

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, SEPTEMBER 12, 2007

07-2540  
VOTING AGENDA MEETING  
CITY COUNCIL CHAMBER, CITY HALL  
MAYOR TOM LEPPERT, PRESIDING

PRESENT: [15] Leppert, Garcia, Caraway, Medrano, Neumann, Hill, Salazar, Davis,  
Atkins, Kadane, Allen, Koop, Natinsky, Rasansky, Hunt

ABSENT: [0]

The meeting was called to order at 9:02 a.m.

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

The invocation was given by Rabbi Murray Berger, PhD, consultant to the Dallas VA Hospital and chaplain for the US Federal Correctional Institution.

Councilmember Atkins 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 4:09 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, SEPTEMBER 12, 2007

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, SEPTEMBER 12, 2007

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2541

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: Albert Parker, 6318 Elam Rd.  
SUBJECT: A nightmare returns to Dallas

SPEAKER: Larry Paul Jones, P. O. Box 571222  
REPRESENTING: Citizens of Dallas  
SUBJECT: Request performance review of Time Warner Cable (last review over 3 years ago)

SPEAKER: Mary Warner, 504 Town Creek Dr.  
SUBJECT: Dance Council and I Media

SPEAKER: William Hopkins, 2011 Leath St.  
SUBJECT: Racism against federal government and chemical company in West Dallas

SPEAKER: Kedric Couch, 638 Mayrant Dr.  
REPRESENTING: Couch Properties  
SUBJECT: Rental Inspection Program

SPEAKER: Ricardo Medrano, 2335 Knight St.  
SUBJECT: Rental Inspection Program

SPEAKER: Fred Blair, 210 W. Illinois  
REPRESENTING: Dallas Association of Real Estate Brokers  
SUBJECT: Rental Inspection Program

**OPEN MICROPHONE –END OF MEETING**

SPEAKER: Murriel Webb, 2638 S. Wood Dr.  
REPRESENTING: Spida, Inc. Braswell Child Development Center  
SUBJECT: Theft and vandalism of property in South Dallas

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

SPEAKER: Ozumba Lnuk-X, 4106 Vineyard Dr.  
SUBJECT: Corrupt Dallas Police Officer, past DA Prosecutor, corrupt Code Compliance Supervisor

SPEAKER: Jewel Floyd, 3815 Myrtle St.  
SUBJECT: “The influence of the City Council in regards to code enforcement in taking properties in East and South Dallas”

SPEAKER: Royce Howard, 808 Desoto Drive, **Desoto, TX**  
SUBJECT: Code Compliance Services

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2542

Item 1: Approval of Minutes of the August 22, 2007 City Council Meeting

Councilmember Neumann moved to approve the minutes.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2543

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-48 and addendum addition consent agenda items 1-18, were presented for consideration.

The following individual addressed the city council on all agenda items:

Roy Williams, 5881 Preston View Blvd., representing Rally

Councilmember Neumann requested that consent agenda items 28, 41, 48 and addendum addition consent agenda items 1, 2, 3, 8 and 9 be considered as individual items. Mayor Leppert stated that consent agenda items 28, 41, 48 and addendum addition consent agenda items 1, 2, 3, 8 and 9 be considered as individual items later in the meeting, there being no objection voiced to Councilmember Neumann's request.

Councilmember Hill requested that addendum addition consent agenda items 4 and 12 be considered as individual items. Mayor Leppert stated that addendum addition consent agenda items 4 and 12 be considered as individual items later in the meeting, there being no objection voiced to Councilmember Hill's request.

Councilmember Rasansky requested that consent agenda items 3, 6, 15, 16, 20, 28, 32 and addendum addition consent agenda items 2, 6, 7 and 8 be considered as individual items. Mayor Leppert stated that consent agenda items 3, 6, 15, 16, 20, 28, 32 and addendum addition consent agenda items 2, 6, 7 and 8 be considered as individual items later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

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

Councilmember Rasansky moved to approve all items on the consent agenda with the exception of consent agenda items 3, 6, 15, 16, 20, 28, 32, 41 and 48, and addendum addition consent agenda items 1, 2, 3, 4, 6, 7, 8, 9 and 12 which would be considered later in the meeting.

Motion seconded by Councilmember Neumann and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2544

Item 2: Authorize a thirty-six-month service contract to provide transportation starter services at Dallas Love Field - Highpoint Enterprises, lowest responsible bidder of three - Not to exceed \$555,000 - Financing: Aviation Current Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2545

Item 3: Authorize a twenty-four-month master agreement for aluminum sign blanks - Custom Products Corporation, lowest responsible bidder of three - Not to exceed \$345,000 - Financing: Current Funds

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

Councilmember Rasansky moved to approve the item.

Motion seconded by Councilmember Medrano and unanimously adopted. (Leppert, Garcia, Davis, Allen, Koop absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2546

Item 4: Authorize the purchase of a bio-solids distribution vehicle to be used at the Southside Wastewater Treatment Plant - Agco Corp. - Ag Chem Division, only bidder - Not to exceed \$306,160 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2547

Item 5: Authorize a thirty-six-month master agreement for boiler feed chemicals to be used in the wastewater collection system - Garratt Callahan Company with the lowest responsible bidder of four - Not to exceed \$54,846 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2548

Item 6: Authorize a twenty-four-month extension from November 1, 2007 through October 31, 2009 and an increase in the professional services contract for investment advisory services - First Southwest Asset Management, Inc. - \$80,000, from \$80,000 to \$160,000 - Financing: Current Funds (subject to annual appropriations)

Councilmember Rasansky requested that consent agenda item 6 be considered as an individual item. Mayor Leppert 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 defer the item until the September 26, 2007 voting agenda meeting of the city council.

Motion seconded by Councilmember Atkins and unanimously adopted. (Leppert, Garcia, Davis, Allen, Koop absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2549

Item 7: Authorize settlement of the claim filed by Glenn Anderson, Claim No. 05148438 - Not to exceed \$21,063 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2550

Item 8: Authorize settlement of the lawsuit styled Darren Davis et al. v. City of Dallas et al., Civil Action No. 3:06-CV-1106-R - Not to exceed \$110,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2551

Item 9: An ordinance abandoning a portion of a drainage easement to Anland 2A, L.P., the abutting owner, containing approximately 43 square feet of land located near its intersection of Victory Avenue and High Market Street - Revenue: \$5,400 plus the \$20 ordinance publication fee

Assigned ORDINANCE NO. 26909.

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2552

Item 10: An ordinance abandoning a portion of a sanitary sewer easement to Geoffrey R. Polma, the abutting owner, containing approximately 1,537 square feet of land located near the intersection of Rainbow Drive and Colorado Boulevard - Revenue: \$5,400 plus the \$20 ordinance publication fee

Assigned ORDINANCE NO. 26910.

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2553

Item 11: An ordinance abandoning a portion of a sanitary sewer easement to Kings Road Realty Ltd., the abutting owner, containing approximately 2,140 square feet of land located near the intersection of Inwood Road and Lemmon Avenue - Revenue: \$5,400 plus the \$20 ordinance publication fee

Assigned ORDINANCE NO. 26911.

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2554

Item 12: An ordinance abandoning a portion of a water and sanitary sewer easement to Charles W. Cox, the abutting owner, containing approximately 11,517 square feet of land located near the intersection of Marsh Lane and Rosemeade Parkway - Revenue: \$5,400 plus the \$20 ordinance publication fee

Assigned ORDINANCE NO. 26912.

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2555

Item 13: An ordinance abandoning a portion of an alley to St. Mark's School of Texas, the abutting owner, containing approximately 20,301 square feet of land located near the intersection of Preston Road and Orchid Lane, providing for the dedication of approximately 1,151 square feet of land needed for an alley turnaround and authorizing the quitclaim - Revenue: \$358,105 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 26913.

**Note: The City Attorney notified the City Secretary that he had a conflict of interest on consent agenda 13 and would leave the City Council Chamber during the vote on the consent agenda.**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2556

Item 14: Authorize the deposit of the Jury Award in the case of City of Dallas v. 1755 N.W. Corporation, Cause No. cc-05-01812-B, in the County Court at Law No. 2, for acquisition from 1755 N.W. Corporation of approximately 39 acres of land located near the intersection of Manana Drive and Spangler Road for the Elm Fork Soccer Complex project - \$5,531,322 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2557

Item 15: Authorize **(1)** approval of the Deep Ellum Public Improvement District Service Plan for 2008; **(2)** a public hearing to be held on September 26, 2007 to receive comments concerning the annual assessment rate for the Deep Ellum Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the Deep Ellum Public Improvement District (District) for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements in the District, approving and adopting the 2007 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2008; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

Councilmember Rasansky requested that consent agenda item 15 be considered as an individual item. Mayor Leppert 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 Rasansky announced that he had a conflict of interest and would abstain from voting or participating in any discussion. Councilmember Rasansky left the city council chamber.

Councilmember Medrano moved to approve the item.

Motion seconded by Councilmember Salazar and unanimously. (Rasansky abstain; Leppert, Garcia, Davis, Allen, Koop absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2558

Item 16: Authorize **(1)** approval of the Dallas Downtown Improvement District Service Plan for 2008; **(2)** a public hearing to be held on September 26, 2007 to receive comments concerning the annual assessment rate for the Dallas Downtown Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the Dallas Downtown Improvement District for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2007 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2008; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2007 assessment; and providing an effective date - Financing: No cost consideration to the City

Councilmember Rasansky requested that consent agenda item 16 be considered as an individual item. Mayor Leppert 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 Rasansky announced that he had a conflict of interest and would abstain from voting or participating in any discussion. Councilmember Rasansky left the city council chamber.

Councilmember Medrano moved to approve the item.

Motion seconded by Councilmember Salazar and unanimously. (Rasansky abstain; Leppert, Garcia, Davis, Allen, Koop absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2559

Item 17: Authorize **(1)** approval of the Prestonwood Public Improvement District Service Plan for 2008; **(2)** a public hearing to be held on September 26, 2007 to receive comments concerning the annual assessment rate for the Prestonwood Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the Prestonwood Public Improvement District for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2007 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2008; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2007 assessment; and providing an effective date - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2560

Item 18: Authorize **(1)** approval of the South Side Public Improvement District Service Plan for 2008; **(2)** a public hearing to be held on September 26, 2007 to receive comments concerning the annual assessment rate for the South Side Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the South Side Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2007 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2008; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2007 assessment; and providing an effective date - Financing: No cost consideration to the City

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2561

Item 19: Authorize **(1)** approval of the Uptown Public Improvement District Service Plan for 2008; **(2)** a public hearing to be held on September 26, 2007 to receive comments concerning the annual assessment rate for the Uptown Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the Uptown Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; approving and adopting the 2007 assessment roll with the City Secretary; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2008; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2562

Item 20: Authorize **(1)** approval of the Vickery Meadow Public Improvement District Service Plan for 2008; **(2)** a public hearing to be held on September 26, 2007 to receive comments concerning the annual assessment rate for the Vickery Meadow Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the Vickery Meadow Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2007 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2008; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

Councilmember Rasansky requested that consent agenda item 20 be considered as an individual item. Mayor Leppert stated that consent agenda item 20 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Rasansky's request.

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

Councilmember Rasansky 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 Natinsky moved to approve the item.

Motion seconded by Councilmember Allen and unanimously. (Leppert, Garcia, Davis, Allen, Koop absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2563

Item 21: Authorize a contract with the Department of State Health Services for the continuation of local health services to non-Medicaid eligible clients through Title V for the period September 1, 2007 through August 31, 2008 - Not to exceed \$80,010 - Financing: Department of State Health Services Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2564

Item 22: Authorize an amendment to Resolution No. 06-2607, previously approved on September 27, 2006, authorizing a secured, no interest, forgivable loan agreement with PWA Coalition of Dallas, Inc. dba AIDS Services of Dallas, for non-substantial rehabilitation at Hillcrest House located at 834 North Marsalis to **(1)** add Hillcrest House Partnership, Ltd. to the agreement as owner of the property, and **(2)** extend the term of the agreement through September 30, 2008  
- Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2565

Item 23: Authorize an amendment to the contract with the Department of State Health Services to **(1)** extend the FY 2006-07 contract to June 30, 2008; and **(2)** accept the FY 2007-08 grant funds for the Childhood Lead Poisoning Prevention Program for the period July 1, 2007 through June 30, 2008 - Not to exceed \$108,207 - Financing: Department of State Health Services Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2566

Item 24: Authorize the acceptance of a grant from the Department of State Health Services for the City of Dallas' Immunization Initiative Program for the period September 1, 2007 through August 31, 2008 - Not to exceed \$358,463 - Financing: Department of State Health Services Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2567

Item 25: Authorize the acceptance of a grant from the Department of State Health Services for the continuation of community and rural health services for the period September 1, 2007 through August 31, 2008 - Not to exceed \$196,600 - Financing: Department of State Health Services Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2568

Item 26: Authorize the first twelve-month renewal option to the contract with The Bethlehem Foundation to provide a family stabilization program to address the problems of economically disadvantaged persons in the southern sector of Dallas for the period October 1, 2007 through September 30, 2008 - Not to exceed \$80,000 - Financing: Current Funds (subject to appropriations)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2569

Item 27: Authorize Supplemental Agreement No. 1 to the professional services contract with Campos Engineering, Inc. to provide system design, production of construction documents, and construction administration services for the heating ventilation and air conditioning system repair and modification at the African American Museum located at 3536 Grand Avenue - Total not to exceed \$90,987, from \$23,500 to \$114,487 - Financing: 2006 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2570

Item 28: Authorize rescinding the contract with Roof Management Services, Inc. previously approved on December 14, 2005, by Resolution No. 05-3472, for roof replacement and asbestos abatement at Fire Station Number 41 located at 5920 Royal Lane - Financing: No cost consideration to the City

Councilmember Neumann and Councilmember Rasansky requested that consent agenda item 28 be considered as an individual item. Mayor Leppert stated that consent agenda item 28 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Neumann and Councilmember Rasansky's request.

Later in the meeting, agenda item 28 was brought up for consideration.

Councilmember Neumann moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2571

Item 29: Authorize **(1)** a public hearing to be held on October 10, 2007 to receive comments on the proposed private sale by quitclaim deed of one unimproved property located at 2619 Custer acquired by the taxing authorities from the Sheriff's Sale to Dallas Neighborhood Alliance for Habitat, Inc., a qualified non-profit organization; and, at the close of the public hearing, **(2)** consideration of approval of the sale of this property - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2572

Item 30: Authorize a contract for the installation of a fire sprinkler system in the basement under the grandstand seating area for the Little Heroes baseball field at Pike Park located at 2807 Harry Hines Boulevard - Mutual Sprinklers, Inc., lowest responsible bidder of four - \$69,430 - Financing: Park Beautification Trust Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2573

Item 31: Authorize a contract for the reconstruction and expansion of the existing parking lot along White Rock Trail at Lake Highlands North Park located at 9344 Church Road - Riverway Contractors and Management, Inc., lowest responsible bidder of four - \$421,209 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2574

Item 32: Authorize a decrease in the contract with C. Green Scaping, L.P. for the modifications to the gates at the hay barn, landscaping to accommodate a future access bridge across Cedar Creek, modifications to the zebra holding barns 5 and 6 drainage collection, and deletion of Alternate 2A for the DART outfall in the woodland area for the storm water quality improvements at the Dallas Zoo located at 650 South R.L. Thornton Freeway - (\$22,079), from \$771,854 to \$749,775 - Financing: 2004 Certificates of Obligation Funds

Councilmember Rasansky requested that consent agenda item 32 be considered as an individual item. Mayor Leppert stated that consent agenda item 32 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 32 was brought up for consideration.

Councilmember Kadane moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2575

Item 33: Authorize a contract for the construction of street paving, sidewalks, driveway approaches, barrier free ramps, curbs, gutters, water and wastewater adjustments for the Tenth Street Historic District pedestrian improvements - V.A. Construction, Inc., lowest responsible bidder of five - \$687,365 - Financing: 2003 Bond Funds (\$654,515), and Water Utilities Capital Construction Funds (\$32,850)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2576

Item 34: Authorize a contract for the reconstruction of alley paving, drainage and wastewater main improvements for Alley Reconstruction Group 03-2020 (list attached) - Jeske Construction Company, lowest responsible bidder of five - \$536,359 - Financing: 2003 Bond Funds (\$407,281), Water Utilities Capital Improvement Funds (\$111,693) and Water Utilities Capital Construction Funds (\$17,385)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2577

Item 35: Authorize a contract for the reconstruction of alley paving, drainage and wastewater main improvements for Alley Reconstruction Group 03-2203 (list attached) - Jeske Construction Company, lowest responsive bidder of four - \$1,273,024 - Financing: 2003 Bond Funds (\$614,366), Water Utilities Capital Improvement Funds (\$645,283), and Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2578

Item 36: Authorize a contract for the reconstruction of alley paving, water and wastewater main improvements for Alley Reconstruction Group 03-2019 (list attached) - P & E Contractors, Inc., lowest responsible bidder of two - \$1,054,805 - Financing: 2003 Bond Funds (\$571,515), Water Utilities Capital Improvement Funds (\$460,440), and Water Utilities Capital Construction Funds (\$22,850)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2579

Item 37: Authorize an increase in the contract with Northern Pipeline Construction Company for the construction of streetscape improvements on Field Street from Wood Street to Pacific Avenue, Ervay Street from Young Street to Pacific Avenue, St. Paul Street from Young Street to Bryan Street, and Harwood Street from Young Street to Bryan Street for the Dallas City Center TIF District to provide for revised quantities and costs for the streetscape items, pedestrian lighting, street furniture, tree/paver grates and art component - \$44,025, from \$2,780,691 to \$2,824,716 - Financing: City ~~TIF~~ Center TIF District Funds

Corrected on the addendum to the agenda.

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2580

Item 38: Authorize an Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for traffic signal improvements on SH 356 (Irving Boulevard) at Regal Row - \$14,971 - Financing: Texas Department of Transportation Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2581

Item 39: Authorize Supplemental Agreement No. 3 to the contract with HNTB Corporation to provide a catalog of aesthetic treatment options for the design of paving, drainage, and bridge replacement improvements to the Sylvan Avenue Bridge over the Trinity River from Gallagher Street to Irving Boulevard - \$51,500, from \$1,469,628 to \$1,521,128 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2582

Item 40: Authorize Supplemental Agreement No. 3 to the contract with Lockwood Greene Engineers, Inc. for additional design services for the baggage claim renovations, tunnel expansion joint repairs and a new tunnel ramp to Garage "A" in the amount of \$34,000, from \$182,750 to \$216,750 - Financing: Aviation Capital Construction Funds (\$8,500) and Federal Aviation Administration Airport Improvement Program Grant Funds (\$25,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2583

Item 41: Authorize a contract for the construction of a replacement facility for Fire Station No. 42 located at 3333 West Mockingbird Lane - Big Sky Construction Company, Inc., best value proposer of five - \$3,127,000 - Financing: 2003 Bond Funds

Councilmember Neumann requested that consent agenda item 41 be considered as an individual item. Mayor Leppert stated that consent agenda item 41 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Neumann's request.

Later in the meeting, agenda item 41 was brought up for consideration.

Councilmember Koop moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2584

Item 42: Authorize Supplemental Agreement No. 1 to the professional services contract with Carollo Engineers, P.C. for the design of miscellaneous improvements associated with major maintenance and rehabilitation at the Central Wastewater Treatment Plant - \$1,595,163, from \$677,268 to \$2,272,431 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2585

Item 43: Authorize a contract for the construction of effluent filters expansion and rehabilitation improvements at the Central Wastewater Treatment Plant - Archer Western Contractors, Ltd., lowest responsible bidder of three - \$19,733,000 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2586

Item 44: Authorize a professional services contract with Malcolm Pirnie, Inc. to evaluate alternatives and prepare a design report with recommendations for use of odor reducing chemicals and for odor control improvements at the Southside and Central Wastewater Treatment Plants - \$917,628 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2587

Item 45: Authorize a contract for the installation of water and wastewater mains at 23 locations (list attached) - John Burns Construction Company of Texas, Inc., lowest responsible bidder of four - \$7,537,265 - Financing: Water Utilities Capital Improvement Funds (\$7,518,227), 2003 Bond Funds (\$19,038)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2588

Item 46: Authorize a professional services contract with DAL-TECH Engineering, Inc. to evaluate deteriorated equipment and infrastructure and prepare a design report with recommendations for miscellaneous improvements associated with major maintenance and rehabilitation at the Southside Wastewater Treatment Plant - \$748,348 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2589

Item 47: Authorize a professional services contract with Halff Associates, Inc. to provide engineering services for the study, surveying and design of a water transmission main from the East Side Water Treatment Plant to the City of Hutchins West Corporate limits - \$2,674,500 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2590

Item 48: Authorize a professional services contract with TCB, Inc. to provide engineering services for the study, surveying and design of a water transmission main from the City of Hutchins West Corporate limits to the Sorcey Pump Station - \$3,487,195 - Financing: Water Utilities Capital Improvement Funds

Councilmember Neumann requested that consent agenda item 48 be considered as an individual item. Mayor Leppert stated that consent agenda item 48 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Neumann's request.

Later in the meeting, agenda item 48 was brought up for consideration.

Councilmember Neumann moved to approve the item.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Leppert, Garcia, Salazar, Koop, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2591

Item 49: 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 2007-2009 board term updated through September 12, 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.

Councilmember Medrano moved to appoint all the nominees to "individual appointment" positions in the report who meet all qualifications for service to the boards and commissions of the city for the term ending September 30, 2009.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Leppert, Garcia, Salazar, Koop, Rasansky absent when vote taken)

|                |            |  |
|----------------|------------|--|
| <b>07-2622</b> | <b>ASC</b> | <b>ANIMAL SHELTER COMMISSION</b>                 |
| <b>07-2623</b> | <b>CDC</b> | <b>COMMUNITY DEVELOPMENT COMMISSION</b>          |
| <b>07-2624</b> | <b>CPI</b> | <b>COMMISSION ON PRODUCTIVITY AND INNOVATION</b> |
| <b>07-2625</b> | <b>CSX</b> | <b>CIVIL SERVICE BOARD ADJUNCT MEMBERS</b>       |
| <b>07-2626</b> | <b>EHC</b> | <b>ENVIRONMENT HEALTH COMMISSION</b>             |
| <b>07-2627</b> | <b>MLB</b> | <b>MUNICIPAL LIBRARY BOARD</b>                   |
| <b>07-2628</b> | <b>PAR</b> | <b>PARK AND RECREATION BOARD</b>                 |
| <b>07-2629</b> | <b>SAC</b> | <b>SENIOR AFFAIRS COMMISSION</b>                 |





OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2592

Item 50: First reading of the appropriation ordinances for the proposed FY 2007-08 City of Dallas Operating, Grants and Trusts, and Capital Budgets - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the item:

Nick Sasso, 9085 Longmont Dr.

Ernestor Pena, 3321 McNeil

Lisa Hembry, 816 Blaylock Dr., representing Dallas iMedia

Diane Ragsdale, 4907 Spring, representing CHDOS

Sherman Roberts, 5826 Fox Hill Lane, representing City Wide Community  
Development Corporation

Norman Henry, 4148 Gentry Dr., representing Hope Builders CDC

Bob Latson, 163 Cowboy's Parkway, **Irving, TX**, representing Liberation Talk Show –  
Dallas iMedia Network

Itzel Brummer, 2108 Steepwood Dr., **Grapevine, TX**, representing Dallas iMedia

Councilmember Koop moved to approve the item.

Motion seconded by Councilmember Salazar and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2593

Item 51: A resolution declaring approximately 34,600 square feet of City-owned land improved with a former library located at the intersection of Lancaster Road and Corning Avenue unwanted and unneeded and authorize its advertisement for sale by sealed bid with a minimum bid of \$578,000 - Financing: No cost consideration to the City

Councilmember Medrano moved to approve the resolution.

Motion seconded by Councilmember Atkins and unanimously adopted. (Leppert, Garcia, Salazar, Koop, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2594

Item 52: Authorize an amendment to Supplemental Agreement No. 3 to the development agreement with Forest City previously approved on June 13, 2007, Resolution No. 07-1821, Section 2B, Subsection (b) in Section 2 of Resolution No. 07-1821, previously approved on June 13, 2007 to ~~(1)~~ clarify that Forest City shall initiate a due diligence process on the Atmos Complex and advise the City by December 31, 2007, of their future intentions regarding redevelopment of the property; ~~(2)~~ and provide a timetable, including a construction schedule and completion date for the Atmos Complex if Forest City decides to go forward with such redevelopment and, further, ~~(3)~~ that if Forest City decides not to go forward with such redevelopment at that time, then Forest City maintains its election currently described in Section 3.03 of the Development Agreement pertaining to ownership, payments and reversion of the Atmos Complex until October 31, 2009 - Financing: No cost consideration to the City

Corrected on the addendum to the agenda.

Councilmember Hunt moved to approve the item.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Leppert, Garcia, Salazar, Koop, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2595

Item 53: Authorize the second twelve-month renewal option to the contract with Phoenix Houses of Texas, Inc. for outpatient substance abuse treatment services for low-income medically indigent adolescents for the period October 1, 2007 through September 30, 2008 - Not to exceed \$75,000 - Financing: Current Funds (subject to appropriations)

Councilmember Medrano moved to approve the item.

Motion seconded by Councilmember Atkins and unanimously adopted. (Leppert, Garcia, Salazar, Koop, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2596

Item 54: **Municipal Setting Designation**  
**At 7220 C. F. Hawn Freeway**

**Note:** Item Nos. 54 and 55 must  
be considered collectively.

A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater beneath property currently owned by Gemini Industries, Inc. located near the intersection of C. F. Hawn Freeway and Southeast Drive and adjacent street right-of-way - Financing: No cost consideration to the City

Item 55: An ordinance authorizing support of the issuance of a municipal setting designation to Gemini Industries, Inc. by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City

The City Secretary read the following statement into the record:

"Pursuant to Section 51A-6.108 (g) (3) of the Dallas Development Code, the applicant or licensed representative of the applicant who is familiar with the application must be present and available to answer questions."

No one addressed the city council regarding the item.

Councilmember Salazar moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Hill and unanimously adopted. (Leppert, Garcia, Davis, Allen, Koop absent when vote taken)

Assigned ORDINANCE NO. 26914.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2597

Item 56: A public hearing to receive comments on the proposed 75.09¢/\$100 property tax rate for the 2007-08 fiscal year - Financing: No cost consideration to the City

The following individual addressed the city council regarding the item:

Albert Parker, 6318 Elam Rd.

Councilmember Salazar moved to close the public hearing.

Motion seconded by Councilmember Koop.

After discussion, Mayor Leppert called the vote on Councilmember Salazar's motion:

Voting Yes: [13] Leppert, Caraway, Medrano, Neumann, Hill, Salazar, Davis,  
Atkins, Kadane, Allen, Koop, Natinsky, Hunt

Voting No: [1] Rasansky

Absent when vote taken: [1] Garcia

Mayor Leppert declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2598

Item 57: A benefit assessment hearing to receive comments on street paving and storm drainage improvements on Alaska Avenue from East Saner Avenue to East Elmore Avenue, and at the close of the hearing, authorize an ordinance levying benefit assessments - Financing: No cost consideration to the City

The following individual addressed the city council regarding the item:

Jerry Miller, 4621 Creighton

Councilmember Atkins moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Salazar and unanimously adopted. (Leppert, Garcia, Davis, Allen, Koop absent when vote taken)

Assigned ORDINANCE NO. 26915.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2599

Item 58: A benefit assessment hearing to receive comments on street paving, storm drainage, water and wastewater main improvements for Community Drive from Denton Drive to West Northwest Highway, and at the close of the hearing, authorize an ordinance levying benefit assessments - Financing: No cost consideration to the City

No one addressed the city council regarding the item.

Councilmember Salazar moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Medrano and unanimously adopted. (Leppert, Garcia, Davis, Allen, Koop absent when vote taken)

Assigned ORDINANCE NO. 26916.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2600

Item 59: A benefit assessment hearing to receive comments on street paving, storm drainage, water and wastewater main improvements on Turtle Creek Boulevard from Levee Street to Market Center Boulevard, and at the close of the hearing, authorize an ordinance levying benefit assessments - Financing: No cost consideration to the City

No one addressed the city council regarding the item.

Councilmember Medrano moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Salazar and unanimously adopted. (Leppert, Garcia, Davis, Allen, Koop absent when vote taken)

Assigned ORDINANCE NO. 26917.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2601

Addendum addition 1: Authorize a forty-eight-month contract, with two twelve-month renewal options, to provide group term life (basic and supplemental), voluntary dependent life, and accidental death and dismemberment insurance coverage - Unimerica Insurance Company, most advantageous proposer of five - Not to exceed \$1.45 per employee per month for group basic term life - Financing: Human Resource Department Current Funds (subject to annual appropriations)

Councilmember Neumann requested that addendum addition consent agenda item 1 be considered as an individual item. Mayor Leppert 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 Councilmember Neumann's request.

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

Councilmember Natinsky moved to approve the item.

Motion seconded by Councilmember Allen and unanimously adopted. (Leppert, Garcia, Salazar, Koop, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2602

Addendum addition 2: Authorize the purchase of a thirty-six-month insurance policy for Commercial Property Insurance for property, fine arts, boiler and machinery, and money and securities - Wachovia Insurance Services, Inc., most advantageous proposer of seven - Not to exceed \$7,700,523 - Financing: Current Funds (subject to annual appropriations)

Councilmember Neumann and Councilmember Rasansky requested that addendum addition consent agenda item 2 be considered as an individual item. Mayor Leppert 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 Neumann and Councilmember Rasansky's request.

Later in the meeting, addendum addition consent agenda item 2 was brought up for consideration.

Councilmember Natinsky moved to approve the item.

Motion seconded by Councilmember Kadane and unanimously adopted. (Leppert, Garcia, Salazar, Koop, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2603

Addendum addition 3: Authorize the purchase of a thirty-six-month insurance policy for Excess Workers' Compensation Insurance - McGriff, Seibels & Williams, Inc., through Star Insurance Company, only proposer - Not to exceed \$1,215,000 - Financing: Human Resource Department Current Funds (subject to annual appropriations)

Councilmember Neumann requested that addendum addition consent agenda item 3 be considered as an individual item. Mayor Leppert 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 Neumann's request.

Later in the meeting, addendum addition consent agenda item 3 was brought up for consideration.

Councilmember Natinsky moved to approve the item.

Motion seconded by Councilmember Hunt and unanimously adopted. (Leppert, Garcia, Salazar, Koop, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2604

Addendum addition 4: Authorize Supplemental Agreement No. 1 to the contract with ACS State and Local Solutions, Inc. to (1) exercise a second term option to increase the contract amount; (2) provide a two-year extension of the existing contract; and (3) expand the automated red light enforcement program (Safelight) by forty additional cameras, including the relocation or modification of existing camera locations - Not to exceed \$15,815,823, from \$13,291,083 to \$29,106,906 - Financing: Current Funds

Councilmember Hill and Councilmember Hunt requested that addendum addition consent agenda item 4 be considered as an individual item. Mayor Leppert 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 Neumann's request.

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

Councilmember Natinsky moved to approve the item.

Motion seconded by Councilmember Allen.

After discussion, Deputy Mayor Pro Tem Caraway called the vote on Councilmember Natinsky's motion:

Voting Yes: [8] Caraway, Medrano, Neumann, Davis, Atkins, Kadane, Allen, Natinsky

Voting No: [2] Hill, Hunt

Absent when vote taken: [5] Leppert, Garcia, Salazar, Koop, Rasansky

Deputy Mayor Pro Tem Caraway declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2605

Addendum addition 5:           An ordinance abandoning a detention area and drainage easement to TCDFW I-20 I, LP, the abutting owner, containing approximately 4 acres of land located near the intersection of Hampton and Daniieldale Roads - Revenue: \$5,400 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 26918.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2606

Addendum addition 6: Authorize an amendment to Resolution No. 07-2029, previously approved on June 27, 2007, rescinding the requirement that the execution of a Community Development Block Grant loan agreement by the City is subject to obtaining 9% tax credit financing or tax-exempt bond financing and 4% tax credit financing or conventional financing satisfactory to the City, for the completion and rehabilitation of the property located at 201 Fran Way - No cost consideration to the City

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

Councilmember Medrano moved to approve the item.

Motion seconded by Councilmember Atkins and unanimously adopted. (Leppert, Garcia, Salazar, Koop, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2607

Addendum addition 7: Authorize annual adjustments to appropriations for the FY 2005-06 year-end close - Financing: No cost consideration to the City

Councilmember Rasansky requested that addendum addition consent agenda item 7 be considered as an individual item. Mayor Leppert 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, addendum addition consent agenda item 7 was brought up for consideration.

Councilmember Rasansky moved to defer the item until the September 26, 2007 voting agenda meeting of the city council.

Motion seconded by Councilmember Hunt and unanimously adopted. (Leppert, Garcia, Davis, Allen, Koop absent when vote taken)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2608

Addendum addition 8: Authorize the preparation of plans for the issuance of up to \$33,000,000 Downtown Dallas Development Authority Tax Increment Contract Revenue Bonds for the Mercantile development project located in Reinvestment Zone Number Eleven (Downtown Connection TIF District) - Financing: This action has no cost consideration to the City

Councilmember Neumann requested that addendum addition consent agenda item 8 be considered as an individual item. Mayor Leppert stated that addendum addition consent agenda item 8 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Neumann's request.

Later in the meeting, addendum addition consent agenda item 8 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 Natinsky moved to approve the item.

Motion seconded by Councilmember Medrano and unanimously adopted. (Leppert, Garcia, Davis, Allen, Koop absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2609

Addendum addition 9: Authorize a contract for the installation of a new playground at Kiest Park located at 3080 South Hampton Road - Phoenix I Restoration and Construction, Ltd., lowest responsible bidder of two - \$571,000 - Financing: 2003 Bond Funds (\$225,292), 2006 Bond Funds (\$160,668) and Capital Gifts, Donation and Development Funds (\$185,040)

Councilmember Neumann requested that addendum addition consent agenda item 9 be considered as an individual item. Mayor Leppert stated that addendum addition consent agenda item 9 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Neumann's request.

Later in the meeting, addendum addition consent agenda item 9 was brought up for consideration.

Councilmember Neumann moved to approve the item.

Motion seconded by Councilmember Kadane and unanimously adopted. (Leppert, Garcia, Salazar, Koop, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2610

Addendum addition 10: Authorize a thirty-six-month contract with two twelve-month renewal options beginning October 1, 2007 through September 30, 2010 with the Youth Services Council of the Richardson Independent School District to provide after-school programs at Skyview Elementary School, Forest Lane Academy, Audelia Creek Elementary School, Forest Meadow Junior High School and Lake Highlands Junior High School - Not to exceed \$194,382 - Financing: Current Funds (\$171,882) (subject to annual appropriations); Department of Education Grant Funds (\$22,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2611

Addendum addition 11: Authorize an increase in the contract with Shirley and Sons Construction Company, Inc. for additional pumping and piping to drain Turtle Creek for erosion inspection under the Stonebridge Drive dam within the Turtle Creek Parkway - \$121,232, from \$839,534 to \$960,766 - Financing: 2003 Bond Funds (\$76,775) and 2006 Bond Funds (\$44,457)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2612

Addendum addition 12: Authorize **(1)** an increase in the contract with Sedalco, LP for the construction of the discovery garden, evaporative condensed water chiller, TXU service and transformer cost, and additional select fill for the construction of the Trinity River Audubon Center; and, **(2)** the establishment of appropriations in the amount of \$730,000 in the Capital Gifts, Donation and Development Funds - \$813,147, from \$10,801,483 to \$11,614,630 - Financing: 1998 Bond Funds (\$83,147) and Capital Gifts, Donation and Development Funds (\$730,000)

Councilmember Hill requested that addendum addition consent agenda item 12 be considered as an individual item. Mayor Leppert 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 Hill's request.

Later in the meeting, addendum addition consent agenda item 12 was brought up for consideration.

Councilmember Hill moved to approve the item.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Leppert, Garcia, Salazar, Koop, Rasansky absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2613

Addendum addition 13: Authorize the City to enter into an Interlocal Agreement with the Texas Department of Transportation for the Woodall Rodgers Deck Plaza Project and to provide advance funding for the engineering review - Not to exceed \$118,397 - Financing: 2006 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2614

Addendum addition 14: Authorize an increase in the contract with TMV LLC dba Triune Associates for renovation of the Moorland YMCA building located at 2700 Flora Street for the Dallas Black Dance Theatre to provide restoration of existing wood windows - \$251,609, from \$3,998,811 to \$4,250,420 - Financing: Private Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2615

Addendum addition 15: **Local Air Quality Program** **Note:** Items Nos. 15 and 16 must be considered collectively.

Authorize **(1)** an Interlocal Agreement with the North Central Texas Council of Governments for reimbursement of funds for traffic engineering services and City staff expenses to update traffic signal timings and replace broken vehicle detectors at 98 locations (list attached) in an amount not to exceed \$597,875; and **(2)** a required City local match in an amount not to exceed \$149,469 - Total not to exceed \$747,344 - Financing: North Central Texas Council of Governments Funds (\$597,875), Current Funds (\$149,469)

Approved as part of the consent agenda.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2616

Addendum addition 16: **Local Air Quality Program** **Note:** Items Nos. 15 and 16 must be considered collectively.

Authorize an Interlocal Agreement with the Texas Department of Transportation for reimbursement of funds for traffic engineering services and City staff expenses to update traffic signal timings and replace broken vehicle detectors at 73 locations (list attached) - Not to exceed \$520,112 - Financing: Texas Department of Transportation Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2617

Addendum addition 17: **Thoroughfare assessment Program** **Note:** Item Nos. 17 and 18 must be considered collectively.

Authorize an amendment to the Interlocal Agreement with the North Central Texas Council of Governments to provide local matching funds for traffic engineering services to update traffic signal timings and signal progression at 241 additional locations (list attached) - \$223,560, from \$166,320 to \$389,880 - Financing: Dallas Area Rapid Transit Funds (\$203,040), Current Funds (\$20,520)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2618

Addendum addition 18: **Thoroughfare assessment Program** **Note:** Item Nos. 17 and 18 must be considered collectively.

Authorize **(1)** an Interlocal Agreement with the Texas Department of Transportation for reimbursement of material and labor provided by the City for signal timing improvements at 241 locations (list attached) in an amount not to exceed \$80,890; **(2)** the receipt and deposit of funds in an amount not to exceed \$15,642 from Dallas Area Rapid Transit for reimbursement of a portion of the required local match; and **(3)** a required City local match in an amount not to exceed \$1,581 - Total not to exceed \$98,113 - Financing: Texas Department of Transportation Grant Funds (\$80,890), Dallas Area Rapid Transit Funds (\$15,642), Current Funds (\$1,581)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2619

Addendum addition 19: An ordinance amending Chapter 15C of the Dallas City Code to remove the requirement for verified burglar alarm notification at commercial sites prior to the dispatch of the Dallas Police Department and provide for alarm permit fees, false alarm notification fees, fines and penalties, and other matters related thereto - Estimated Annual Revenue \$1,155,000 (via Mayor Leppert)

The following individuals addressed the city council regarding the item:

Robert Schlein, 5502 Bent Trail  
Calie Stephens, 7107 Holly Hill Dr.  
Harry DeMarco, 8160 San Benito Way, representing HDS Clothing  
Enrique Carranza, 7214 Fillmore Dr., representing Stemmons Crossroad Business Crime Watch Group  
Jessica Davis, 8850 Ferguson Rd.  
Hortencia Villegas, 1711 S. Marsalis St.  
Tatiana Coleman, 428 E. Jefferson Rd.  
Dallas Tillman, 1432 Cibola Dr.  
John Roberts, 1214 Woodlawn St.  
Shelly Musselman, 4510 McKinney Ave. representing Forty Five Ten  
Howard Aldridge, 1408 Bonnie View Rd.  
CiCi Rojas, 4622 Maple Ave. representing Greater Dallas Asian American Chamber of Commerce  
Marrina Bhargava, 1327 N. Peak St. representing Meed Center  
Leslie Cato, 3818 Idaho St. representing Calvary Temple  
Paul Wunderlich, 4500 S. Cockrell Hill Rd. representing North Texas Food Bank  
Chris Russell, 12225 Greenville Ave. representing North Texas Alarm Association  
Ross Blackstone, 7151 Gaston Ave.  
Jimmy No, 1315 Riverchase Dr., **Coppell, TX.** representing DF Wireless  
Steve Smith, 4750 State Road, **Benslam, PA.** representing Charming Shoppes  
Calvin Erves, 7580 Oak Grove Rd., **Ft. Worth, TX.**, representing Albertson LLC.  
Neal Head, 209 Magnolia, **Lancaster, TX.** representing Two Ponders Restaurant

Councilmember Rasansky moved to approve the ordinance.

Motion seconded by Deputy Mayor Pro Tem Caraway.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

07-2619

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Later in the meeting, Mayor Pro Tem Garcia moved to substitute Councilmember Rasansky's motion to delay the approval of the ordinance and send back for the Public Safety Committee to review for a period of 60 days and bring it back to the city council.

Motion seconded by Councilmember Salazar.

After discussion, Mayor Leppert called the vote on Mayor Pro Tem Garcia's substitute motion to delay the approval of the ordinance and send back for the Public Safety Committee to review for a period of 60 days and bring it back to the city council:

Voting Yes: [6] Garcia, Medrano, Hill, Salazar, Allen, Hunt

Voting No: [9] Leppert, Caraway, Neumann, Davis, Atkins, Kadane, Koop, Natinsky,  
Rasansky

Absent: [0]

Mayor Leppert declared the motion failed.

Mayor Leppert called for a vote on Councilmember Rasansky's motion to approve the ordinance.

Voting Yes: [11] Leppert, Caraway, Neumann, Salazar, Davis, Atkins, Kadane, Allen,  
Koop, Natinsky, Rasansky

Voting No: [4] Garcia, Medrano, Hill, Hunt

Absent: [0]

Mayor Leppert declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2620

Addendum addition 20: A public hearing to receive comments regarding consideration of amendments to Chapters 51 and 51A, "The Dallas Development Code", of the Dallas City Code by amending existing regulations and adding new sections providing for gas drilling and production regulations and an ordinance granting the amendments

The following individuals addressed the city council regarding the item:

Rob Schultz, 3000 Pegasus Park Drive, representing ExxonMobile Production on behalf of Metroplex Barnett Shale LLC.

Stephen Smith, 4109 Williams Court, **Grapevine, TX**, representing Harding Company on behalf of Metroplex Barnett Shale Oil & Gas.

William Cothrum, 900 Jackson

Frank Ward, P. O. Box 50694

Councilmember Natinsky moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Salazar.

After discussion, Deputy Mayor Pro Tem Caraway called for a vote on the motion.

Deputy Mayor Pro Tem Caraway declared the motion adopted on a divided vote, with Councilmember Hunt voting "No". (Leppert, Garcia, Koop absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 12, 2007

07-2621

Addendum addition 21: A public hearing to receive comments regarding an application for and an ordinance changing the name of Boll Street between Ross Avenue and Flora Street to Arts Plaza - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the item:

Joel Austin, 2025 Sage Valley Dr., Richardson, TX, representing Billingsley Co.  
Marvin Crenshaw, 5134 Malcolm X Blvd.

Councilmember Hunt moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Leppert, Garcia, Salazar, Koop, Rasansky absent when vote taken)

Assigned ORDINANCE NO. 26921.

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, SEPTEMBER 12, 2007

EXHIBIT C