

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 16, 2012

12-1350

CITY COUNCIL BRIEFING
CITY HALL, ROOM 6ES
MAYOR RAWLINGS, PRESIDING

PRESENT: [14] Rawlings (*9:32 a.m.), Medrano, Atkins, Griggs, Caraway (*9:25 a.m.), Hill, Alonzo, Davis, Kadane, Allen, Koop, Greyson (*9:22 a.m.), Margolin, Hunt (*10:15 a.m.)

ABSENT: [1] Jasso

The meeting was called to order at 9:06 a.m.

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

The invocation was given by Galileo Jumaoas, President, Greater Dallas Asian American Chamber of Commerce.

Councilmember Alonzo 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 5:08 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 meeting called to order.**

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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 16, 2012

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MAY 16, 2012

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 and city council 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: Jim Schermbeck, P.O. Box 763844
REPRESENTING: Down Winders at risk
SUBJECT: Gas drilling ordinance

SPEAKER: Molly Rooke, 5825 Palm Ln.
REPRESENTING: Dallas Sierra Club
SUBJECT: Gas drilling ordinance

SPEAKER: Marc McCord, 7660 La Bolsa Dr.
REPRESENTING: Citizens of Dallas
SUBJECT: Gas drilling ordinance

SPEAKER: Claudia Meyer, 6015 Fox Point Trl.
SUBJECT: Gas drilling ordinance

SPEAKER: Mary Warren, 4312 McKinney Ave.
SUBJECT: Gas drilling ordinance

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Susybelle Gosslee, 9511 Faircrest Dr.
REPRESENTING: League of Women Voters
SUBJECT: Water/air

SPEAKER: Noel Castro, 4647 Larkhill Dr.
REPRESENTING: Texas Veterans Leadership Program
SUBJECT: Veteran Friendly City Initiative

SPEAKER: Carol Bell-Walton, 6705 Velasco Ave.
SUBJECT: Gas drilling ordinance

SPEAKER: Cynthia Durbin, 8436 Birchcroft Dr.
REPRESENTING: US Coast Guard/Sierra Club
SUBJECT: Gas drilling ordinance

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OPEN MICROPHONE – END OF MEETING:

(Continued)

SPEAKER: Denise Aday, 11121 Wyatt St., (handouts provided)
REPRESENTING: Dallas residents to live
SUBJECT: Gas drilling ordinance

SPEAKER: Lawrence Cottle, 5086 Matilda St.
SUBJECT: Gas drilling ordinance

SPEAKER: Zac Trahan, 6017 La Vista Dr., (handouts provided)
REPRESENTING: Texas Campaign for the Environment
SUBJECT: Gas drilling ordinance

SPEAKER: Virginia Simonson, 3104 Native Oak Dr., Flower Mound, TX
SUBJECT: Gas drilling ordinance

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

SPEAKER: Richard P. Sheridan, 3022 Forest Ln.
REPRESENTING: The Homeless
SUBJECT: Transform The Homeless Bridge

SPEAKER: Gwain Wooten, 1000 Grigsby Ave.
REPRESENTING: Real American Women
SUBJECT: 450 yrs. of slavery in USA/brainwashing

SPEAKER: LaKolya London, 1716 Chattanooga Pl.
SUBJECT: Education/Arlington Park

SPEAKER: Robert Ceccarelli, 5302 Harry Hines Blvd.
SUBJECT: MDHA problems/DISD problems

SPEAKER: LaKesha Johnson, 1716 Chattanooga Pl.
REPRESENTING: Schools
SUBJECT: Keeping our schools open

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Item 1: Approval of Minutes of the May 2, 2012 City Council Meeting

Councilmember Caraway moved to adopt the minutes.

Motion seconded by Councilmember Davis and unanimously adopted. (Griggs, Hunt absent when vote taken; Jasso absent)

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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)

The city secretary distributed a report showing all nominations and re-nominations received for city boards and commissions appointments for the 2011-2013 board term updated through MAY 16, 2012.

The city secretary noted the report indicated nominees and re-nominees for full and individual appointments cleared for city council action met all qualifications for service.

Councilmember Caraway moved to appoint Robert L. Good, owns property in the district, to the Reinvestment Zone Five Board (City Center) and Reinvestment Zone Eleven Board (Downtown Connection); Eva Elvove, owns property in the district, to the Reinvestment Zone Seven Board (Sports Arena) and Reinvestment Zone Fifteen Board (Fort Worth Avenue); and Vickie Barcomb, +55 years of age, to the Senior Affairs Commission.

Motion seconded by Councilmember Davis and unanimously adopted. (Griggs, Hunt absent when vote taken; Jasso absent)

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

12-5184	RZ05	REINVESTMENT ZONE FIVE BOARD (CITY CENTER)
12-5185	RZ07	REINVESTMENT ZONE SEVEN BOARD (SPORTS ARENA)
12-5186	RZ11	REINVESTMENT ZONE ELEVEN BOARD (DOWNTOWN CONNECTION)
12-5187	RZ15	REINVESTMENT ZONE FIFTEEN BOARD (FORT WORTH AVENUE)
12-5188	SAC	SENIOR AFFAIRS COMMISSION

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Item 3: An ordinance authorizing: **(1)** the issuance and sale of Certificates of Obligation Series 2012 in an amount not to exceed \$25,500,000; **(2)** establishing parameters regarding the sale of the Certificates of Obligation; and **(3)** execution of the Bond Purchase Agreement; and all other matters related thereto - Not to exceed \$145,840 - Financing: 2012 Certificates of Obligation

Councilmember Caraway moved to adopt the item and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Atkins and unanimously adopted. (Griggs, Hunt absent when vote taken; Jasso absent)

Assigned ORDINANCE NO. 28652

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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Item 4: Authorize **(1)** the establishment of appropriations in the amount of \$25,500,000 in the Certificates of Obligation Series 2012 Fund; and **(2)** a contract for the design phase of a design-build services contract to Heery International, Inc. for the Cotton Bowl – 2013 Improvements in the amount of \$2,150,570, which includes the addition of club seating; renovation of the press box, concourses and concessions; addition of a facade at the north and south end zones; renovation of the existing facade; public art fees; and other improvements at the Cotton Bowl in Fair Park located at 3750 Midway Plaza - Not to exceed \$2,150,570 - Financing: 2006 Bond Funds (\$1,817,570 to be reimbursed upon receipt of the proceeds from the sale of Certificates of Obligation Series 2012)

Deputy Mayor Tem Atkins moved to adopt the item.

Motion seconded by Councilmember Hill and unanimously adopted. (Griggs, Hunt absent when vote taken; Jasso absent)

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Item 5: Authorize **(1)** the first amendment to the Cotton Bowl Stadium Agreement with State Fair of Texas, University of Oklahoma, The University of Texas at Austin and the City of Dallas for the City's participation as a third party beneficiary to the State Fair/Texas-OU Cotton Bowl Stadium Agreement by providing each University a game fee, subject to the annual University of Texas versus University of Oklahoma football game being played at the Cotton Bowl, in the amount of \$500,000 each beginning in 2016 through 2020, for a total of \$5,000,000; and **(2)** the City to provide Grambling State University and Prairie View A&M University a game fee, subject to the Grambling State University versus Prairie View A&M University football game being played at the Cotton Bowl, in the amount of \$75,000 each beginning in 2016 through 2020, for a total of \$750,000 - Total not to exceed \$5,750,000 - Financing: Current Funds (subject to annual appropriations)

Councilmember Hill moved to adopt the item.

Motion seconded by Deputy Mayor Pro Tem Atkins and unanimously adopted. (Hunt absent when vote taken; Jasso absent)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MAY 16, 2012

12-1359

Briefing A: Budget Workshop #3: FY 2012-13 Budget Development Update

The city manager briefed the city council on the item.

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12-1360

Lunch Police Memorial Ceremony
(noon) 500 South Akard Street
 Dallas, TX 75201
 (corner of Young Street and Akard Street)

The City Council attended the Police Memorial Ceremony at 500 South Akard Street.

Note: At 10:53 a.m., Mayor Rawlings announced the closed session of the city council authorized by Chapter 551, "OPEN MEETING," of the (Texas Open Meetings Act) to discuss the executive session items as posted. The executive session ended at 11:16 a.m. after which the city council meeting was recessed to allow the city council to attend the Police Memorial Ceremony. Mayor Rawlings reconvened the city council meeting after the closed session at 1:38 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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12-1361

Briefing B: Report from the Council's Committee on Gas Drilling

The city manager briefed the city council on the item.

At 3:57 p.m., Mayor Rawlings announced a closed session of the city council authorized by Chapter 551.071, consultations with attorney, of the Texas Open Meetings Act to confer with the City Attorney on this matter.

Mayor Rawlings reconvened the city council meeting after the closed session at 4:17 p.m. No other matters were discussed during the closed session.

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Closed Session [**12-1262; HELD**]

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

- Stephanie Masciocchi v. City of Dallas, Cause No. cc-11-00737-A
- Bonifacio Fonseca and Salvador Acosta v. City of Dallas, Cause No. CC-09-09713-C
- Lavell Fairbanks v. Travis French, Cause No. 10-02144
- Legal issues under the Texas Public Information Act regarding requests for personally identifiable information

At 10:53 a.m., Mayor Rawlings 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.)

- Stephanie Masciocchi v. City of Dallas, Cause No. cc-11-00737-A
- Bonifacio Fonseca and Salvador Acosta v. City of Dallas, Cause No. CC-09-09713-C
- Lavell Fairbanks v. Travis French, Cause No. 10-02144

Mayor Rawlings reconvened the city council meeting after the closed session at 1:38 p.m. No other matters were discussed during the closed session.

***Note:** The executive session ended at 11:16 a.m. after which the city council meeting was recessed to allow the city council to attend the Police Memorial Ceremony.

****Note:** Briefing Item B (Report from the Council's Committee on Gas Drilling) was discussed separately in executive session. (See File 12-1361)

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EXHIBIT C