuant to the Public/Private Partnership Program - Financing: No cost consideration to the City

Councilmember Koop 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 Councilmember Koop's request.

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

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

Councilmember Thornton-Reese moved to approve the item.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Koop abstain; Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1188

Addendum addition 6: Authorize an increase in the annual base salary of City Secretary, Deborah Watkins, in the amount of \$10,772, from \$103,228 to \$114,000 for a total annual additional cost of \$12,429, effective April 11, 2007 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1189

Addendum addition 7: Authorize (1) a grant agreement with Boundless Playgrounds, Inc. and CVS/pharmacy Charitable Trust, Inc. for the design and construction of a new playground at Kiest Park located at 3080 South Hampton Road in the amount of \$225,000; (2) the establishment of appropriations in the amount of \$39,960 in the Capital Gifts, Donation and Development Fund; and, (3) a professional services contract with Jones & Boyd, Inc. to provide schematic design, design development, construction documents, and topographic survey for the new playground at Kiest Park in the amount of \$39,960 - Total not to exceed \$39,960 - Financing: Capital Gifts, Donation and Development Funds

Councilmember Rasanky requested that addendum addition consent agenda item 7 be considered as an individual item. Mayor Miller stated that addendum addition consent agenda item 7 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 that addendum addition consent agenda item 7 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 Blaydes moved to approve the item.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Rasansky abstain; Fantroy absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

APRIL 11, 2007

07-1190

Addendum addition 8: Authorize a development agreement with Hunt-Woodbine Realty Corporation to design and provide funding for management and construction of the City's capital improvements to Union Station located at 400 South Houston in the amount of \$3,960,000 - Financing: To be advanced by the developer

Councilmember Natinsky moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Garcia and unanimously adopted. (Fantroy absent)

Note: The city secretary received a memorandum dated April 10, 2007, from Assistant City Manager, A. C. Gonzalez, to revise the resolution on Addendum item 8; Section 2 was inserted and the previous Section 2 was renumbered to Section 3. The revised resolution has been made a part of the official record.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, APRIL 11, 2007

EXHIBIT C