

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 16, 2007

07-1410

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

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

ABSENT: [1] Fantroy absent

The meeting was called to order at 9:20 a.m.

The assistant city secretary announced that a quorum of the city council was present.

Mayor Miller asked all members of the city council and the audience to stand for a moment of silence.

The meeting agenda, which was posted in accordance with Chapter 551, "OPEN MEETINGS," of the Texas Government Code, was presented.

After all business properly brought before the city council had been considered the city council adjourned at 6:09 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, MAY 16, 2007

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
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EXHIBIT B

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

MAY 16, 2007

07-1411

Special Presentations

At the beginning of each briefing meeting of the city council a time is set aside for the mayor to recognize special individuals or groups, to read mayoral proclamations, to confer honorary citizenships, and to make special presentations.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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CITIZEN SPEAKERS

In accordance with the City Council Rules of Procedure, the city council provided "open microphone" opportunities for the following individuals to comment on matters that were scheduled on the city council voting agenda or to present concerns or address issues that were not matters for consideration listed on the posted meeting agenda:

OPEN MICROPHONE –BEGINNING OF MEETING:

SPEAKER: Jean Houser
SUBJECT: Safety issues for the passengers riding DART

SPEAKER: Louvell Jenkins
SUBJECT: Community issues

SPEAKER: Al Armendariz, 11021 Ridge Meadow Dr.
SUBJECT: The city's cement purchasing policy – Briefing Item F

SPEAKER: Gary Stuard, 6344 Goliad Ave.
REPRESENTING: Interfaith Environment Alliance
SUBJECT: Adopting a Green Cement Policy – Briefing Item F

SPEAKER: Jim Schermbeck, P. O. Box 253, **Slanton, TX**
REPRESENTING: Downwinders At Risk
SUBJECT: Clean Air Plan – "Green Cement" Procurement Policy – Briefing Item F

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Chris Garcia, 900 Gifco Rd., **Midlothian, TX**
REPRESENTING: Ash Grove Cement
SUBJECT: Air Quality – Briefing Item F

SPEAKER: Paul Flores, 900 Gifco Rd., **Midlothian, TX**
REPRESENTING: Ash Grove Cement
SUBJECT: Air Quality – Briefing Item F

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OPEN MICROPHONE – END OF MEETING:

SPEAKER: Jim Gatens, 900 Gifco Rd., **Midlothian, TX**
REPRESENTING: Ash Grove Cement
SUBJECT: Air Quality – Briefing Item F

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

SPEAKER: Ozumba LnuX-X
SUBJECT: Ongoing problems with DPD Officers, Code Compliance, DA
Prosecutor, Precinct 5 Constable and Mayor

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Item 1: Approval of Minutes of the May 2, 2007 City Council Meeting and the May 7, 2007 Special Called City Council Meeting.

Councilmember Thornton-Reese moved to approve the minutes.

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

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

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07-1415

Item 2: Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)

The assistant city secretary distributed a report showing all nominations and re-nominations received for city boards and commissions appointments for the 2005-2007 board term updated through MAY 16, 2007.

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

Councilmember Chaney moved to appoint all the nominees to "individual appointment" positions in the report who meet all qualifications for service to the boards and commissions of the city for the term ending August 31, 2007.

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

Councilmember Chaney moved to appoint Adalberto E. Ruiz to the Board of Adjustment Alternate Member, Lisa Ross to the Reinvestment Zone Two Board (City Place Area) and Chase Evans to the Reinvestment Zone Four Board (Cedars Area).

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

Councilmember Chaney moved to appoint Jon "Tad" Heimburger, Vice Chair, of the Environmental Health Commission and Michael LoVuolo, Vice Chair, of the Community Development Commission.

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

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

07-1425 BOX BOARD OF ADJUSTMENT ALTERNATE MEMBERS
07-1426 JNC JUDICIAL NOMINATING COMMISSION
07-1427 MLB MUNICIPAL LIBRARY BOARD
07-1428 RZ02 REINVESTMENT ZONE TWO BOARD (CITYPLACE AREA)
07-1429 RZ04 REINVESTMENT ZONE FOUR BOARD (CEDARS AREA)
07-1430 BOARD OFFICERS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 16, 2007

07-1416

Briefings: A. Proposed FY 2007-08 Consolidated Plan Budget Amendments and Straw
Votes

The city manager briefed the city council on the item.

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Briefings: B. Budgeting for Outcomes: Status Report

The item was not discussed.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 16, 2007

07-1418

Briefings: C. Kiosk Installation Update

The following individual addressed the city council regarding the item:

Tom Diedrich, representing CBS Outdoor Group, Inc.

The city manager briefed the city council on the item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 16, 2007

07-1419

Police Memorial Ceremony at 12:00 noon.

City of Dallas, Dallas Police Department Police Memorial Day Service, Wednesday, May 16, 2007.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 16, 2007

07-1420

Briefings: D. Dallas/Fort Worth International Airport Facility Improvement Corporation
American Airlines, Inc. Revenue Refunding Bonds, Series 2007

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

The city manager, Jeffery Fegan, Chief Executive Officer, Dallas/Fort Worth International Airport and Chris Poinsette, Chief Financial Officer, Dallas/Fort Worth International Airport briefed the city council on the item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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Briefings: E. City of Dallas Water Utilities Drought Management

The item was not discussed.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 16, 2007

07-1422

Briefings: F. City of Dallas Air Quality Strategies

The following individuals addressed the city council regarding the item:

Jim Schermbeck, P. O. Box 253, **Slaton, Tx.**, representing Downwinders at Risk
Jim Gatens, 900 Gifco Rd. **Midlothian, Tx.**, representing Ash Grove Cement
Francisco Benjamin, 900 Gifco Rd. **Midlothian, Tx.**, representing Ash Grove Cement
Chris Klaus, Representing Council of Governments

The city manager and the city attorney briefed the city council on the item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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Briefings: G. Group Facilities Task Force Update

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

The item was not discussed.

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6/6/2007 10:39:09 AM

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MAY 16, 2007

Closed Session
07-1424-HELD

6ES

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

- Craig D. Ross v. The City of Dallas, No. 05-08442-D
- City of Dallas v. D & D Tan Enterprises, Inc., et al., No. 06-5896-D
- Jim Lowenberg, et al. v. City of Dallas, No. 06-0310
- Glenn W. Rhoden v. Prince E. Brown and City of Dallas, No. 06-00115-A
- American Casualty Company of Reading, PA, as Subrogee of Daniel Garcia v. City of Dallas and Fred Smith, No. 03-04874-D
- In re Billy Jo Ratcliff, No. 05-07-0571-CV
- City of Dallas v. Hall Lone Star Associates, L.P., No. 07-03301-L;
garage lease agreements dated January 23, 1986 between
the City of Dallas and Hall Lone Star Associates, L.P.
(2301 Ross Avenue)
- Legal issues regarding kiosk contract with CBS Outdoor Group, Inc.
- Legal issues involving regulation of newsracks

At 11:28 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:

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

- Craig D. Ross v. The City of Dallas, No. 05-08442-D
- City of Dallas v. D & D Tan Enterprises, Inc., et al., No. 06-5896-D
- Jim Lowenberg, et al. v. City of Dallas, No. 06-0310
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(2301 Ross Avenue)
- Legal issues regarding kiosk contract with CBS Outdoor Group, Inc.
- Legal issues involving regulation of newsracks

Mayor Miller reconvened the city council meeting after the closed session at 3:00 p.m. No other matters were discussed during the closed session.

MINUTES OF THE DALLAS CITY COUNCIL
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EXHIBIT C