

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, AUGUST 6, 2008

08-1990

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

PRESENT: [15] Leppert, Garcia, Caraway, Medrano, Neumann, Hill, Salazar (\*10:20 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 city secretary announced that a quorum of the city council was present.

The invocation was given by Rickie Rush, Pastor of Inspiring Body of Christ Church.

Mayor Pro Tem Garcia 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 2:35 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.

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

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, AUGUST 6, 2008

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, AUGUST 6, 2008

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 6, 2008

08-1991

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

AUGUST 6, 2008

08-1992

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: Rick Gonzales, 4283 S. Cresthaven Dr.  
SUBJECT: Dallas Police Department

SPEAKER: Ozumba Lnuke-X, 4106 Vineyard Dr.  
SUBJECT: Corrupt Dallas Police Officer, criminal justice system, code compliance supervisor, past DA prosecuting attorney at Lew Sterret now in civil, and Dallas is a racist city

SPEAKER: William Hopkins, 2011 Leath St.  
SUBJECT: Dallas Police Department

SPEAKER: Kenneth Stretcher, 3832 Mt. Pleasant  
REPRESENTING: SEIU, Local 100  
SUBJECT: Wage floor for employees of contractors

SPEAKER: Willie Coleman, 3802 York St.  
REPRESENTING: Bertrand Neighborhood Association  
SUBJECT: Economy in South Dallas

Councilmember Rasansky moved to suspend Section 6.3 of the City Council Rules of Procedures to allow an additional five morning speakers to speak.

Motion seconded by Councilmember Hunt.

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

Mayor Leppert declared the motion failed on a divided vote, with Councilmembers Neumann, Hill, Salazar, Kadane, Allen, Koop, Natinsky voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

08-1992

Page 2

**OPEN MICROPHONE – END OF MEETING :**

SPEAKER: Margaret Morin, 2200 North Crest Dr.  
REPRESENTING: Concerned Citizens for Jenny  
SUBJECT: Jenny the Elephant

SPEAKER: Barbara Anderson, 1856 Trace Creek Rd. (**Hohenwald, TN**)  
SUBJECT: Elephant at Dallas Zoo named “Jenny”

SPEAKER: Les Schobert, 54430 Avenida Martinez (**La Quinta, CA**)  
SUBJECT: Elephant at Dallas Zoo named “Jenny”

SPEAKER: Jaime Benefield, 5408 Victor  
REPRESENTING: Concerned Citizens for Jenny  
SUBJECT: Dallas Zoo’s decision to send Jenny to Mexico

SPEAKER: Beverly Perry, 1200 Main St.  
REPRESENTING: Concerned Citizens for Jenny  
SUBJECT: Dallas Zoo’s decision to send Jenny to Mexico

SPEAKER: Liz Mosesman, 5561 Martel Ave.  
SUBJECT: Concerned Citizens for Jenny

SPEAKER: Dorothy Phillips, 7145 Manor Oaks Dr.  
SUBJECT: Jenny to Tennessee

SPEAKER: Michael Bodner, 7145 Manor Oaks Dr.  
REPRESENTING: Concerned Citizens for Jenny  
SUBJECT: Jenny to Sanctuary in Tennessee

SPEAKER: Terra Dahl Ruben, 4600 Courtyard Trail (**Plano, TX**)  
SUBJECT: Send Jenny to Elephant Sanctuary in Tennessee

SPEAKER: Melissa Farago, 502 Valencia St.  
SUBJECT: Send Jenny to Elephant Sanctuary in Tennessee

SPEAKER: Anne Lincoln, 6118 Woodcrest Ln.  
SUBJECT: Jenny to Elephant Sanctuary in Tennessee

SPEAKER: Judith Jolly, 175 Moonlight Dr. (**Murphy, TX**)  
SUBJECT: Jenny

**OPEN MICROPHONE – END OF MEETING:**  
**(Continued)**

SPEAKER: Karen McVean, 4340 Skillman  
SUBJECT: Jenny

SPEAKER: Kathy McVean, 10016 Medlock Dr.  
SUBJECT: Jenny

SPEAKER: Tonya Phil-Patters, 2009 Pebble Beach Court (**Richardson, TX**)  
SUBJECT: Jenny

SPEAKER: Monica Semarier, 2115 Peavy Rd.  
SUBJECT: Save Jenny! Send her to Tennessee please!!!

SPEAKER: Merna Bishop, 2904 Lindbergh  
REPRESENTING: Concerned Citizens for Jenny  
SUBJECT: Jenny

SPEAKER: Tommy Bobo, 2525 Bolton Boone  
REPRESENTING: Concerned Citizens for Jenny  
SUBJECT: Jenny

SPEAKER: Trudy Hess, 16816 Davenport Ct.  
REPRESENTING: Concerned Citizens for Jenny  
SUBJECT: Transfer Jenny from Dallas Zoo to Tennessee

SPEAKER: Allesandra Walker, 6262 Lakeshore Dr.  
REPRESENTING: Concerned Citizens for Jenny  
SUBJECT: Jenny the Dallas elephant retire at sanctuary

SPEAKER: Katherine Chang, 6165 St. Moritz  
SUBJECT: Jenny

SPEAKER: Sheila Goldstein, 2200 W Park Blvd. (**Plano, TX**)  
SUBJECT: Jenny

**OPEN MICROPHONE – END OF MEETING:**  
**(Continued)**

SPEAKER: Linda Forsythe, 363 Linkhaven (**Duncanville, TX**)  
SUBJECT: Jenny – Send to Tennessee

SPEAKER: Charles Hess, 16816 Davenport Ct.  
REPRESENTING: Concerned Citizens for Jenny  
SUBJECT: Transfer Jenny from Dallas zoo to Tennessee

SPEAKER: Lenna Webb, 17201 Hidden Glen Dr.  
SUBJECT: Jenny the elephant

SPEAKER: Jennifer Sellars, 1509 N Yale Blvd. (**Richardson, TX**)  
SUBJECT: Jenny the elephant

SPEAKER: Patricia Walker, 5256 Richard Ave.  
SUBJECT: Jenny the elephant to sanctuary

SPEAKER: Gail West, 616 Claiborne Ln. (**Wylie, TX**)  
SUBJECT: Jenny

SPEAKER: Bill Betzen, 6717 Cliffwood Dr.  
SUBJECT: Ross Ave./Cesar Chavez change and dropout rate

SPEAKER: Michael Meadows, 5545 Meletio Ln.  
REPRESENTING: Dallas Zoo  
SUBJECT: Jenny the Elephant - Dallas Zoo

SPEAKER: Stephen Betzen, 2621 Gibbs Williams Rd.  
SUBJECT: Jenny the Elephant

SPEAKER: Alberto Ruiz, 1520 N Beckley Ave.  
REPRESENTING: Cesar Chavez Task Force  
SUBJECT: Rename Ross Ave. to Cesar Chavez Ave.

SPEAKER: Dorothy J. Mayfield, 1818 Corsicana  
SUBJECT: The “Bridge” Homeless Center

SPEAKER: Roy Harmon, 2712 Arroyo Ave.  
REPRESENTING: Texas Tenants Union  
SUBJECT: Renewed funding for Texas Tenants Union

**OPEN MICROPHONE – END OF MEETING:**  
**(Continued)**

SPEAKER: Gwain Wooten, 4625 Bryan St.  
REPRESENTING: R.A.W.  
SUBJECT: Truth and lies

SPEAKER: Diana Rawlins, 1541 W. 4<sup>th</sup> Ave. (**Corsicana, TX**)  
REPRESENTING: People United for the Environment  
SUBJECT: Dallas air quality

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 6, 2008

08-1993

Council Committee Update

Councilmember Neumann, Chair, Trinity River Project

Councilmember Hill, Legislative Ad Hoc Committee - State legislative priorities

Councilmember Atkins, Chair, Mayor's Task Force on Southern Sector Economic  
Opportunities

Councilmember Koop, Chair, Transportation and Environment Committee

Councilmember Natinsky, Chair, Economic Development

Councilmember Hunt, Chair, Legislative Ad Hoc Committee - Judicial appointments

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 6, 2008

08-1994

Item 1: Approval of Minutes of the June 18, 2008 City Council Meeting

Councilmember Rasansky moved approval of the minutes.

Motion seconded by Councilmember Neumann and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 6, 2008

08-1995

08-1996

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 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 **August 6, 2008**.

The 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 requested the vote be divided so the vote on Permit and License Appeal Board could be voted on separately.

Mayor Leppert ordered the vote divided, there being no objections raised to Councilmember Medrano's request.

Councilmember Hill moved to appoint Ricardo Medrano, to the Permit and License Appeal Board.

Motion seconded by Councilmember Neumann and unanimously adopted. (Medrano abstain; Garcia, Davis, Atkins absent when vote taken)

Councilmember Koop moved to appoint Alex Salinas, to the Board of Adjustment Alternate Members; Rickey Don Callahan, experience in Real Estate, to the Commission on Productivity and Innovation; David N. Kitner, to the Housing Finance Corporation Board; Joyce A. Strickland, experience in Historic Preservation, to the Landmark Commission; Carole Twitmyer, Dallas Member, to the Reinvestment Zone Three Board (Oak Cliff Gateway); William Mundinger III, Dallas Member, to the Reinvestment Zone Eight Board (Design District); Pam Williams, Dallas Member, to the Reinvestment Zone Fifteen Board (Fort Worth Avenue); Daniel "Corky" Sherman, Dallas Member, to the Reinvestment Zone Sixteen Board (Davis Garden); Steve Idoux, to the Southern Dallas Development Corporation Board.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

Page 2

08-1995

08-1996

Councilmember Koop 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 Hill and unanimously adopted. (Garcia, Davis, Atkins absent when vote taken)

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

<b>08-5195</b>	<b>ARC</b>	<b>AUTOMATED RED LIGHT ENFORCEMENT COMMISSION</b>
<b>08-5196</b>	<b>BOX</b>	<b>BOARD OF ADJUSTMENT ALTERNATE MEMBERS</b>
<b>08-5197</b>	<b>CPI</b>	<b>COMMISSION ON PRODUCTIVITY AND INNOVATION</b>
<b>08-5198</b>	<b>HFC</b>	<b>HOUSING FINANCE CORPORATION BOARD</b>
<b>08-5199</b>	<b>LMC</b>	<b>LANDMARK COMMISSION</b>
<b>08-5200</b>	<b>MLK</b>	<b>MARTIN LUTHER KING JR COMMUNITY CENTER BOARD</b>
<b>08-5201</b>	<b>PAR</b>	<b>PARK AND RECREATION BOARD</b>
<b>08-5202</b>	<b>PLA</b>	<b>PERMIT AND LICENSE APPEAL BOARD</b>
<b>08-5203</b>	<b>RZ03</b>	<b>REINVESTMENT ZONE THREE BOARD (OAK CLIFF GATEWAY)</b>
<b>08-5204</b>	<b>RZ08</b>	<b>REINVESTMENT ZONE EIGHT BOARD (DESIGN BOARD)</b>
<b>08-5205</b>	<b>RZ15</b>	<b>REINVESTMENT ZONE FIFTEEN BOARD (FORT WORTH AVENUE)</b>
<b>08-5206</b>	<b>RZ16</b>	<b>REINVESTMENT ZONE SIXTEEN BOARD (DAVIS GARDEN)</b>
<b>08-5207</b>	<b>SDD</b>	<b>SOUTHERN DALLAS DEVELOPMENT CORPORATION BOARD</b>

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 6, 2008

08-1997

Item 3: Authorize a resolution suspending the effective date of the rate filing made by Oncor Electric Delivery Company on June 27, 2008 for an additional 90 days -  
Financing: No cost consideration to the City

Councilmember Rasansky moved to approve the item.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 6, 2008

08-1998

Briefings: A. Mill Creek and Peaks Branch

The city manager briefed the council on this item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 6, 2008

Closed Session  
**[08-1999; HELD]**

6ES

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

- 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; Small Community Airlines, Inc. v. City of Dallas, Texas, No. 07-02540-E; 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; and other legal issues regarding those leasehold interests
- Jay Cooper v. City of Dallas, Texas, Civil Action No. 3:04-CV-1663-M
- BCCA Appeal Group v. City of Houston, Cause No. 2008-09399
- City of Dallas, Texas v. H. Dale Hall, et al., Civil Action No. 3:07-CV-0060-P
- Dallas Area Rapid Transit in the name of Joe A. Lewis and Joe A. Lewis v. City of Dallas, Texas, Cause No. 06-06348-B
- Silvina Nohemi Cuenca v. Humberto Huerta and City of Dallas, Cause No. 07-12458-D
- City of San Antonio, Texas, on behalf of itself and all other similarly situated Texas cities v. Hotels.com, et al., No. SA-06-CA-381-OG

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; and other legal issues regarding those leasehold interests

At 11:23 a.m. Mayor Leppert 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.)

- 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; Small Community Airlines, Inc. v. City of Dallas, Texas, No. 07-02540-E; 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; and other legal issues regarding those leasehold interests
- Jay Cooper v. City of Dallas, Texas, Civil Action No. 3:04-CV-1663-M
- BCCA Appeal Group v. City of Houston, Cause No. 2008-09399
- City of Dallas, Texas v. H. Dale Hall, et al., Civil Action No. 3:07-CV-0060-P
- Dallas Area Rapid Transit in the name of Joe A. Lewis and Joe A. Lewis v. City of Dallas, Texas, Cause No. 06-06348-B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

Page 2

Closed Session

**[08-1999; HELD]**

- Silvina Nohemi Cuenca v. Humberto Huerta and City of Dallas,  
Cause No. 07-12458-D
- City of San Antonio, Texas, on behalf of itself and all other similarly situated Texas cities v. Hotels.com, et al., No. SA-06-CA-381-OG

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; and other legal issues regarding those leasehold interests

Mayor Leppert reconvened the city council meeting after the closed session at 1:30 p.m. No other matters were discussed during the closed session.

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, AUGUST 6, 2008

EXHIBIT C