

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 15, 2012

12-2052

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

PRESENT: [15] Rawlings, Medrano, Atkins, Jasso (*9:06 a.m.), Griggs, Caraway (*9:20 a.m.), Hill, Alonzo, Davis (*9:12 a.m.), Kadane, Allen, Koop, Greyson (*9:09 a.m.), Margolin, Hunt

ABSENT: [0]

The meeting was called to order at 9:04 a.m.

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

The invocation was given by President Anita Singhal of DFW Hindu Temple.

Deputy Mayor Pro Tem Atkins 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 5:03 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.**

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 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: Scott Yokel, 229 N. Brighton Ave.
SUBJECT: Urban gas drilling

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

SPEAKER: Brandon Pollard, 5829 Reiger Dr.
SUBJECT: Mosquito spraying

SPEAKER: Howard Garrett, 6563 Branch Cir.
SUBJECT: Mosquito spraying

SPEAKER: Vanessa Van Gilder, 2508 Andrea Ln.
SUBJECT: Mosquito spraying

OPEN MICROPHONE – END OF MEETING:

SPEAKER: Carol Bell-Walton, 6705 Velasco Ave.
SUBJECT: White Rock Lake

SPEAKER: Heather Rinaldi, 9524 Crest Edge Dr.
SUBJECT: Aerial spraying

SPEAKER: Leea Thompson-Fudge, 9034 Diceman Dr.
REPRESENTING: Concerned citizens for safer mosquito control
SUBJECT: Mosquito spraying

SPEAKER: Beth Andresen, 10333 N. Central Expy.
SUBJECT: Aerial spraying

SPEAKER: Marie Tedei, 4708 Pioneer Rd., Balch Springs, TX
SUBJECT: Mosquito spraying

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

SPEAKER: Otis Fagan, 2247 Scotland Dr.
REPRESENTING: Clean Environmental Justice
SUBJECT: Unpaid public health program

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Racism against Park Department

SPEAKER: Gene Helmick-Richardson, 9003 Piper Ln.
SUBJECT: Aerial spraying for mosquitos

SPEAKER: Patricia Kobes, 5727 Richmond Ave.
REPRESENTING: Concerned citizens for safer mosquito control
SUBJECT: Mosquito spraying

SPEAKER: Richard P. Sheridan, 3022 Forest Ln.
REPRESENTING: All Dallas Residents
SUBJECT: Harper/Paul/Hemp/West Nile Virus/God

SPEAKER: LaKesha Johnson, 1716 Chattanooga Pl.
REPRESENTING: Children of Arlington Park
SUBJECT: Rosemont @ Arlington Park

SPEAKER: LaKolya London, 1716 Chattanooga Pl.
REPRESENTING: The people of the United States
SUBJECT: DPD/DISD/Dallas Citizens Council

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd.
REPRESENTING: J.B. Jackson Jr. Institute
SUBJECT: Questions

SPEAKER: Richard DiMaria, 5727 Richmond Ave.
SUBJECT: Mosquito spraying

SPEAKER: Jennifer Land, 3905 Weeburn Dr.
REPRESENTING: Concerned citizens for safer mosquito control
SUBJECT: Mosquito spraying

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

SPEAKER: Zac Trahan, 6017 La Vista Dr.
REPRESENTING: Texas Campaign for the Environment
SUBJECT: Long range solid waste plan

SPEAKER: Gwain Wooten, 1000 Grigsby Ave.
REPRESENTING: Real American Women
SUBJECT: Who represents the poor?

SPEAKER: Roy Williams, 5881 Preston View Blvd.
REPRESENTING: 40 acres and a mule
SUBJECT: Police shooting

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 15, 2012

12-2055

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

Councilmember Caraway moved to adopt the minutes.

Motion seconded by Councilmember Koop and unanimously adopted. (Atkins absent when vote taken)

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12-2056

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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Item 3: An ordinance ordering a special election to be held in the City of Dallas on Tuesday, November 6, 2012, for the purpose of authorizing general obligation bonds by the qualified voters of the City for funding street improvements, flood protection and storm drainage facilities, and economic development programs - Financing: No cost consideration to the City

Councilmember Caraway moved to pass the ordinance.

Motion seconded by Councilmember Koop and unanimously adopted.

Assigned ORDINANCE NO. 28740

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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12-2058

Briefing A: Trinity Lakes Project: Potential Phase I Design & Construction

The city manager briefed the city council on the item.

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12-2059

Briefing B: Property Tax Rate: Legal Options and Discussion

The city manager briefed the city council on the item.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 15, 2012

12-2060

Item 4: Authorize **(1)** public hearings to be held on August 27, 2012 and September 10, 2012 to receive comments on a proposed tax rate; and **(2)** a proposal to consider adoption of a 79.70¢/\$100 valuation tax rate, or a lower rate as may be proposed by the City Council on September 19, 2012 - Financing: No cost consideration to the City

The city secretary announced a record vote was required on the item.

Deputy Mayor Pro Tem Atkins moved to adopt the item.

Motion seconded by Councilmember Hill.

Mayor Rawlings called the vote on Deputy Mayor Pro Tem Atkins' motion to adopt the item:

Voting Yes:	[14]	Rawlings, Medrano, Atkins, Jasso, Griggs, Caraway, Hill, Alonzo, Davis, Kadane, Koop, Greyson, Margolin, Hunt
Voting No:	[0]	
Absent when vote taken:	[1]	Caraway
Absent:	[0]	

The city secretary declared the motion adopted.

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12-2061

Briefing C: City Hall Security Table Top Exercises

This item was not briefed.

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AUGUST 15, 2012

12-2062

Closed Session

6ES

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

- Legal issues regarding gas drilling and production.
- Tony Castleberg v. City of Dallas, Cause No. 3:09-CV-1354-M
- Columbia Packing of Texas, Ltd. et al. v. City of Dallas et al., Cause No. DC-12-04747

At 12:19 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.)

- Legal issues regarding gas drilling and production.
- Tony Castleberg v. City of Dallas, Cause No. 3:09-CV-1354-M
- Columbia Packing of Texas, Ltd. et al. v. City of Dallas et al., Cause No. DC-12-04747

Mayor Rawlings reconvened the city council meeting after the closed session at 4:02 p.m. No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

AUGUST 15, 2012

12-2063

Notice of Emergency Addition: State, county and city actions to address the imminent threat to public health and safety caused by mosquito-borne West Nile Virus.

Pursuant to Section 14B-6 of the Dallas City Code:

- (a) If the mayor determines that a local disaster exists, the mayor shall declare a local state of disaster and invoke emergency powers. Emergency powers may not be continued or renewed for a period in excess of seven days except by or with the consent of the city council.
- (b) During any period in which a state of disaster has been declared by either the mayor or the governor, the city council may convene to perform its duties as the situation demands, and shall receive reports relative to emergency management activities. If it becomes necessary for the mayor and city council to vacate or leave the city limits, the city council shall have full power and authority to act in matters affecting property or people remaining in the city limits in the same manner as though the city council were conducting its business within the city limits. As soon as the city council finds that emergency powers need not be used to deal with a situation, it shall immediately proclaim that the state of disaster has terminated.
- (c) Any order of proclamation declaring, continuing, or terminating a state of disaster must be filed promptly with the city secretary and given prompt and general publicity, such as through newspapers, radio, and television.
[Proclamation of Emergency received in City Secretary's Office; File No. 12-2063]

The city manager briefed the city council on the item.

The following individuals addressed the city council on the item:

Zachary Thompson – Director of Dallas County Health and Human Services
Christopher Perkins – Medical Director of Dallas County Health and Human Services
David Lakey – Commissioner of Texas Department of State Health Services
Roger Nasci – Center for Disease Control

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EXHIBIT C