

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, JANUARY 6, 2010

10-0105

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

PRESENT: [12] Leppert, Caraway, Medrano, Jasso, Neumann (*9:11 a.m.), Salazar, Davis, Atkins, Kadane (*9:12 a.m.), Allen, Margolin, Hunt (*9:11 a.m.)

ABSENT: [3] Hill (absent on city business), Koop (absent on city business), Natinsky (absent on city business)

The meeting was called to order at 9:02 a.m.

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

The invocation was given by Rex Hayes, Father, Holy Trinity Catholic Church.

Mayor Pro Tem Caraway 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 1:24 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 meeting called to order.**

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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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: Carolyn Thomi, 9845 Walnut Hill Ln.
REPRESENTING: AAA Vacuum Cleaning Company
SUBJECT: Sign Ordinance

SPEAKER: Michael Machicek, 4400 Gaston Ave.
REPRESENTING: Children of the Universe
SUBJECT: Peace on Earth; Goodwill toward all

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Ernestine Anderson, 7905 Marvin D Love Frwy.
SUBJECT: Me and my house

SPEAKER: Tamara Washington, 2814 Painted Trl.
SUBJECT: Homelessness Prevention

SPEAKER: Shirley King, 500 Quick Silver Dr., **Desoto, TX**
REPRESENTING: Pleasant Grove Mission Possible, Inc.
SUBJECT: Filing a petition

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

SPEAKER: Leslie Allen Davis, 3035 E. Ledbetter Dr.
REPRESENTING: Public at Large
SUBJECT: Change

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10-0108

Item 1: Approval of Minutes of the December 2, 2009 City Council Meeting

Councilmember Atkins moved to approve the minutes.

Motion seconded by Councilmember Davis and unanimously adopted. (Hill, Koop, Natinsky absent on city business)

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10-0110

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 2009-2011 board term updated through JANUARY 6, 2010.

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 Hunt moved to appoint Tailim Song, Cultural Institute Management, to the Cultural Affairs Commission; Christopher Gonzales, Engineering Construction, and Mike Mansfield, Experience in Real Estate, to the Landmark Commission; Ben Brown, Registered Voter, to the Reinvestment Zone Three Board (Oak Cliff Gateway); Kirby White and Shelle Sills, Registered Voters, and Robert L. Good, Owns Property in District, to the Reinvestment Zone Five Board (City Center); Laura Zane Aveton, Registered Voter, to the Reinvestment Zone Six Board (Farmers Market) and Reinvestment Zone Twelve Board (Deep Ellum); Beverly Tobian and Raj Narayanan, Registered Voters, to the Reinvestment Zone Nine Board (Vickery Meadow); Robert L. Good, Owns Property in District, and Shelle Sills, Employee of Person Who Owns Property In District, to the Reinvestment Zone Eleven Board (Downtown Connection); Robert W. Ivey, Registered Voter, and Jim Slaughter, Dallas Member, to the Reinvestment Zone Thirteen Board (Grand Park South); Robb P. Stewart, Registered Voter, to the Reinvestment Zone Fourteen Board (Skillman Corridor); and Robert L. Perry II, Business Development, to the South Dallas/Fair Park Trust Fund Board.

Motion seconded Councilmember Jasso and unanimously adopted. (Hill, Koop, Natinsky absent on city business)

Councilmember Hunt moved to appoint all nominees to "individual appointment" positions in the report who meet all qualifications for service to the boards and commissions of the city for the term ending September 30, 2011.

Motion seconded by Councilmember Jasso and unanimously adopted. (Hill, Koop, Natinsky absent on city business)

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

10-5101	CAC CULTURAL AFFAIRS COMMISSION
10-5102	CDC COMMUNITY DEVELOPMENT COMMISSION
10-5103	CPC CITY PLAN AND ZONING COMMISSION
10-5104	CPR DALLAS CITIZENS POLICE REVIEW BOARD
10-5105	LMC LANDMARK COMMISSION
10-5106	PAR PARK AND RECREATION BOARD
10-5107	RZ03 REINVESTMENT ZONE THREE BOARD (OAK CLIFF GATEWAY)
10-5108	RZ05 REINVESTMENT ZONE FIVE BOARD (CITY CENTER)
10-5109	RZ06 REINVESTMENT ZONE SIX BOARD (FARMERS MARKET)
10-5110	RZ09 REINVESTMENT ZONE NINE BOARD (VICKERY MEADOW)
10-5111	RZ11 REINVESTMENT ZONE ELEVEN BOARD (DOWNTOWN CONNECTION)
10-5112	RZ12 REINVESTMENT ZONE TWELVE BOARD (DEEP ELLUM)
10-5113	RZ13 REINVESTMENT ZONE THIRTEEN BOARD (GRAND PARK SOUTH)
10-5114	RZ14 REINVESTMENT ZONE FOURTEEN BOARD (SKILLMAN CORRIDOR)
10-5115	SDF SOUTH DALLAS/FAIR PARK TRUST FUND BOARD

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Item 3: Authorize **(1)** submission of the list of candidate projects to the Texas Department of Transportation for the Texas Transportation Enhancement Program Call for Projects; and **(2)** acceptance and implementation of the projects selected for the Transportation Enhancement Program (list attached) - Financing: No cost consideration to the City

Councilmember Kadane moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Medrano and unanimously adopted. (Salazar absent when vote taken; Hill, Koop, Natinsky absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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10-0112

Briefing A: Atmos Energy Corporation Franchise Renewal

The city manager briefed the city council on the item.

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Briefing B: Risk Management Overview

The city manager briefed the city council on the item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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Closed Session [**10-0114**]

6ES

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

- Hilda Zarate v. City of Dallas, Cause No. 08-02760-E
- Debra Cenicerros and Monserrat Saucedo v. The City of Dallas, Cause No. 09-01688-F
- State Farm Insurance, as subrogee of Jack Jones, Claim No. 08220477
- Joe A. Reyes et al. v. City of Dallas, Cause No. 09-00491-B
- City of Dallas v. Thos. S. Byrne, Ltd. f/k/a Thos S. Byrne, Inc. and Half Associates, Inc. v. Steel Lite Roofing, Inc., Redland Insurance Company, J&J Roofing Company, J&J Roofing and Sheet Metal, Inc., and Travelers Casualty and Surety Company of America, Cause No. 08-01181-I
- City of Dallas v. Heather Stewart, Case No. 09-0257
- City of Dallas v. VSC, L.L.C., Case No. 08-0265
- Legal issues involving forfeiture of positions with the City pursuant to Chapter 3, Section 17 of the Dallas City Charter
- Legal issues involving City Auditor's audit of revenues from emergency ambulance fees in his audit plan for FY 2009
- Leroy White, et al. v. City of Dallas, Civil Action No. 3:09-CV-02395-F

Security Matters (Sec. 551.076 T.O.M.A.)

- Security Enhancements

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.)

- Hilda Zarate v. City of Dallas, Cause No. 08-02760-E
- Debra Cenicerros and Monserrat Saucedo v. The City of Dallas, Cause No. 09-01688-F
- State Farm Insurance, as subrogee of Jack Jones, Claim No. 08220477
- Joe A. Reyes et al. v. City of Dallas, Cause No. 09-00491-B
- City of Dallas v. Thos. S. Byrne, Ltd. f/k/a Thos S. Byrne, Inc. and Half Associates, Inc. v. Steel Lite Roofing, Inc., Redland Insurance Company, J&J Roofing Company, J&J Roofing and Sheet Metal, Inc., and Travelers Casualty and Surety Company of America, Cause No. 08-01181-I

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL
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Closed Session [**10-0114**]
(Continued)

6ES

- City of Dallas v. Heather Stewart, Case No. 09-0257
 - City of Dallas v. VSC, L.L.C., Case No. 08-0265
 - Legal issues involving City Auditor's audit of revenues from emergency ambulance fees in his audit plan for FY 2009
 - Leroy White, et al. v. City of Dallas, Civil Action No. 3:09-CV-02395-F
- Security Matters (Sec. 551.076 T.O.M.A.)
- Security Enhancements

Mayor Leppert reconvened the city council meeting after the closed session at 1:24 p.m. No other matters were discussed during the closed session.

Note: The certified agenda for the Executive Session is filed with the City Archivist.

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EXHIBIT C