

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 5, 2008

08-0730

CITY COUNCIL BRIEFING
CITY HALL, ROOM 6ES
MAYOR TOM LEPPERT, PRESIDING

PRESENT: [15] Leppert, Garcia, Caraway (*9:24 a.m.), Medrano, Neumann, Hill, Salazar (*9:35 a.m.), Davis, Atkins, Kadane, Allen, Koop, Natinsky, Rasansky, Hunt

ABSENT: [0]

The meeting was called to order at 9:03 a.m.

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

The invocation was given by Randy Skinner, Director of Transformation of Highland Park Presbyterian.

Councilmember Allen 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 4:47 p.m.

Mayor

ATTEST:

Assistant City Secretary

The meeting agenda is attached to the minutes of this meeting as EXHIBIT A.

The actions taken on each matter considered by the city council are attached to the minutes of this meeting as EXHIBIT B.

Ordinances, resolutions, reports and other records pertaining to matters considered by the city council, are filed with the city secretary as official public records and comprise EXHIBIT C to the minutes of this meeting.

*** Indicates arrival time after invocation and pledge of allegiance.**

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EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
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EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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08-0731

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.

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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: Richie Sheridan, 3022 Forest Lane
REPRESENTING: Some Dallas Citizens
SUBJECT: U.S.

SPEAKER: Don Hicks, 6840 Talbot Pkwy.
SUBJECT: DFW Airport Board nominee

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

SPEAKER: Ozumba Lnuk-X, 4106 Vineyard Dr
SUBJECT: Corrupt Dallas Police Officer, Criminal Justice System, past DA
Prosecuting Attorney, Code Compliance Supervisor, and Dallas is a
racist city

SPEAKER: Leslie Davis, 3035 E. Ledbetter Dr.
SUBJECT: Future of Oak Cliff in Dallas, Police, Crime, and Pollution

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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Item 1: Approval of Minutes of the February 20, 2008 City Council Meeting and Special Community Meeting

Mayor Pro Tem Garcia moved to approve the minutes.

Motion seconded by Councilmember Kadane and unanimously adopted.

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08-0735

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 2007-2009 board term updated through March 5, 2008.

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

Councilmember Hill moved to appoint David W. Westbrook Jr., Mechanical Engineer, and Dale Litton, Person Who Participates in Community Affairs, to the Building Inspection Advisory, Examining and Appeals Board; Daniel A. Reyes, Interested Citizen, to the Cultural Affairs Commission; Tevon Taylor, Information Technology, to the Commission on Productivity and Innovation; and Councilmember Carolyn R. Davis was appointed to the Employees' Retirement Fund Board Of Trustees.

Motion seconded by Councilmember Medrano and unanimously adopted.

Mayor Pro Tem Garcia moved to reappoint Roland C. Anderson, Chair, Permit and License Appeal Board; and Theresa A. Flores, Vice Chair, Reinvestment Zone Board 7 (Sports Arena).

Motion seconded by Councilmember Natinsky and unanimously adopted. (Caraway absent when vote taken)

Councilmember Hunt moved to appoint Maridel Hoagland, Vice Chair, Permit and License Appeal Board.

Motion seconded by Councilmember Rasansky and unanimously adopted. (Caraway, Davis, Atkins absent when vote taken)

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

Motion seconded by Councilmember Medrano and unanimously adopted.

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

08-0744	BIA	BUILDING INSPECTION ADVISORY, EXAMINING & APPEALS BOARD
08-0745	CAC	CULTURAL AFFAIRS COMMISSION
08-0746	CPI	COMMISSION ON PRODUCTIVITY AND INNOVATION
08-0747	CPR	DALLAS CITIZENS POLICE REVIEW BOARD
08-0748	CSX	CIVIL SERVICE BOARD ADJUNCT MEMBERS
08-0749	ERF	EMPLOYEES' RETIREMENT FUND BOARD OF TRUSTEES
08-0750		BOARD OFFICERS

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08-0736

Item 3: Consideration of appointments of members to the Dallas/Fort Worth International Airport Board (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A) (List of nominees is available in the City Secretary's Office)

The following individuals addressed the city council regarding the item:

Gilbert Aranza, 3445 University Blvd, **University Park, TX**
Marvin E. Robinson, 311 Glen Oaks
Ray Mickens, 508 Villa Crossing, **Southlake, TX**

Deputy Mayor Pro Tem Garcia moved to appoint the following individual to the Dallas/Fort Worth International Airport Board:

- Place 04 Forrest Smith

Motion seconded by Councilmember Koop.

After discussion, Mayor Leppert called the vote on Mayor Pro Tem Garcia's motion to approve appointment of Forrest Smith to Place 04:

Voting Yes: [9] Garcia, Caraway, Medrano, Hill, Salazar, Davis, Atkins, Kadane, Hunt
Voting No: [6] Leppert, Neumann, Allen, Koop, Natinsky, Rasansky

Mayor Leppert declared the motion adopted.

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Item 4: Authorize settlement of the lawsuit styled Joshua Hathaway, Barbara Cabler and John Duncan v. City of Dallas, Cause No. 07-12181-D - Not to exceed \$160,000
- Financing: Current Funds

Councilmember Rasansky moved to approve the item.

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

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08-0738

Item 5: Authorize settlement of the lawsuit styled Ray Irvine v. City of Dallas, Civil Action No. 3:07-CV-1940-M - Not to exceed \$110,000 - Financing: Current Funds

Mayor Deputy Pro Tem Caraway moved to approve the item.

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

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Briefings: A. Citywide Green Building Program

The city manager briefed the city council on the item.

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Every Child Ready to Read @ Dallas Kickoff, Dallas West Branch Library –
2332 Singleton Boulevard, Dallas, Texas 75212

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Briefings: B. Neighborhood Stabilization Overlay

The city manager briefed the city council on the item.

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Briefings: C. ZIP Process Improvement

The item was not discussed.

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Closed Session
[08-0743; HELD]

6ES

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

- Taylor Hillis, Claim No. 07182724
- Americana Food Limited Partnership, Case No. 06-34387-HDH-7
- Legal issues involving the termination of the Fleet Maintenance Contract
- Love Terminal Partners, L.P. et al. v. City of Dallas, Texas, et al., Appeal No. 07-11215; Love Terminal Partners, LP, et al. v. City of Dallas, et al., Appeal No. 05-07-00383; and the acquisition of certain leasehold interests at Dallas Love Field with addresses of 7701 and 7777 Lemmon Avenue, including the exercise of eminent domain if necessary
- Joshua Hathaway, Barbara Cabler and John Duncan v. City of Dallas, Cause No. 07-12181-D
- Ray Irvine v. City of Dallas, Civil Action No. 3:07-CV-1940-M

Real Property Deliberations (Sec. 551.072 T.O.M.A.)

- The acquisition of certain leasehold interests at Dallas Love Field with addresses of 7701 and 7777 Lemmon Avenue, including the exercise of eminent domain if necessary

At 10:35 a.m. Mayor Leppert announced the closed session of the city council authorized by Chapter 551, "OPEN MEETING," of the (Texas Open Meetings Act) will begin at 1:00 p.m. to discuss the following matters:

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

- Taylor Hillis, Claim No. 07182724
- Americana Food Limited Partnership, Case No. 06-34387-HDH-7
- Legal issues involving the termination of the Fleet Maintenance Contract
- Love Terminal Partners, L.P. et al. v. City of Dallas, Texas, et al., Appeal No. 07-11215; Love Terminal Partners, LP, et al. v. City of Dallas, et al., Appeal No. 05-07-00383; and the acquisition of certain leasehold interests at Dallas Love Field with addresses of 7701 and 7777 Lemmon Avenue, including the exercise of eminent domain if necessary
- Joshua Hathaway, Barbara Cabler and John Duncan v. City of Dallas, Cause No. 07-12181-D
- Ray Irvine v. City of Dallas, Civil Action No. 3:07-CV-1940-M

Real Property Deliberations (Sec. 551.072 T.O.M.A.)

- The acquisition of certain leasehold interests at Dallas Love Field with addresses of 7701 and 7777 Lemmon Avenue, including the exercise of eminent domain if necessary

Mayor Leppert reconvened the city council meeting after the closed session at 2:19 p.m. No other matters were discussed during the closed session.

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EXHIBIT C