

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, APRIL 16, 2008

08-1200

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

PRESENT: [15] Leppert, Garcia, Caraway, Medrano, Neumann, Hill (\*9:55 a.m.), Salazar (\*9:18 a.m.), Davis, Atkins, Kadane, Allen, Koop, Natinsky, Rasansky, Hunt (\*9:25 a.m. )

ABSENT: [0]

The meeting was called to order at 9:01 a.m.

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

The invocation was given by Debbie McComas, 3<sup>rd</sup> Church of Christ Scientist, in Oak Lawn.

John Martinez, Executive Director of Hispanic contractors, 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 5:45 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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5/7/2008 11:53:40 AM

OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, APRIL 16, 2008

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, APRIL 16, 2008

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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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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08-1202

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: Janice Golden, 3410 Gallagher Dr.  
REPRESENTING: Ennis Golden  
SUBJECT: Aggravated assault of a minor

SPEAKER: Margaret Lindsey, 6109 Jim Miller Rd.  
SUBJECT: Proposed Animal Ordinance

SPEAKER: Sammie Davis, 1505 Serenade Lane  
REPRESENTING: Fellowship Baptist Church  
SUBJECT: People on tape who stole air condition units from the church

SPEAKER: Artura Richardson, 1729 Boca Chica Dr.  
SUBJECT: Crime at Camp Wisdom Road and Chancer

SPEAKER: Juanita Miramontes, 321 Calumet Ave  
REPRESENTING: Calumet Community Center  
SUBJECT: Trying to get funds for center

SPEAKER: Rosa Oreinstein, 1802 Rock Creek Dr  
REPRESENTING: Calumet Community Center  
SUBJECT: Trying to get funds for center

**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: City Employees and the future of Dallas

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

SPEAKER: Frank Ward, P.O. Box 50694  
REPRESENTING: The Trinity Reunion Church and The Community At Large  
SUBJECT: Revelations: The Kingdom of God is here. The Kingdom of  
Heaven is Now.

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08-1203

Council Committee Update

This item was not updated.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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08-1204

Item 1: Approval of Minutes of the April 2, 2008 City Council Meeting.

Mayor Pro Tem Garcia moved to approve the minutes.

Motion seconded by Deputy Mayor Pro Tem Caraway and unanimously adopted. (Hill, Davis, Natinsky, Rasansky absent when vote taken.)



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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08-1206

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 April 16, 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 Medrano moved to appoint Stanley R. Mayes, Citizen-at-large, to the Judicial Nominating Commission; Jason Bradley, Directly Connected – Non profit in South Dallas/ Fair Park Trust Fund area, to the South Dallas/Fair Park Trust Fund Board; Sheryl Pickens, Dallas Member, Daniel Blizzard, Dallas Member, and Shelle Bagot-Sills, Dallas Member, to the Reinvestment Zone Five Board (City Center); Ross Sherwood Martin, Dallas Member, to the Reinvestment Zone Ten Board (Southwestern Medical).

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

Councilmember Medrano 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 Natinsky and unanimously adopted. (Hill absent when vote taken.)

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

<b>08-5072</b>	<b>CSB</b>	<b>CIVIL SERVICE BOARD</b>
<b>08-5073</b>	<b>EHC</b>	<b>ENVIRONMENTAL HEALTH COMMISSION</b>
<b>08-5074</b>	<b>JNC</b>	<b>JUDICIAL NOMINATION COMMISSION</b>
<b>08-5075</b>	<b>PAR</b>	<b>PARK AND RECREATION BOARD</b>
<b>08-5076</b>	<b>PLA</b>	<b>PERMIT AND LICENSE APPEAL BOARD</b>
<b>08-5077</b>	<b>RZ05</b>	<b>REINVESTMENT ZONE FIVE BOARD (CITY CENTER)</b>
<b>08-5078</b>	<b>RZ10</b>	<b>REINVESTMENT ZONE TEN BOARD (SOUTHWESTERN MEDICAL)</b>
<b>08-5079</b>	<b>SDD</b>	<b>SOUTHERN DALLAS DEVELOPMENT CORPORATION BOARD</b>
<b>08-5080</b>	<b>SDF</b>	<b>SOUTH DALLAS/FAIR PARK TRUST FUND BOARD</b>

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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08-1207

Item 3: Authorize **(1)** a second amendment to the 1985 lease agreement with TXI Aviation I, L.L.C. to add approximately 19,152 square feet of unimproved land increasing the total land under lease from 168,030 square feet to approximately 187,182 square feet and increase the annual rental revenue in the amount of approximately \$6,129 from \$42,158 to approximately \$48,287; and **(2)** an amendment to the 2007 lease agreement with TXI Aviation I, L.L.C. to add approximately 33,692 square feet of unimproved land increasing the total land under lease from 101,552 square feet to 135,244 square feet and increase the annual rental revenue in the amount of approximately \$10,781 from \$32,496 to approximately \$43,277 at Dallas Love Field - Estimated Annual Revenue: \$16,910

Councilmember Natinsky moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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08-1208

Item 4: An ordinance amending Chapter 41A of the Dallas City Code to: **(1)** prohibit minors from entering, performing, or working in a sexually oriented business; **(2)** provide requirements and qualifications for designated operators and adult cabaret entertainers; **(3)** clarify duties, responsibilities, and violations relating to operators of a sexually oriented business; **(4)** enhance identification record requirements for employees of a sexually oriented business; **(5)** clarify notice requirements, appeal procedures, and effective dates relating to suspension, revocation, or nonrenewal of a sexually oriented business license; **(6)** make certain nonsubstantive changes; **(7)** provide transitional provisions; and **(8)** provide for other enforcement amendments relating to sexually oriented businesses - Financing: No cost consideration to the City

The following individual addressed the city council regarding the item:

Victoria Richardson, 2126 Cliff Creek Crossing, representing Hip Hop Government

Mayor Pro Tem Garcia moved to approve the ordinance with the following amendment:

- Prohibiting VIP rooms that are not clearly and completely visible and providing for more open and visible surroundings for adult cabaret entertainment.

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

Assigned ORDINANCE NO. 27139

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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08-1209

Item 5: Authorize a Release and Refunding Agreement between the City of Dallas, as a beneficiary, and Fiduciary Trust International of California ("Trustee") and Byron A. Parker ("Executor") of the estate of I. Benjamin Parrill, Deceased, and Selma L. Parrill, Deceased - Financing: No cost consideration to the City

Councilmember Rasansky moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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08-1210

Briefings: A. Consul General of Canada Trade Presentation

Norris Pettis, Consul General of Canada in Dallas, briefed the city council on the item.

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Briefings: B. Visit to the Trinity River Audubon Center

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Briefings: C. FY 2008-09 Consolidated Plan Budget

This item was not briefed.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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08-1213

Briefings: D Newsracks

The city manager briefed the city council on the item.



OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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Closed Session  
**[08-1214; HELD]**

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

- Jim Lowenberg, et al. v. City of Dallas, Texas Supreme Court No. 06-0310
- Legal issues involving proposed amendments to Chapter 41A of the City Code
- Legal issues relating to the City's compliance with subpoena issued July 29, 2005, and related matters
- Trans Health, Inc. d/b/a Fundamental, Claim No. 06168975
- Brandon Campbell and Kenneth Rean v. City of Dallas, Texas, Cause No. 07-07990-L
- Proposal to amend Dallas Development Code Section 51A-7.307 concerning the relocation of detached non-premise signs..

At 11:40 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 1:45 p .m. to discuss the following matters:

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

- Jim Lowenberg, et al. v. City of Dallas, Texas Supreme Court No. 06-0310
- Legal issues involving proposed amendments to Chapter 41A of the City Code
- Trans Health, Inc. d/b/a Fundamental, Claim No. 06168975
- Brandon Campbell and Kenneth Rean v. City of Dallas, Texas, Cause No. 07-07990-L
- Proposal to amend Dallas Development Code Section 51A-7.307 concerning the relocation of detached non-premise signs.

Mayor Leppert reconvened the city council meeting after the closed session at 4:11 p.m. No other matters were discussed during the closed session.

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WEDNESDAY, APRIL 16, 2008

EXHIBIT C