

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 2, 2009

09-2172

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

PRESENT: [15] Leppert, Caraway, Medrano, Jasso, Neumann, Hill, Salazar, Davis, Atkins, Kadane, Allen (*9:30 a.m.), Koop, Natinsky, Margolin, Hunt (*9:06 a.m.)

ABSENT: [0]

The meeting was called to order at 9:00 a.m.

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

The invocation was given by Yusuf Z. Kavakci, Islamic Association of North Texas.

Councilmember Neumann 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 3:17 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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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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09-2174

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: Estella Esparza, 5842 Beau Purple Dr.
SUBJECT: Recommendation to Budget

SPEAKER: Freddie Delgado, 2525 Pleasant Dr.
SUBJECT: Speed bumps, crack heads & hookers

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Richard Kinard, 1818 Corsicana St.
SUBJECT: Drugs & trash going on at the Bridge

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

SPEAKER: Frank Ward III, P.O. Box 50694
REPRESENTING: The Kingdom of God
SUBJECT: The Kingdom of Heaven

SPEAKER: Gwain Wooten, 1000 Grigsby Ave.
REPRESENTING: R. A. W.
SUBJECT: By the people, for the people

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09-2175

Item 1: Approval of Minutes of the August 19, 2009 City Council Meeting and the August 24, 2009 Council Budget Briefing

Councilmember Atkins moved to approve the minutes.

Motion seconded by Councilmember Medrano and unanimously adopted.

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09-2176

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 made to boards and commissions.

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09-2177

Briefing A: Health Services Consolidation and Social Services Review

The city manager briefed the city council on the item.

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Briefing B: Single Family Rental Registration and Inspection Proposal

The city manager briefed the city council on the item.

Deputy Mayor Pro Tem Medrano, Councilmember Hill, Councilmember Atkins and Councilmember Koop announced they had a conflict of interest and would abstain from voting or participating in any discussion. Deputy Mayor Pro Tem Medrano, Councilmember Hill, Councilmember Atkins and Councilmember Koop left the briefing room.

Note: Later in the meeting, Councilmember Atkins stated for the record that based upon discussion with the City Attorney confirmed he did not have a conflict of interest, even though he left the briefing room during the discussion of the item. The City Attorney verbally confirmed Councilmember Atkins did not have a conflict of interest, even though he left the briefing room during the discussion of the item.

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Briefing C: Proposed March 2010 Bond Sale and Major Projects

The city manager briefed the city council on the item.

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09-2180

Briefing D: Lobbyist Registration and Zoning Process Amendments

The item was not briefed.

Councilmember Atkins moved the city council meet in executive session to confer with the city attorney.

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

Mayor Leppert called a recess of the city council meeting at 1:22 p.m. as authorized by Section 551.071, Consultations with Attorney, of the Texas Open Meetings Act to confer with the City Attorney.

Mayor Leppert reconvened the city council meeting after the executive session at 1:58 p.m.

No other matters were discussed during the executive session.

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SEPTEMBER 2, 2009

Closed Session

[09-2181; HELD]

6ES

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

- AHF Community Development LLC v. City of Dallas et al.,
Civil Action No. 3:06-CV-01035-D
- City of Dallas v. Thomas S. Byrne, Ltd., f/k/a Thomas S. Byrne, Inc.,
and Halff Associates, Inc., v. Steel-Lite Roofing, Inc., et al.,
Cause No. 08-01181-I, K. Hovnanian Homes - DFW, LLC, et al. v. VRV
Development, L.P., et al., Cause No. 07-03526-H,
Grand Homes 2005, L.P. v. City of Dallas, et al., Cause No. 08-14769-K,
and legal issues regarding the maintenance and operation of DWU water pipelines
in the City of Irving

At 11:54 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.)

- AHF Community Development LLC v. City of Dallas et al.,
Civil Action No. 3:06-CV-01035-D
- City of Dallas v. Thomas S. Byrne, Ltd., f/k/a Thomas S. Byrne, Inc.,
and Halff Associates, Inc., v. Steel-Lite Roofing, Inc., et al.,
Cause No. 08-01181-I, K. Hovnanian Homes - DFW, LLC, et al. v. VRV
Development, L.P., et al., Cause No. 07-03526-H,
Grand Homes 2005, L.P. v. City of Dallas, et al., Cause No. 08-14769-K,
and legal issues regarding the maintenance and operation of DWU water pipelines
in the City of Irving

Mayor Leppert reconvened the city council meeting after the closed session at 1:18 p.m. No other matters were discussed during the closed session.

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EXHIBIT C