

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, FEBRUARY 18, 2009

09-0472

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

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

ABSENT: [0]

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

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

The invocation was given by Richard Ellis, Pastor, Reunion Church.

Councilmember Kadane 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 4:44 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
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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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09-0473

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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09-0474

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: Richard Sheridan, 3022 Forest Lane
REPRESENTING: Some citizens of Dallas
SUBJECT: Resolution for income tax suspension

SPEAKER: Clarence Lindsey, 1475 Preston Rd.
REPRESENTING: Enterprise Service Provider
SUBJECT: Sanitation Department GPS System

SPEAKER: O.B. Mathis Jr., 3346 Ridgemoore Circle
SUBJECT: Workers compensation

SPEAKER: Michael Koler, 4503 ½ Travis St.
SUBJECT: Lower taxes – Knox/Henderson area

SPEAKER: Ronald Ashcraft, 6015 Daven Oaks Dr.
SUBJECT: Why the hotel

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

SPEAKER: Frank Ward III, P.O. Box 50694
REPRESENTING: Trinity Reunion Church/Community
SUBJECT: A dream, a word sowed

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09-0475

Item 1: Approval of Minutes of the February 4, 2009 City Council Meeting

Councilmember Rasansky moved approval of the minutes.

Motion seconded by Councilmember Neumann and unanimously adopted.

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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)

There were no appointments to boards and commissions to consider.

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09-0477

Briefing A: Budget Workshop #4 - Setting the Price of Government

The city manager briefed the city council on this item.

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Briefing B: Line of Duty Death Benefits

This item was not briefed.

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09-0479

Item 3: Approve the execution of a Hotel Developer Agreement between Matthews Holdings Southwest, Inc., and the Dallas Convention Center Hotel Development Corporation, the City's local government corporation - Financing: No cost consideration to the City

Mayor Pro Tem Garcia and Councilmember Rasansky announced they had a conflict of interest and would abstain from voting or participating in any discussion. Mayor Pro Tem Garcia and Councilmember Rasansky left the briefing room.

During discussion, Mayor Leppert called a recess of the city council meeting at 10:52 a.m. as authorized by Section 551.072, Deliberations about Real Property, of the Texas Open Meetings Act to confer with the City Attorney.

Mayor Leppert reconvened the city council meeting after the executive session at 11:56 a.m. No other matters were discussed during the executive session.

The following individuals addressed the city council regarding the item:

Kathy Nealy, 2621 State St., representing Omni Hotels
Phi Tong, 2901 Weather Vane, representing Employees/Constituents of Dist. 9
Kiki Daniels, 3121 Carpenter Ave., representing Employees/Constituents of Dist. 7
Kevin Sampson, 3122 Seevers Ave., representing Beneficiaries of Marriott's Bridge Program
Tim Sullivan, 2222 Stemmons Frwy., representing Hotels located in Dist. 2
Al Lipscomb, 830 Clearwood Dr.
Tom Faust, 311 Southridge Lakes Pkwy., **Southlake, TX**, representing Omni Hotels
Sandra Lindstrom, 105 Trailwood Lane, **Coppell, TX**, representing Omni Hotels
Gary Goodman, 1555 Bent Creek Dr., **Southlake, TX**, representing Omni Hotels
Judy Anderson, 6013 Sundown Dr., **Watauga, TX**, representing GameStop, Inc.

Councilmember Natinsky moved to approve the item.

Motion seconded by Councilmember Atkins.

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

Voting Yes: [10] Leppert, Caraway, Medrano, Neumann, Salazar, Atkins,
Kadane, Allen, Koop, Natinsky

Voting No: [2] Hill, Hunt

Absent when vote taken: [1] Davis

Abstain: [2] Garcia, Rasansky

Mayor Leppert declared the motion adopted.

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09-0480

Item 4: Approve the execution of the Hotel Operating Agreement between Omni Hotels Management Corporation and the Dallas Convention Center Hotel Development Corporation, the City's local government corporation - Financing: No cost consideration to the City

Mayor Pro Tem Garcia and Councilmember Rasansky announced they had a conflict of interest and would abstain from voting or participating in any discussion. Mayor Pro Tem Garcia and Councilmember Rasansky left the briefing room.

During discussion, Mayor Leppert called a recess of the city council meeting at 10:52 a.m. as authorized by Section 551.072, Deliberations about Real Property, of the Texas Open Meetings Act to confer with the City Attorney.

Mayor Leppert reconvened the city council meeting after the executive session at 11:56 a.m. No other matters were discussed during the executive session.

The following individuals addressed the city council regarding the item:

Kathy Nealy, 2621 State St., representing Omni Hotels
Phi Tong, 2901 Weather Vane, representing Employees/Constituents of Dist. 9
Kiki Daniels, 3121 Carpenter Ave., representing Employees/Constituents of Dist. 7
Kevin Sampson, 3122 Seevers Ave., representing Beneficiaries of Marriott's Bridge Program
Tim Sullivan, 2222 Stemmons Frwy., representing Hotels located in Dist. 2
Al Lipscomb, 830 Clearwood Dr.
Tom Faust, 311 Southridge Lakes Pkwy., **Southlake, TX**, representing Omni Hotels
Sandra Lindstrom, 105 Trailwood Lane, **Coppell, TX**, representing Omni Hotels
Gary Goodman, 1555 Bent Creek Dr., **Southlake, TX**, representing Omni Hotels
Judy Anderson, 6013 Sundown Dr., **Watauga, TX**, representing GameStop, Inc.

Councilmember Natinsky moved to approve the item.

Motion seconded by Councilmember Atkins.

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

Voting Yes: [10] Leppert, Caraway, Medrano, Neumann, Salazar, Atkins,
Kadane, Allen, Koop, Natinsky

Voting No: [2] Hill, Hunt

Absent when vote taken: [1] Davis

Abstain: [2] Garcia, Rasansky

Mayor Leppert declared the motion adopted.

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09-0481

Briefing C: Sanitation Fleet Efficiencies with Global Positioning System

The city manager briefed the city council on the item.

The following individuals addressed the city council regarding the item:

Ollie Thompson, 2030 Oldfield Dr.

Bobby De La Cruz, 4001 Ross Ave., representing SEIU

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09-0482

Item 5: Authorize a thirty-six-month service contract for the purchase, installation, application hosting service and maintenance of Global Positioning System equipment for route optimization of Sanitation fleet vehicles - Remote Dynamics, Inc., most advantageous proposer of six - Not to exceed \$697,059 - Financing: Current Funds (subject to annual appropriations)

The following individual addressed the city council regarding the item:

Ollie Thompson, 2030 Oldfield Dr.

Councilmember Koop moved to approve the item.

Motion seconded by Councilmember Natinsky.

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

Mayor Leppert declared the motion adopted on a divided vote, with Councilmember Davis, Councilmember Rasansky and Councilmember Hunt voting "No." (Salazar absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

FEBRUARY 18, 2009

Closed Session

[09-0483; HELD]

6ES

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

- United States of America v. City of Dallas, Texas,
Civil Action No. 3:08-CV-1063-K
- Legal issues relating to the Railroad Commission of Texas Gas Utilities Docket
(GUD) No. 9762

At 2:07 p.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.)

- United States of America v. City of Dallas, Texas,
Civil Action No. 3:08-CV-1063-K

City Attorney Thomas P. Perkins, Jr. announced he had a conflict of interest on the following item and would abstain from participating in any discussion. City Attorney Thomas P. Perkins, Jr. left the executive session.

- Legal issues relating to the Railroad Commission of Texas Gas Utilities Docket
(GUD) No. 9762

Mayor Leppert reconvened the city council meeting after the closed session at 2:57 p.m. No other matters were discussed during the closed session.

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EXHIBIT C