

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JUNE 23, 1999

99-2000

VOTING AGENDA MEETING  
CITY COUNCIL CHAMBER, CITY HALL  
MAYOR RON KIRK, PRESIDING

PRESENT: [15] Kirk, Poss, Salazar, Loza, Miller, Thornton Reese, Hill, Mallory Caraway,  
Chaney, Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill  
ABSENT: [0]

The meeting was called to order at 9:35 a.m.

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

The invocation was given by Rev. Jerome E. McNeil, Jr., pastor, Temple of Faith Christian Chapel C.M.E. Church

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 5:30 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.

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JUNE 23, 1999

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JUNE 23, 1999

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2001

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: Dwayne Dallas, 6266 St. Albans Dr.  
SUBJECT: Bill Clinton's Wars (Including Yugoslavia)

SPEAKER: Anna Albers, 201 N. Edgefield Ave. **CANCELED**  
REPRESENTING: Citizens for a Safe Environment  
SUBJECT: Trinity River

SPEAKER: Mike Baggett, 10116 Estate Ln.  
REPRESENTING: Central Dallas Association  
SUBJECT: Signature bridges

SPEAKER: Jewel Floyd, 3815 Myrtle St.  
SUBJECT: The Dallas Stars

SPEAKER: Charles Goodlow, 3880 S. Walton Walker Blvd. **NO SHOW**  
SUBJECT: Tickets - not traffic

OPEN MICROPHONE - END OF MEETING:

SPEAKER: Jimmy Lee, P.O. Box 4994 **NO SHOW**  
REPRESENTING: Relief in the Community  
SUBJECT: URSB violations

SPEAKER: Joe Martin, 3105 Gladiolus Ln. **NO SHOW**  
SUBJECT: Rules of Procedures

SPEAKER: Rick Edwards, 3630 Classic Dr., Garland  
SUBJECT: Police brutality

SPEAKER: Elsie Risby, 2900 Dilido Rd. **CANCELED**  
SUBJECT: Vacation

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2002

Item 1: Approval of Minutes

The minutes of the inaugural meeting of June 7, 1999 and the voting agenda meeting of June 9, 1999, were presented for approval.

Councilmember Blumer moved to approve the minutes.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted. (Salazar absent when vote taken)

# OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2003

## CONSENT AGENDA

The consent agenda, consisting of agenda items 2-8, was presented for consideration.

The city secretary announced that her office had received written notice from the city manager, that consent agenda item 72 had been deleted until the next voting agenda meeting and that notice of that deleted item had been posted in accordance with Subsection 7.11 of the City Council Rules of Procedure.

The following individual appeared to comment on consent agenda items:

- Elsie Risby, 2900 Dilido Rd., consent agenda items 17 and 18

Councilmember Miller requested that consent agenda items 17, 50 and 55 be removed from the consent agenda to be considered as individual items. Mayor Kirk stated that consent agenda items 17, 50 and 55 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember's Miller's request.

Councilmember Forsythe Lill requested that consent agenda items 33 and 82 be removed from the consent agenda to be considered as individual items. Mayor Kirk stated that consent agenda items 33 and 82 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

Councilmember Greyson requested that consent agenda item 37 and 86 be removed from the consent agenda to be considered as individual items. Mayor Kirk stated that consent agenda items 37 and 86 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Councilmember Finkelman moved to approve all items on the consent agenda with the exception of agenda item 72 which had been deleted until the next voting agenda meeting, and agenda items 17, 33, 35, 37, 50, 55, 82 and 86 which would be considered later in the meeting.

Motion seconded by Councilmember Walne and unanimously adopted. (Salazar absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2004

Item 2: Authorize a professional services contract with Fine Art Conservation Laboratories, Inc., for conservation of the murals at the Centennial Building and the treatment plan for the murals at the Food and Fiber Building at Fair Park - \$1,162,908 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2005

Item 3: Authorize a professional services contract with Conley Design Group, Inc. to provide a water infiltration study and structural investigation for the Aquarium at Fair Park - \$22,185 - Financing: Dallas Zoo Trust Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2006

Item 4: Authorize a professional services contract with Johnson/McKibben Architects, Inc. to provide schematic design services for development of a recreation center at Rochester Park - \$29,500 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2007

Item 5: Authorize a professional services contract with Winkelmann and Associates, Inc. for the design and surveying services on Ozona Street from Southerland Avenue to Illinois Avenue - \$62,565 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2008

Item 6: Authorize a professional services contract with The Hillier Group for the preparation of the Library Master Plan, 2000 - 2010 - \$385,000 - Financing: 1998 Bond Funds (\$335,000), Current Funds (\$50,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2009

Item 7: Authorize a contract for Americans with Disabilities Act renovations (Package No. 1) at Campbell Green, Lake Highlands North, Walnut Hill and Willie B. Johnson recreation centers; Churchill, Fretz, McCree and Walnut Hill community pools and L.B. Houston golf course - Nedderman and Associates, Inc., lowest responsible bidder of three - \$274,800 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2010

Item 8: Authorize a contract for Americans with Disabilities Act renovations (Package No. 3) at Beckley-Saner, Eloise Lundy, Exline, Kiest, Kleberg/Rylie and Thurgood Marshall recreation centers; Exline and Kidd Springs community pools and Stevens golf course - Meridian Commercial, Inc., lowest responsible bidder of three - \$273,939 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2011

Item 9: Authorize a contract for floor tile replacement at the African American Museum in Fair Park  
- Southcrest Corporation, lowest responsible bidder of two - \$249,077 - Financing: 1998  
Bond Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2012

Item 10: Authorize a contract for miscellaneous interior renovations consisting of new rest room facilities, mechanical and electrical upgrades and security improvements at Cummings Recreation Center - Big Sky Construction Company, Inc., lowest responsible bidder of four - \$188,410 - Financing: 1995 Bond Funds (\$184,900) and Enterprise Community Grant Funds (\$3,510)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2013

Item 11: Authorize a contract for the replacement of sidewalks, curb and gutter, drive approaches, construction of barrier free ramps, water and wastewater main adjustments for the Sidewalk Replacement Program 98-05 - Onycha Industries Corporation, lowest responsible bidder of three - \$242,050 - Financing: 1985 Bond Funds (\$228,860), Water Utilities Capital Construction Funds (\$13,190)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2014

Item 12: Authorize a contract for the replacement of sidewalks, curb and gutter, drive approaches, construction of barrier free ramps, water and wastewater main adjustments for the Sidewalk Replacement Program 98-06 - Artco International, Inc., lowest responsible bidder of three - \$293,461 - Financing: 1985 Bond Funds (\$251,289), Water Utilities Capital Construction Funds (\$42,172)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2015

Item 13: Authorize (1) a contract for the construction of street paving, storm drainage, water and wastewater main improvements on Jefferson Boulevard from 7th Street to Colorado Boulevard with Ed Bell Construction Company, lowest responsible bidder of five in the amount of \$2,269,246, and (2) increase appropriations in the amount of \$950,000 (funding from Dallas County allocation per Master Interlocal Agreement) in the Capital Projects Reimbursement Fund - \$2,269,246 - Financing: Capital Projects Reimbursement Funds (\$950,000), 1985 Bond Funds (\$472,176), Water Utilities Capital Improvement Funds (\$815,170), Water Utilities Capital Construction Funds (\$31,900)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2016

Item 14: Authorize (1) a contract for the construction of Phase V-B street improvements, water and wastewater main improvements, and landscaping on Guillot Street and Allen Street located in Tax Increment Financing Reinvestment Zone Number One, City of Dallas, Texas (State Thomas-TIF District) with Tiseo Paving Company, lowest responsible bidder of five in the amount of \$810,518, (2) assignment of the construction contract to Post Apartment Homes, L.P. for construction administration, and (3) payment to Post Apartment Homes, L.P. in an amount not to exceed \$210,000 for project costs including design, construction administration and testing services - \$1,020,518 - Financing: Private Funds (Advance from Post Apartment Homes, L.P. to the State-Thomas District Fund)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2017

Item 15: Authorize (1) a contract for the construction of Phase VI street improvements, water and wastewater main improvements on Worthington Street, Thomas Avenue, State Street and Boll Street located in Tax Increment Financing Reinvestment Zone Number One, City of Dallas (State-Thomas TIF District) with Tiseo Paving Company, lowest responsible bidder of five in the amount of \$435,832, (2) assignment of the construction contract to State Street Townhomes Limited for construction administration, (3) payment to State Street Townhomes Limited in an amount not to exceed \$47,000 for design, construction administration and testing services, and (4) increase appropriations in the amount of \$1,500,000 in the State-Thomas TIF District Fund - \$482,832 - Financing: Private Funds (Advance from State Street Townhomes Limited to the State-Thomas TIF District Fund)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2018

Item 16: Authorize a contract for the reconstruction of alley paving and wastewater main improvements on the alley between Huff Trail and Redstart Lane from Lyre Lane to Santa Barbara Drive - Texas Standard Construction, Inc., lowest responsible bidder of five - \$152,646 - Financing: 1998 Bond Funds (\$71,631), Water Utilities Capital Improvement Funds (\$70,715), Water Utilities Capital Construction Funds (\$10,300)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2019

Item 17: Authorize a contract for the construction of street paving and storm drainage improvements on Hudspeth Avenue from Garza Avenue to Lancaster Road located in Neighborhood Renaissance Partnership Area D - Tiseo Paving Company, lowest responsible bidder of seven - \$857,846 - Financing: Neighborhood Renaissance Partnership Section 108 Notes

Councilmember Miller requested that consent agenda item 17 be considered as an individual item. Mayor Kirk stated that consent agenda item 17 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Miller's request.

Later in the meeting agenda item 17 was brought up for consideration.

The following individual addressed the city council regarding the contract:

-- Elsie Risby, 2900 Dilido Rd.

Councilmember Miller moved to defer the item until the August 11, 1999 voting agenda meeting of the city council.

Motion seconded by Councilmember Blumer.

Councilmember Thornton Reese moved to substitute for Councilmember Miller's motion a motion to approve the item.

Motion seconded by Councilmember Mallory Caraway.

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes:	[11]	Kirk, Poss, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Lipscomb, Walne, Finkelman, Forsythe Lill
Voting No:	[3]	Miller, Greyson, Blumer
Absent when vote taken:	[1]	Salazar

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 24, 1999 1:58 p.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

June 23, 1999

99-2020

Item 18: Authorize a contract for the construction of sidewalk paving, water and wastewater adjustments on Missouri Avenue, Arizona Avenue and Illinois Avenue located in Neighborhood Renaissance Partnership Area C - New Star Grading & Paving Construction Company, lowest responsible bidder of three - \$99,625 - Financing: Neighborhood Renaissance Partnership Section 108 Notes (\$65,430), Water Utilities Capital Construction Funds (\$34,195)

Approved as part of the consent agenda.

OFFICIAL ACTIN OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2021

Item 19: Authorize a contract for the reconstruction of alley paving on the alley between El Pastel Drive and La Verdura Drive from Alto Rico Drive to the "T" alley east of Meandering Way including the "T" alley from Alto Rico Drive to La Sobrina Drive - B. T. Construction, Inc., lowest responsible bidder of seven - \$121,413 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2022

Item 20: Authorize a contract for East Side Water Treatment Plant process improvements phase II, decrease appropriations in Wastewater Capital Improvement Fund and increase appropriations in Water Capital Improvement Fund in the amount of \$2,579,000 - Cajun Constructors, Inc. lowest responsible bidder of three - \$8,072,000 - Financing: Water Utilities Capital Improvement Funds (\$7,716,700) and Water Utilities Capital Construction Funds (\$355,300)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2023

Item 21: Authorize a contract for the replacement and construction of water and wastewater mains in an area bounded by I.H. 30, Cedar Crest Boulevard, Saner Avenue, Polk Street and Halls Branch at White Rock Creek and Elam Creek at Trinity River - Atkins Bros. Equipment Co., Inc., lowest responsible bidder of seven - \$2,478,728 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2024

Item 22: Authorize a contract for the replacement and construction of water and wastewater mains in an area bound by I.H. 635, I.H. 35, Walton Walker Boulevard, Illinois Avenue, I.H. 45, I.H. 30, Haskell Avenue and I.H. 75 - Atkins Bros. Equipment Co., Inc., lowest responsible bidder of five - \$2,982,067 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2025

Item 23: Authorize Supplemental Agreement No. 1 to the contract with Conley Design Group, Inc., to provide additional professional services for construction documents and contract administration for Dallas City Hall Plaza, Fountain and Parking Garage repairs - \$365,062, from \$270,000 to \$635,062 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2026

Item 24: Authorize an increase in the contract with Custom Services for additional security improvements at Eloise Lundy, Exall, Fruitdale, Juanita J. Craft and Reverchon recreation centers - \$27,214, from \$108,856 to \$136,070 - Financing: Enterprise Community Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2027

Item 25: Authorize an increase in the contract with Malpro General Contractors, Inc., for playground relocation and site improvements at Arlington Park Recreation Center - \$39,946, from \$745,631 to \$785,577 - Financing: 1998-99 Community Development Grant Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2028

Item 26: Authorize an increase in the contract with Southcrest Corporation to upgrade the fire alarm system at the Automobile Building, Phase I in Fair Park - \$66,438, from \$719,777 to \$786,215 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2029

Item 27: Authorize an increase in the contract with Meridian Commercial, Inc., for bas-reliefs and miscellaneous improvements at the Centennial Building, Phase I at Fair Park - \$408,610, from \$2,800,000 to \$3,208,610 - Financing: 1995 Bond Funds (\$79,607), Intermodal Surface Transportation Efficiency Act Grant Funds (\$318,428) and Current Funds (\$10,575)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2030

Item 28: Authorize an increase in the contract with Southcrest Corporation for renovation of the Food and Fiber Building, Phase II in Fair Park - \$107,191, from \$1,451,765 to \$1,558,956 - Financing: Fair Park Agrarian District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2031

Item 29: Authorize an increase in the contract with Gilbert May, Inc., dba Phillips/May Corporation for additional modifications at the Band Shell in Fair Park - \$111,022, from \$545,588 to \$656,610 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2032

Item 30: Authorize Supplemental Agreement No. 2 to the contract with Carter & Burgess, Inc. to provide construction administration services for the fabrication of new boilers and a temporary installation for the heating, ventilation and air conditioning and electrical renovation at Dallas Love Field Airport Main Terminal - \$65,269, from \$2,244,245 to \$2,309,514 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2033

Item 31: Authorize an increase in the contract with A-1 American Fence, Inc. for the construction of perimeter fencing at Dallas Love Field Airport and the City of Dallas Heliport - \$140,090, from \$873,559 to \$1,013,649 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2034

Item 32: Authorize an increase in the contract with BEC/Phillip (formerly BEC/Allwaste, Inc.) for additional work related to construction of Cell 2 at the McCommas Bluff Landfill - \$111,350, from \$1,024,502 to \$1,135,852 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2035

Item 33: Authorize an increase in the contract with BAR Constructors, Inc. for additional work associated with odor control at Central Wastewater Treatment Plant - \$248,756, from \$3,826,900 to \$4,075,656 - Financing: Water Utilities Capital Improvement Funds

Councilmember Forsythe Lill requested that consent agenda item 33 be considered as an individual item. Mayor Kirk stated that consent agenda item 33 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

Later in the meeting agenda item 33 was brought up for consideration.

Councilmember Chaney moved to approve the item.

Motion seconded by Councilmember Forsythe Lill.

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes: [14] Kirk, Poss, Loza, Miller, Thornton Reese, Hill, Mallory  
Caraway, Chaney, Lipscomb, Walne, Finkelman, Greyson,  
Blumer, Forsythe Lill

Voting No: [0]

Absent when vote taken: [1] Salazar

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2036

Item 34: Authorize rejection of the only bid received for roof replacement and interior renovation at John C. Phelps Recreation Center and authorize readvertisement for new bids -  
Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2037

Item 35: Authorize an Interlocal Agreement with the Texas Department of Transportation for the extension of Woodall Rodgers (Spur 366) Freeway from Industrial Boulevard across the Trinity River to the intersection of Singleton Boulevard and Beckley Avenue - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the interlocal agreement:

- Larry Fonts, 3310 Blackburn St., representing Central Dallas Association
- Dick Martin, 1414 Kings Hwy., representing Simons Corridor Business Association

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted. (Salazar absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2038

Item 36: Authorize a benefit assessment hearing to be held on August 25, 1999 for sidewalk paving improvements on Sidewalk Group 98-105 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2039

Item 37: Authorize funding for the City of Dallas local participation costs for the right-of-way and construction of Congestion Mitigation Air Quality intersection improvement projects - \$2,071,037 - Financing: 1995 Bond Funds

Councilmember Greyson requested that consent agenda item 37 be considered as an individual item. Mayor Kirk stated that consent agenda item 37 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Later in the meeting agenda item 37 was brought up for consideration.

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Salazar absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2040

Item 38: Authorize a benefit assessment hearing to be held on August 11, 1999 for sidewalk paving improvements on Timberline Drive from Community Drive to Storey Lane - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2041

Item 39: Authorize a benefit assessment hearing to be held on August 25, 1999 for sidewalk paving improvements on Sidewalk Group 98-107 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2042

Item 40: Authorize an agreement with the Texas Department of Transportation for the reconstruction and relocation of water and wastewater mains in Daniieldale Road at Interstate Highway 35E - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2043

Item 41: Authorize the rejection of bids received for the aeration basin and dewatering facility modifications at Southside Wastewater Treatment Plant and authorize readvertisement for new bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2044

Item 42: **LaVista Drive from Loving Avenue to East Grand Avenue**

- \* Authorize sidewalk paving improvements and routine and appurtenance water main adjustments; provide for partial payment of construction cost by assessment of abutting property owners; and authorize an estimate of the cost of improvements to be prepared as required by law

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2045

Item 43: **LaVista Drive from Loving Avenue to East Grand Avenue**

- \* Authorize approval of specifications, estimate of cost and authorize advertisement for bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2046

Item 44: **Sidewalk Group 98-104**

Pentagon Parkway (E) (north side only) from Bronx Avenue to dead-end east of Veterans Drive

Pentagon Parkway (E) (north side only) from dead-end west of Bronx Avenue to Bronx Avenue

- \* Authorize sidewalk paving improvements, water and wastewater adjustments; provide for partial payment of construction cost by assessment of abutting property owners; and authorize an estimate for the cost of the improvements to be prepared as required by law

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2047

Item 45: **Street Group 98-104**

Pentagon Parkway (E) (north side only) from Bronx Avenue to dead-end east of Veterans Drive

Pentagon Parkway (E) (north side only) from dead-end west of Bronx Avenue to Bronx Avenue

- \* Authorize approval of specifications, estimate of cost and authorize advertisement of bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2048

Item 46: **Street Group 98-424**

Michigan Avenue north from Winters Street including curve to Alaska Avenue  
East Waco Avenue from Denley Drive to Moore Street

- \* Authorize street paving, water and wastewater main improvements; provide for partial payment of construction cost by assessment of abutting property owners; and authorize an estimate of the cost of the improvements to be prepared as required by law

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2049

Item 47: **Street Group 98-424**

Michigan Avenue north from Winters Street including curve to Alaska Avenue  
East Waco Avenue from Denley Drive to Moore Street

- \* Authorize approval of specifications, estimate of cost and authorize advertisement for bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2050

Item 48: **Veterans Drive from Talco Drive to Ledbetter Drive including sidewalks from Pentagon Parkway to Talco Drive**

- \* Authorize street paving, storm drainage, water and wastewater main improvements; provide for partial payment of construction cost by assessment of abutting property owners; and authorize an estimate of the cost of the improvements to be prepared as required by law

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2051

Item 49: **Veterans Drive from Talco Drive to Ledbetter Drive including sidewalks from Pentagon Parkway to Talco Drive**

- \* Authorize approval of specifications, estimate of cost and authorize advertisement for bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2052

Item 50: An ordinance granting a private license to Robert B. Haas, for the use of approximately 11,882 square feet of land, to maintain an existing fence, decorative gates and lighting on Douglas Avenue right-of-way located near its intersection with Deloache Avenue - Revenue: \$350 annually plus the \$20 ordinance publication fee

Councilmember Miller requested that consent agenda item 50 be considered as an individual item. Mayor Kirk stated that consent agenda item 50 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Miller's request.

Later in the meeting agenda item 50 was brought up for consideration.

Councilmember Blumer moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted. (Salazar absent when vote taken)

Assigned ORDINANCE NO. 23912.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2053

Item 51: An ordinance abandoning Yorkwood Circle to Hillcrest Church, the abutting owner, containing approximately 20,256 square feet of land, located near its intersection with Hillcrest Road, and authorizing the quitclaim - Revenue: \$189,394 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23913.

OFFICIAL ACTION OF THE DALLAS CITY CUNCIL

June 23, 1999

99-2054

Item 52: Authorize a five year lease agreement with 8035 East RLT, L.P., for approximately 7,439 square feet of office space located on the second and third floors of a building having a street address of 8035 East R. L. Thornton, Suites 210 and 304 to be used by Environmental Health and Human Services, Food and Commercial Sanitation Division July 1, 1999 - June 30, 2002 (\$267,804); July 1, 2002 - June 30, 2003 (\$96,707); July 1, 2003- June 30, 2004 (\$111,585) - \$476,096 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2055

Item 53: Authorize a thirty-six month price agreement for chiller maintenance at Dallas Love Field with the lowest responsible bidder of three - Natkin Service Co. - Not to exceed \$69,690 - Financing: Aviation Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2056

Item 54: Authorize a thirty-six month price agreement for exterminating services in City-owned facilities with the lowest responsible bidders of two - Lady Bugg Exterminating Services and Orkin Exterminating Company, Inc. - Not to exceed \$174,705 - Financing: Current Funds (\$116,334), Water Utilities Current Funds (\$35,001), Aviation Current Funds (\$12,240), Convention Center Current Funds (\$11,130)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2057

Item 55: Authorize a thirty-six month price agreement for aftermarket automotive parts with the lowest responsible bidders of six - Dick Smith, Inc. dba/The Motor Mart, Midway Auto Supply Co., Napa Auto & Truck Parts, Robertson Fleet Service, Inc. - Not to exceed \$2,186,400 - Financing: Current Funds (\$2,175,320), Water Utilities Current Funds (\$4,740), Aviation Current Funds (\$6,340)

Councilmember Miller requested that consent agenda item 50 be considered as an individual item. Mayor Kirk stated that consent agenda item 50 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Miller's request.

Later in the meeting agenda item 50 was brought up for consideration.

Councilmember Miller announced that she had a conflict of interest and would abstain from voting or participating in any discussion. Councilmember Miller left the city council chamber.

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Lipscomb.

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes:	[13]	Kirk, Poss, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
Voting No:	[0]	
Abstain:	[1]	Miller
Absent when vote taken:	[1]	Salazar

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2058

Item 56: Authorize the purchase of truck bodies and trailers with the lowest responsible bidders of eleven - Equipment Technology, Inc., Lift-All Division of Hydra-Tech, Inc., B & C Body Co., W & B Service Co. - Not to exceed \$1,088,433 - Financing: 1998 Equipment Acquisition Contractual Obligation Notes (\$1,030,706), Current Funds (\$57,727)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2059

Item 57: Authorize a thirty-six month price agreement for fire stock/dress uniforms with the lowest responsible bidders of four - Cen-Tex Uniform Sales, C & G Police Supply, Skaggs Public Safety Uniforms & Equipment and Texas State Uniforms, L.L.C. - Not to exceed \$1,175,380 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2060

Item 58: Authorize a four month price agreement for the summer van rental program with the lowest responsible bidder of two - Willary Metroplex L.P. dba Thrifty Car Rental - Not to exceed \$202,280 - Financing: Current Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2061

Item 59: Authorize an installment purchase contract not to exceed \$874,324 (to be paid over a five year period), subject to annual appropriation, for the purchase of roll carts for the automated sanitation collection program with ZARN, Inc. - the lowest responsible bidder of six - Financing: Current Funds - Subject to Annual Appropriation

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2062

Item 60: Authorize a twenty-four month price agreement for brass fittings with the lowest responsible bidders of seven - James Jones Company, Mueller Company, Act Pipe and Supply, Inc., Apex Supply Company, Triangle Supply Co., Inc., Romar Supply, Inc, Central Engineering & Supply - Not to exceed \$876,258 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2063

Item 61: Authorize rescinding award of the contract with Johnston Pump Company approved by the City Council on December 10, 1997, pursuant to Resolution #97-3917 and the rejection of all bids received for a twenty-four month price agreement for pump repair service and authorize readvertisement for new bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2064

Item 62: Authorize ratification of emergency purchase and installation of the fire/intrusion alarm system at The Science Place at Fair Park and authorize an increase in the appropriations for the Office of Cultural Affairs - Smith Alarm Systems - \$126,000 - Financing: Risk Reserve Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2065

Item 63: Authorize the ratification of an emergency purchase of eight rear loading and two side loading refuse trucks for the City's fleet, owned and maintained by Equipment and Building Services and utilized by Sanitation Services, from Equipment Southwest, Inc. - Not to exceed \$653,562 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2066

Item 64: Authorize the ratification of an emergency repair of seven storm water pumps and motors located at Good-Latimer Expressway under Pacific Avenue, Lamar Street under the DART Trestle, Baker Pump Station at 2255 Irving Boulevard, Rochester Pump Station at Municipal Street and the Hampton Pump Station at Conveyor Lane - Flow Products, Inc. dba Johnston Pump Company and Shermco Industries - \$151,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2067

Item 65: Authorize settlement of a lawsuit, styled Guadalupe Mendoza, Individually and as Next Friend of Ernesto Mendoza, a Minor v. Francisco Espinosa Picazo and City of Dallas, Cause No. cc-98-02138-a - Financing: Current Fund

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2068

Item 66: Authorize settlement of a lawsuit, styled Karla Joy Adam v. City of Dallas, Dallas Police Department and Samantha Kaitlyn Garafallo, individually, Cause No. 96-1215-F - Financing: Current Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2069

Item 67: Authorize settlement of a lawsuit, styled Philip J. Brown v. City of Dallas and Sylvester Crabb, Jr., Cause No. cc-98-1807-b - Financing: Current Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2070

Item 68: Authorize Supplemental Agreement No. 10 to the professional services contract with the law firm of McKool Smith, P.C., for additional legal services necessary in the lawsuit, styled Debra Walker, et al. v. United States Department of Housing and Urban Development, et al., Civil Action No. 3:85-CV-1210-R, and any other proceedings relating to the subject matter of this litigation, in an amount not to exceed \$675,000 increasing the original contract and supplemental agreement total from \$2,400,000 to \$3,075,000 over seven years - Financing: Current Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2071

Item 69: Authorize an agreement with the Texas Department of Transportation, Aviation Division, to act as the City's agent to conduct an Airport Master Plan for Redbird Airport to include applying for, receiving and disbursing all funds and for contract administration for this study in an amount not to exceed \$150,000, of which the Federal share of the project is 90% and the remaining 10% to be funded by the City - Not to exceed \$15,000 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2072

Item 70: Authorize the acceptance of the Fair Housing Assistance Program grant from the U.S. Department of Housing and Urban Development, execution of the grant agreement and disbursement of funds to affirmatively further fair housing - \$294,742 - Financing: U.S. Department of Housing and Urban Development, Fair Housing Assistance Program Comprehensive Funding Approach Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2073

Item 71: Authorize a replacement housing payment for Walker Target Neighborhood homeowner, Bernice Crockett, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1995-96 Community Development Grant Funds (\$17,500) and 1996-97 Community Development Grant Funds (\$22,500)

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2074

Item 72: An ordinance amending Chapter 27 of the Dallas City Code to define terms; to provide and revise requirements, procedures, standards, policies, powers and duties, and enforcement remedies relating to the Urban Rehabilitation Standards Board; and to clarify the Director of Code Compliance's authority and duties relating to the Board and to the enforcement of the City's minimum Urban Rehabilitation Standards - Financing: No cost consideration to the City

The city secretary announced that the city manager had deleted agenda item 72 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

June 24, 1999 1:58 p.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2075

Item 73: An ordinance awarding a franchise for 10 years to IP Communications Corporation, to provide local exchange telephone services - Estimated Revenue: \$58,000 over 10 years

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23914.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2076

Item 74: Authorize the first of four one-year options with KPMG LLP, (Dodd & Associates and Marilou Martinez-Stevens, CPA, subcontractors) for the audit of the City's financial operations and grant activities and review of official statements for the fiscal year ending September 30, 1999 renewal after one year - Not to exceed \$229,000 - Financing: Current Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2077

Item 75: Authorize approval of the bi-weekly tax action

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2078

Item 76: Authorize a professional services contract with Kittelson & Associates, Inc. for the provision of parking analysis and strategy development services for the City Center TIF District - Not to exceed \$380,155 - Financing: City Center TIF District Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2079

Item 77: Authorize (1) a public hearing to be held on August 11, 1999, in accordance with Chapter 372 of the Texas Local Government Code, to establish the public improvement district, to be known as the Deep Ellum Public Improvement District, for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements located in the District; and (2) consideration at the close of the hearing of a resolution establishing the Deep Ellum Public Improvement District - Financing: No cost consideration to the City

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2080

Item 78: Authorize a contract with Dallas County Local Workforce Development Board DBA WorkSource, Inc. to provide Welfare-to-Work services to 75 Temporary Assistance to Needy Families (TANF) recipients for 24 months, beginning June 1, 1999 through June 30, 2001, in the amount not to exceed \$263,446 - Financing: U. S. Department of Labor (USDOL) Grant Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2081

Item 79: An ordinance amending Section 44-35 of Chapter 44, "TAXATION," of the Dallas City Code, as amended; providing for the reallocation of the seven percent hotel occupancy tax to designated purposes, to be applied to revenues from the tax collected by a hotel on or after October 1, 1998; providing a saving clause; providing a severability clause; and providing an effective date - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23915.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2082

Item 80: Authorize the exercise of the final twelve month renewal option to the contract with Tom's Foods, Inc. for the period of August 1, 1999 through July 31, 2000 for vending machine services to support the City Employee Benefit (benevolence) Funds - Estimated Revenue: \$100,000 annually

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2083

Item 81: Authorize an Interlocal Agreement with the Dallas Housing Authority to provide down payment and closing cost assistance for up to forty-eight residents who participated in and completed the Dallas Housing Authority's Turnkey Program and are eligible to purchase homes - \$96,000 - Financing: DHA (Walker) Trust Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2084

Item 82: An ordinance authorizing an Historic Overlay District for St. Ann's School on property presently zoned as Planned Development District No. 193, the Oak Lawn Special Purpose District, with an HC Heavy Commercial Subdistrict on property at the east corner of Harry Hines Boulevard and Moody Street, and a resolution authorizing acceptance of a deed restriction instrument submitted in conjunction with the granting of the Historic Overlay District (Z989-131/10746-C(JA) - Financing: No cost consideration to the City

Councilmember Forsythe Lill requested that consent agenda item 82 be considered as an individual item. Mayor Kirk stated that consent agenda item would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

Later in the meeting agenda item 82 was brought up for consideration.

Councilmember Forsythe Lill moved to pass the ordinance creating an historic overlay district for St. Ann's School, with the map #3 and approval of the resolution accepting deed restrictions offered by the property owners to preserve the mosaic and cornerstone from the 1946 building.

Motion seconded by Councilmember Loza and unanimously adopted. (Salazar absent when vote taken)

Assigned ORDINANCE NO. 23916.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2085

Item 83: Authorize extending the suspension of the issuance of the demolition permit for a portion of 1227 West Davis for a period of time not to exceed 240 days from the date the demolition permit application was filed - Financing: No cost consideration to the City

Pam Conley signed up to address the council on consent agenda item 83 but did not speak.

Councilmember Miller moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted. (Salazar absent when vote taken)

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2086

Item 84: Authorize the second amendment to the personal services contract with John Simmons for development and support of additional enhancements to the Dallas Police Department's crime analysis system - \$30,000, from \$67,740 to \$97,740 - Financing: 1998 Local Law Enforcement Block Grant Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2087

Item 85: Authorize a contract with Paradigm Systems, Inc., only proposer, for the development of a Police property inventory tracking system for the Police Property Room - Not to exceed \$213,207 - Financing: 1997 Local Law Enforcement Block Grant Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2088

Item 86: An ordinance amending Chapter 28 of the Dallas City Code to designate school traffic zones, regulate speed limits and the direction of vehicles on certain streets- Financing: No cost consideration to the City

Councilmember Greyson requested that consent agenda item 86 be considered as an individual item. Mayor Kirk stated that consent agenda item would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Later in the meeting agenda item 86 was brought up for consideration.

Councilmember Lipscomb moved to pass the ordinance.

Motion seconded by Councilmember Greyson.

Councilmember Greyson asked Councilmember Lipscomb if he would accept a friendly amendment to his motion to correct Attachment Two by changing Maribeth Drive Middle School to Frankford Middle School.

Councilmember Lipscomb accepted the amendment as part of his motion.

Councilmember Forsythe Lill asked Councilmember Lipscomb if he would accept a friendly amendment to his motion that Mt. Auburn Elementary should be in districts 2 and 14, instead of district 7.

Councilmember Lipscomb accepted the amendment as part of his motion.

After discussion, Mayor Kirk called the vote on Councilmember Lipscomb's motion as modified by the friendly amendments.

Mayor Kirk declared the motion as modified by the friendly amendments, unanimously adopted.

Assigned ORDINANCE NO. 23917.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 24, 1999 1:58 p.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

June 23, 1999

99-2089

Item 87: Authorize an Interlocal Agreement with the Texas Department of Transportation to upgrade traffic signal hardware at fifteen intersections located throughout the City using funds from the federal Hazard Elimination Program - \$65,698 - Financing: 1998 Bond Funds (Texas Department of Transportation's 90% share is \$591,282 and the City's 10% share is a not to exceed amount of \$65,698)

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2090

Item 88: Authorize a professional services contract with Carter & Burgess, Inc. for the preparation of a Clean Air Study at the Oak Cliff Municipal Center, located at 320 East Jefferson Boulevard - \$181,399 - Financing: 1985 Bond Funds

Approved as part of the consent agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2091

Item 89: Public Hearing

A public hearing was called to receive citizen comments on the Preliminary FY 1999-2000 Consolidated Plan Budget for U. S. Department of Housing and Urban Development Grant Funds, the Preliminary FY 1998-99 Community Development Block Grant Reprogramming Budget #2, and the Preliminary FY 1998-99 Housing Opportunities for Persons with AIDS Reprogramming Budget #1 - Financing: This action has no cost consideration to the City

The following individuals addressed the city council regarding the FY 1999-2000 Consolidated Plan Budget:

- Jeanette Lee, 2314 Roanoke Ave., representing Love Field West Library
- Geraldine Brown, 1623 Pine St., representing Acorn/Church of God In Christ
- Wesley Simms, 1403 Fernwood Ave., representing Acorn/Church of God In Christ
- Elsie Risby 2900 Dilido Rd.
- Graciela Aleman, 2219 Alabama Ave.
- Andre Drake, 2727 Viola St.
- Joe Martin, 3105 Gladiolus Ln.

Councilmember Forsythe Lill moved to close the public hearing.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2092

Item 90: Public Hearing

A public hearing was called to receive citizen comments, and Council action on the proposed use of a portion of Arapaho Park by the Public Works and Transportation Department for construction of storm drainage improvements - Financing: This action has no cost consideration to the City

No one addressed the city council regarding Arapaho Park.

Councilmember Greyson moved to close the public hearing and approve council action on the proposed use of a portion of Arapaho Park by the Public Works and Transportation Department.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2093

Item 91: Public Hearing

A public hearing was called to receive citizen comments, and Council action on the proposed use of a portion of Samuell-New Hope Park by the Town of Sunnyvale for construction of drainage and erosion control improvements - Financing: No cost consideration to the City

No one addressed the city council regarding Samuell-New Hope Park.

Councilmember Finkelman moved to close the public hearing and approve council action on the proposed use of a portion of Samuel-New Hope Park by the Town of Sunnyvale.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2094

The consent zoning docket, consisting of agenda items 41-42 was presented.

Agenda items 92, 95 and 101 were removed from the consent zoning docket, to be called as an individual hearing.

A public hearing was called on zoning cases on the consent zoning docket, including:

~~Agenda item 92: Zoning Case Z989-173/10807-NC(PN)~~ [Considered individually]  
Agenda item 93: Zoning Case Z989-189/10839-NW(MB)  
Agenda item 94: Zoning Case Z989-190/10848-NE(MB)  
~~Agenda item 95: Zoning Case Z989-195/10862-C(BP)~~ [Considered individually]  
Agenda item 96: Zoning Case Z989-196/10859-SE(SS)  
Agenda item 97: Zoning Case Z989-198/10863-NC(BP)  
Agenda item 98: Zoning Case Z989-199/10860-SW(BP)  
Agenda item 99: Zoning Case Z989-201/10864-SW(JA)  
Agenda item 100: Zoning Case Z989-202/8368-C(JA)  
~~Agenda item 101: Zoning Case Z989-225/10893-SW(BP)~~ [Considered individually]

In all zoning cases on the consent zoning docket, the city plan commission recommended approval of the proposed changes in zoning.

The following individual appeared to comment on cases on the consent zoning docket:

-- Joe Martin, 3105 Gladiolus Ln., regarding Zoning Case Z989-199/10860-SW(BP)

Councilmember Lipscomb moved to close the public hearing, accept the recommendation of the city plan commission in each consent zoning docket case and pass all ordinances and approve all resolutions presented as part of the consent zoning docket.

Motion seconded by Councilmember Loza and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2095

Item 92: Zoning Case Z989-173/10807-NC(PN)

The consent zoning docket, consisting of agenda items 92-101 was presented.

Councilmember Finkelman requested that consent zoning docket item 92 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 92 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection to Councilmember Finkelman's request.

Later in the meeting zoning docket item 92 was brought up for consideration.

A public hearing was called on zoning case Z989-173/10807-NC(PN), an application for and an ordinance granting a CR Community Retail District on property presently zoned an NO(A) Neighborhood Office District with Specific Use Permit No. 2 for an Electric substation, and an application for and an ordinance granting the termination of Specific Use Permit No. 2 at the southwest corner of Dallas North Tollway and Alpha Road.

(The city plan commission recommended approval of a CR Community Retail District, and approval of the termination of Specific Use Permit No. 2.)

No one appeared in opposition to or in favor of the city plan commission recommendation.

Councilmember Finkelman moved to postpone consideration of the application until the August 11, 1999 voting agenda meeting of the city council and to continue the public hearing at that time.

Motion seconded by Councilmember Greyson and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2096

Item 93: Zoning Case Z989-189/10839-NW(MB)

Zoning Case Z989-189/10839-NW(MB), an application for and an ordinance granting an IM Industrial Manufacturing District on Tract I on property presently zoned an IR Industrial Research District, and an application for and an ordinance granting a Specific Use Permit for Potentially Incompatible Industrial (outside) Uses to include concrete crushing on Tracts I and II on property presently zoned an IM Industrial Manufacturing District on Tract II on property located west of Goodnight Lane and south of Joe Field Road.

(The city plan commission recommended approval of an IM Industrial Manufacturing District on Tract I, and approval of a Specific Use Permit on Tracts I and II for a 20 - year time period with eligibility for automatic renewal for additional 20 - year time periods, subject to a site plan and conditions.)

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23918 and ORDINANCE NO. 23919.

June 24, 1999 1:58 p.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2097

Item 94: Zoning Case Z989-190/10848-NE(MB)

Zoning Case Z989-190/10848-NE(MB), an application for and an ordinance granting a CS Commercial Service District on property presently zoned an IR Industrial Research District on the west side of Petal Street, south of Grader Street.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23920.

June 24, 1999 1:58 p.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2098

Item 95: Zoning Case Z989-195/10862-C(BP)

Ray Couch, assistant director of planning, reminded the city council that in accordance with subparagraph (c)(2)(B) of Section 51A-4.701 of the development code, council approval of the application would require the favorable vote of three-fourths of all members of the council in that a written protest against the change in zoning had been signed by the owners of 20 percent or more of either the land in the area of the request or land within 200 feet of the area of the request, and the protest had been filed with the director of planning.

Mayor Kirk stated that consent zoning docket item 95 would be removed from the consent zoning docket, to be called as an individual hearing, there being no objection voiced to the request.

A public hearing was called on zoning case Z989-195/10862-C(BP), an application for and an ordinance granting an amendment to Planned Development District No. 317, the Cedars Area Special Purpose District, to create a new Area B-2 on property located within Area B in Planned Development District No. 317 on the southeast side of Sullivan Avenue, northeast of Browder Street.

(The city plan commission recommended approval.)

Appearing in opposition to the city plan commission recommendation.

- Betty McDonald, 814 Buckalew St.
- Steven Chapman, 3301 Elm St.

No one appeared in favor of the city plan commission recommendation.

Councilmember Loza moved to close the public hearing, accept the recommendation of the city plan commission recommendation, and pass the ordinance.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

Assigned ORDINANCE NO. 23921.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2099

Item 96: Zoning Case Z989-196/10859-SE(SS)

Zoning Case Z989-196/10859-SE(SS), an application for and an ordinance granting a Planned Development District for an Outside Salvage and Reclamation Use and IM Industrial Manufacturing District Uses, and an application for and an ordinance terminating Specific Use Permit No. 818 for a Salvage Yard (outside) Use on property presently zoned an IM Industrial Manufacturing District on the southwest side of South Lamar Street, southeast of Starks Avenue.

(The city plan commission recommended approval of a Planned Development District for an Outside Salvage and Reclamation Use and IM Industrial Manufacturing District Uses, subject to a development/landscape plan and conditions, and approval of the termination of Specific Use Permit No. 818.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23922 and ORDINANCE NO. 23923.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2100

Item 97: Zoning Case Z989-198/10863-NC(BP)

Zoning Case Z989-198/10863-NC(BP), an application to terminate the existing deed restrictions on property presently zoned an MU-1 Mixed Use District located west of Coit Road and south of McCallum Boulevard, and a resolution authorizing acceptance of an instrument terminating the existing deed restrictions, and an instrument providing for new deed restrictions volunteered by the applicant.

(The city plan commission recommended approval of the termination of the existing deed restrictions, and acceptance of new deed restrictions volunteered by the applicant.)

Approved as part of the consent zoning docket.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2101

Item 98: Zoning Case Z989-199/10860-SW(BP)

Zoning Case Z989-199/10860-SW(BP), an application for and an ordinance granting a CR Community Retail District on property presently zoned an R-7.5(A) Single Family District with Specific Use Permit No. 187 for a Cemetery and Mortuary Use at the southeast corner of Laureland Road and South R.L. Thornton Freeway.

(The city plan commission recommended approval of a CR Community Retail District on property designated as Tract A on the staff recommendation map, and denial of a CR Community Retail District on property designated as Tract B on the staff recommendation map.)

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23924.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2102

Item 99: Zoning Case Z989-201/10864-SW(JA)

Zoning Case Z989-201/10864-SW(JA), an application for and an ordinance granting an amendment to the Subarea boundaries of Conservation District No. 7, the Bishop-Eighth Street Conservation District, to reclassify Lots 13 and 14 in Block 26/3146 from Subarea 1, the residential tract, to Subarea 2, the commercial tract of the same Conservation District, and an application for and an ordinance granting an Historic Overlay District for the Bishop Arts Building on property on the south side of Eighth Street, west of Bishop Avenue.

(The city plan commission recommended approval of the proposed amendment to Conservation District No. 7, and approval of the granting of an Historic Overlay District for the Bishop Arts Building, subject to preservation criteria.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23925 and ORDINANCE NO. 23926.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2103

Item 100: Zoning Case Z989-202/8368-C(JA)

Zoning Case Z989-202/8368-C(JA), a Landmark Commission authorized hearing to consider an amendment to and the expansion of Historic Overlay District No. 37, the Busch-Kirby Building, on property presently zoned a CA-1(A)-CP Central Area District at the north corner of Main Street and Akard Street, and an ordinance implementing the proposal.

(The city plan commission recommended approval, subject to preservation criteria.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23927.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2104

Item 101: Zoning Case Z989-225/10893-SW(BP)

The consent zoning docket, consisting of agenda items 92-101 was presented.

Councilmember Chaney requested that consent zoning docket item 101 be removed from the consent zoning docket to be called as an individual hearing. Mayor Kirk stated that consent zoning docket item 101 would be removed from the consent zoning docket to be called as an individual hearing, there being no objection to Councilmember Chaney's request.

Later in the meeting zoning docket item 101 was brought up for consideration.

Councilmember Chaney announced that he had a conflict of interest and would abstain from voting or participating in any discussion. Councilmember Chaney left the city council chamber.

A public hearing was called on Zoning Case Z989-225/10893-SW(BP), an application for and an ordinance granting a TH-2(A) Townhouse District on property presently zoned a CS Commercial Service District at the southwest corner of Neely Street and Crawford Street.)

(The city plan commission recommended approval.)

The following individual addressed the city council regarding Zoning Case Z989-225/10893-SW(BP):

-- Joe Martin, 3105 Gladiolus Ln.

Councilmember Lipscomb moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Walne and unanimously adopted. (Chaney abstaining)

Assigned ORDINANCE NO. 23928.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2105

Item 102: Public Hearing - Zoning Case Z978-327/10675-NW(ML)

A public hearing was called on zoning case Z989-327/10675-NW(ML), an application for a Planned Development Subdistrict for O-2 Office Subdistrict Uses, MF-2 Multiple Family Subdistrict Uses, and certain GR General Retail Subdistrict Uses on property presently zoned a TH-3 Townhouse Subdistrict, an LC Light Commercial Subdistrict, and a P Parking Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, at the north and east corners of Harry Hines Boulevard and Throckmorton Street.

(The city plan commission recommended approval of a Planned Development Subdistrict for certain GR General Retail Subdistrict Uses on a portion of the site, subject to a conceptual plan and conditions, and denial without prejudice of O-2 Office Subdistrict Uses and MF-2 Multiple Family Subdistrict Uses on the remainder of the area of request.)

Deleted on the addendum to the agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2106

Item 103: Public Hearing - Zoning Case Z989-180/8465-NC(FD)

A public hearing was called on zoning case Z989-180/8465-NC(FD), an application for an R-10(A) Single Family District on property presently zoned an R-16(A) Single Family District at the northeast corner of Midway Road and Middleton Road.

(The city plan commission recommended denial.)

Appearing in opposition to the city plan commission recommendation:

- Michael Coker, 6390 LBJ Frwy., representing the applicant
- Jurgen Ringer, 2112 Edith Court, the applicant
- Joyce Hall, 4330 Crowley Dr.

Appearing in favor of the city plan commission recommendaton:

- Laura Westin, 4344 Crowley Dr.
- Fred Ramsey, 4329 Crowley Dr.

Councilmember Blumer moved to close the public hearing and accept the recommendation of the city plan commission.

Motion seconded by Councilmember Walne and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2107

Item 104: Public Hearing - Zoning Case Z989-184/10835-SW(BP)

A public hearing was called on Zoning Case Z989-184/10835-SW(BP), an application for a Specific Use Permit for a Child-care facility on property presently zoned an R-7.5(A) Single Family District on the east side of Greenspan Avenue, north of Highfall Drive.

(The city plan commission recommended denial without prejudice.)

Appearing in opposition to or in favor of the city plan commission recommendation.

-- Bea Sherrard, 7010 Greenspan Ave.

Appearing in favor of the city plan commission recommendation.

-- Joe Martin, 3105 Gladiolus Ln.

Councilmember Hill moved to close the public hearing and accept the recommendation of the city plan commission.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2108

Item 105: Public Hearing - Zoning Case Z989-197/6681-NC(SS)

A public hearing was called on zoning case Z989-197/6681-NC(SS), an application for and an ordinance granting an amendment to the development plan, landscape plan, and conditions for Planned Development District No. 264 for a Private School, Church, and Single Family Uses to convert the Planned Development District from Chapter 51 to conform to Chapter 51A provisions of the Dallas Development Code, and to enlarge the Planned Development District to include property presently zoned an R-16(A) Single Family District on the east side of Preston Road, south of Orchid Lane.

(The city plan commission recommended approval of an amendment to and the expansion of Planned Development District No. 264, subject to a new development/landscape plan and amended conditions.)

No one appeared in opposition to the city plan commission recommendation.

Appearing in favor of the city plan commission recommendation.

- Michael Coker, 6390 LBJ Frwy., representing the applicant
- Allen Cullum, 10600 Preston Rd., representing St. Mark's School of Texas

Councilmember Blumer moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

Assigned ORDINANCE NO. 23929.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2109

Item 106: Public Hearing - Zoning Case Z989-120/10736-SW(PN)

A public hearing was called on zoning case Z989-120/10736-SW(PN), an application for and an ordinance granting a Planned Development District for Mixed Uses on property presently zoned an A(A) Agricultural District on the west side of Merrifield Road, south of Kiest Boulevard.

(The city plan commission recommended approval, subject to a conceptual plan and conditions, and approval of a development plan for Tract 1. This application was considered by the City Council at a public hearing on May 26, 1999, and was taken under advisement until June 23, 1999, with the public hearing open.)

No one appeared in opposition to the city plan commission recommendation.

Appearing in favor of the city plan commission recommendation:

- Nathaniel Tate, 6777 Kiest Blvd.
- Barry Knight, 5400 Renaissance Tower

Councilmember Miller moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

Assigned ORDINANCE NO. 23930.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2110

Item 107: Public Hearing - Zoning Case Z989-188/8736-SW(SS)

A public hearing was called on zoning case Z989-188/8736-SW(SS), an application for a Planned Development District for RR Regional Retail District Uses and a Residential Hotel Use on property presently zoned an RR Regional Retail District at the southeast corner of Marsalis Avenue and Opera Street.

(The city plan commission recommended denial. This application was considered by the City Council at a public hearing on May 26, 1999, and was taken under advisement until June 23, 1999, with the public hearing open.)

Appearing in opposition to the city plan commission recommendation:

- William Cothrum, 500 S. Ervay St., representing the applicant

Appearing in favor of the city plan commission recommendation:

- Pam Conley, 901 N. Madison Ave.
- Elizabeth Lloyd, 640 Floyd St.
- Beverly Mendoza, 520 E. 5<sup>th</sup> St.

Deputy Mayor Pro Tem Salazar moved to close the public hearing and refer the application back to the city plan commission.

Motion seconded by Councilmember Lipscomb.

After discussion, Mayor Kirk called the vote on the motion.

Mayor Kirk declared the motion adopted on a divided voice vote.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2111

Item 108: Public Hearing - Zoning Case Z989-167/6078-C(MB)

A public hearing was called on zoning case Z989-167/6078-C(MB), an application for a CA-2 Central Area Subdistrict within Planned Development District No. 193 on property presently zoned an I-2 Industrial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the south side of Continental Avenue, east of Stemmons Freeway.

(The city plan commission recommended denial without prejudice. This application was considered by the City Council at a public hearing on June 9, 1999, and was taken under advisement until June 23, 1999, with the public hearing open.)

Appearing in opposition to the city plan commission recommendation:

-- Barry Knight, 5400 Renaissance Tower, representing the applicant

No one appeared in favor of the city plan commission recommendation.

Councilmember Loza moved to close the public hearing, overrule the recommendation of the city plan commission and approve the application, subject to the deed restrictions volunteered by the applicant..

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2112

Item 109: Public Hearing - FLOODPLAIN APPLICATION

A public hearing was called on an application for a fill permit and removal of the floodplain (FP) prefix from 0.07 acres of land currently in the 100-year flood plain of the Elm Fork of the Trinity River and is located at 10582 Spangler Road just north of Northwest Highway in City Block B/6505 and is zoned Industrial Manufacturing - Fill Permit 99-02 - Financing: No cost consideration to the City.

No one addressed the city council regarding the application.

Councilmember Mallory Caraway moved to close the public hearing and approve the application.

Motion seconded by Councilmember Loza and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2113

Item 110: Public Hearing - FLOODPLAIN APPLICATION

A public hearing was called on an application for a fill permit and removal of the floodplain (FP) prefix from 0.0877 acres of land currently in the 100-year floodplain of Joe's Creek and is located at 10217 Harry Hines Boulevard just north of Willowbrook Drive in City Block 4/6141, Lot 1 and is currently zoned Multi-Use 3 - Fill Permit 99-03 - Financing: No cost consideration to the City

The following individual addressed the city council regarding the application:

-- Mario Molina, 1481 E. Doug Dr.

Councilmember Mallory Caraway moved to close the public hearing and approve the application.

Motion seconded by Councilmember Finkelman and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2114

Item 111: Public Hearing - FLOODPLAIN APPLICATION

A public hearing was called on an application for a fill permit and removal of the floodplain (FP) prefix from 0.058 acres of land currently in the 100-year floodplain of Joe's Creek which is located at 10435 Denton Drive just south of Lombardy Lane in City Block A/614 and is currently zoned Industrial Research (IR) - Fill Permit 99-04 - Financing: No cost consideration to the City.

No one addressed the city council regarding the application.

Councilmember Mallory Caraway moved to close the public hearing and approve the application.

Motion seconded by Councilmember Walne and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2115

BENEFIT ASSESSMENT HEARING

**Alley between Lindsley Avenue & Santa Monica Drive from Blair Boulevard to Tenison Memorial Road**

- Item 112: \* Benefit assessment hearing for alley paving, water and wastewater main improvements on the above listed alley
- Item 113: \* Ordinance levying benefit assessments for alley paving, water and wastewater main improvements on the above listed alley
- Item 114: \* Authorize a contract for the construction of alley paving, water and wastewater main improvements on the above listed alley - Camino Construction Inc., lowest responsible bidder of three - \$129,546 - Financing: 1998 Bond Funds (\$37,563), Water Utilities Bond Funds (\$90,458), Water Utilities Capital Construction Funds (\$1,525)

A public hearing was called to receive comments on a proposal to levy benefit assessments for alley paving, water and wastewater main improvements on the Alley between Lindsley Avenue and Santa Monica Drive from Blair Boulevard to Tenison Memorial Road.

No one appeared in opposition to or in favor of the proposed improvements or the assessments.

Councilmember Loza moved to close the public hearing, pass the ordinance levying the assessments and approve the resolution authorizing the contract.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Forsythe Lill absent when vote taken)

Assigned ORDINANCE NO. 23931.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2116

BENEFIT ASSESSMENT HEARING

**Alley Group 98-1112**

Alley between Alaska Avenue and Michigan Avenue from Ohio Avenue to Illinois Avenue

Alley between Foxboro Lane and Scottsboro Lane from Marsalis Avenue to Grassy Ridge Trail

Item 115: \* Benefit assessments hearing for alley paving, storm drainage, water and wastewater main improvements on Alley Group 98-1112

Item 116: \* Ordinance levying benefit assessments for alley paving, storm drainage, water and wastewater main improvements on Alley Group 98-1112

Item 117: \* Authorize a contract for the construction of alley paving, storm drainage, water and wastewater main improvements on Alley Group 98-1112 - Texas Standard Construction, Inc., lowest responsible bidder of three - \$340,464 - Financing: 1998 Bond Funds (\$206,114), Water Utilities Capital Improvement Funds (\$119,600), Water Utilities Capital Construction Funds (\$14,750)

A public hearing was called to receive comments on a proposal to levy benefit assessment for alley paving, storm drainage, water and wastewater main improvements on the Alley between Alaska Avenue and Michigan Avenue from Ohio Avenue to Illinois Avenue and the Alley between Foxboro Lane and Scottsboro Lane from Marsalis Avenue to Grassy Ridge Trail.

No one appeared in opposition to or in favor of the proposed improvements or the assessments.

Councilmember Lipscomb moved to close the public hearing, pass the ordinance levying the assessments and approve the resolution authorizing the contract.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

Assigned ORDINANCE NO. 23932.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2117

BENEFIT ASSESSMENT HEARING

**Chateau Avenue from Citadel Drive to Corvette Drive**

- Item 118: \* Benefit assessment hearing for street paving, water and wastewater main improvements on the above listed street
- Item 119: \* Ordinance levying benefit assessments for street paving, water and wastewater main improvements on the above listed street
- Item 120: \* Authorize a contract for the construction of street paving, water and wastewater main improvements on the above listed street - Gibson & Associates, Inc., lowest responsible bidder of four - \$222,554 - Financing: 1998 Bond Funds (\$136,423), Water Utilities Bond Funds (\$81,005), Water Utilities Capital Construction Funds (\$5,126)

A public hearing was called to receive comments on a proposal to levy benefit assessments for street paving, water and wastewater mains improvements on Chateau Avenue from Citadel Drive to Corvette Drive.

No one appeared in opposition to or in favor of the city plan commission recommendation.

Councilmember Hill moved to close the public hearing, pass the ordinance levying the assessments and approve the resolution authorizing the contract.

Motion seconded by Councilmember Chaney and unanimously adopted.

Assigned ORDINANCE NO. 23933.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2118

Item 121: Consideration of appointments to boards and commissions (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A.)

There were no consideration of appointments to boards and commissions.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2119

Item 122: Appointment of members to the DART Board (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A)

There were no appointment of members to the DART Board.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2120

Item 123: A resolution approving the issuance and sale of the Dallas/Fort Worth International Airport Facility Improvement Corporation Tax-Exempt Adjustable Mode Airport Facility Revenue Bonds (FlightSafety Texas, Inc. Project) Series 1999, in an aggregate principal amount not to exceed \$35,000,000, if specified parameters are met; and ordaining other matters incident and related to thereto - Financing: No cost consideration to the City

Mayor Pro Tem Poss moved to approve the resolution.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted. (Salazar absent when vote taken)

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2121

Item 124: An ordinance amending the Dallas Development Code Section 51A-5.101 of Chapter 51A to amend the Flood Plain Regulations to include changes and additions to meet federal criteria, new definitions, and an additional technical requirement - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL;

June 23, 1999

99-2122

Item 125: Authorize submission of the list of candidate projects to the North Central Texas Council of Governments for the Texas Department of Transportation's Statewide Transportation Enhancement Program's Call for Projects, and authorize acceptance and implementation of the projects nominated for the Statewide Transportation Enhancement Program - Financing: The maximum amount available from the Texas Department of Transportation's Statewide Transportation Enhancement Program is \$128,000,000 and the City's match will not exceed 20 percent (\$25,600,000)

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted. (Salazar absent when vote taken)

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2123

Item 126: **Public/Private Partnership Program**

- \* Amend the City of Dallas *Public/Private Partnership Program* Guidelines & Criteria to provide (1) that tax abatement shall be offered for a percentage and duration “up to” the maximum allowable percentage and duration under the City's adopted Enterprise and Commercial Zones for projects meeting established minimum eligibility criteria; and (2) that tax abatement for existing companies considering a relocation outside of the city will be provided on a case by case basis with flexible terms - Financing: No cost consideration to the City

Councilmember Walne moved to defer the item until the August 4, 1999 briefing meeting of the city council and bring the item back on the August 11, 1999 voting agenda meeting of the city council.

Motion seconded by Councilmember Lipscomb and unanimously adopted. (Salazar absent when vote taken)

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2124

Item 127: **Public/Private Partnership Program**

- \* Amend the City of Dallas *Public/Private Partnership Program* Guidelines & Criteria to provide that the "but for" test be applicable in all areas of the city - Financing: No cost consideration to the City

Councilmember Walne moved to defer the item until the August 4, 1999 briefing meeting of the city council and bring the item back on the August 11, 1999 voting agenda meeting of the city council.

Motion seconded by Councilmember Lipscomb and unanimously adopted. (Salazar absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2125

Item 128: An ordinance amending Chapter 17 of the Dallas City Code to provide permitting, operating, equipment, sanitation, and structural requirements and restriction for temporary food service establishments - Financing: No cost consideration to the City

The following individual addressed the city council regarding the amendment:

-- Jose Perez, 3028 Encino Dr., representing Parilla Tacos

Councilmember Finkelman moved to pass the ordinance.

Motion seconded by Councilmember Forsythe Lill.

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes: [12] Kirk, Poss, Loza, Miller, Thornton Reese, Hill, Mallory Caraway,  
Chaney, Walne, Finkelman, Blumer, Forsythe Lill

Voting No: [3] Salazar, Lipscomb, Greyson

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 23934.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2126

Item 129: Authorize the quitclaim of 4529, 4533, and 4539 Willow acquired by the taxing authorities from the Sheriff's Sale, to the highest bidder, Golden Group One Trust - Revenue: \$23,620

The following individuals addressed the city council regarding the quitclaim:

- John Sterling, 4917 East Side Ave., representing East Side Neighborhood Association
- Karen Hughes, 4602 East Side Ave., representing East Side Neighborhood Association
- Lloyd Poissenot, 4602 East Side Ave., representing East Side Neighborhood Association
- Marion Gibson, 4940 Worth St., representing East Dallas Coalition

Councilmember Loza moved to reject the bids from the Sheriff's Sale.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2127

Closed Session

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

- Debra Walker, et al v. HUD, et al.
- City of Fort Worth, Texas and American Airlines, Inc. v. City of Dallas, et al., Cause No. 48-171109-97
- Continental Airlines, Inc. and Continental Express, Inc. v. City of Dallas, Texas and City of Fort Worth, Texas, et al., Cause No. 3:98-CV-1187-R (consolidated with City of Dallas, Texas v. Department of Transportation, et al., Cause No. 3:97-CV-1187-R)
- U.S. Department of Transportation Love Field Service Interpretation Proceeding, Docket No. OST-98-4363
- AT&T Communications of the Southwest, Inc. v. City of Dallas, Cause No. 3-98-CV-003-R; GTE Southwest Incorporated v. City of Dallas, Cause No. 3-98-CV-0662-R; Southwestern Bell Telephone Company v. City of Dallas, Cause No. 3-98-0843-R; Teligent, Inc. v. City of Dallas, Cause No. 3-97-CV-3052-R
- Albert, et al. v. City of Dallas, Cause Number 199-697-94;
- Hill, et al. v. City of Dallas, Cause Number 95-00975-F;
- Willis, et al. v. City of Dallas, Cause Number 199-200-95;
- Barber, et al. v. City of Dallas, Cause Number 199-624-95;
- Parker, et al. v. City of Dallas, Cause Number 1-95-107; and Martin, et al. v. City of Dallas, Cause Number 1-95-506; et al.
- City of Dallas v. Tolman Building Maintenance, Inc. Cause No. 97-00686-H

A closed session was held as authorized by Chapter 551, "OPEN MEETINGS", of the Texas Government Code (Texas Open Meetings Act) to discuss the following matters;

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

- AT&T Communications of the Southwest, Inc. v. City of Dallas, Cause No. 3-98-CV-003-R; GTE Southwest Incorporated v. City of Dallas, Cause No. 3-98-CV-0662-R; Southwestern Bell Telephone Company v. City of Dallas, Cause No. 3-98-0843-R; Teligent, Inc. v. City of Dallas, Cause No. 3-97-CV-3052-R
- Albert, et al. v. City of Dallas, Cause Number 199-697-94;
- Hill, et al. v. City of Dallas, Cause Number 95-00975-F;
- Willis, et al. v. City of Dallas, Cause Number 199-200-95;
- Barber, et al. v. City of Dallas, Cause Number 199-624-95;
- Parker, et al. v. City of Dallas, Cause Number 1-95-107; and Martin, et al. v. City of Dallas, Cause Number 1-95-506; et al.
- City of Dallas v. Tolman Building Maintenance, Inc. Cause No. 97-00686-H

No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2128

Addendum addition 1: Authorize Supplemental Agreement No. 1 to the contract with Freese and Nichols, Inc. for professional services on Simpson Stuart Road from South Central Expressway to Locust Drive - \$71,400, from \$305,252 to \$376,652 - Financing: Public/Private Partnership Funds (\$35,000), Current Funds (\$36,400)

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Miller and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2129

Addendum addition 2: An ordinance abandoning a portion of a utility easement to Minyard Properties, Inc., the abutting owner, containing approximately 6,092 square feet of land, located near the intersection of Camp Wisdom Road and Polk Street, providing for the dedication of approximately 10,012 square feet of land needed for a utility and drainage easement, and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee

Councilmember Lipscomb moved to pass the ordinance.

Motion seconded by Councilmember Walne and unanimously adopted.

Assigned ORDINANCE NO. 23935.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2130

Addendum addition 3: Authorize an amendment to the lease agreement with Millennium Holdings Corporation, for City-owned land at the former Dallas Naval Air Station, to provide for an extension of the due diligence period from June 30, 1999 to August 30, 1999 - Financing: No cost consideration to the City

Councilmember Walne moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2131

Addendum addition 4: Authorize payment of a judgment in a lawsuit, styled City of Dallas v. Tolman Building Maintenance, Inc., Cause No. 97-00686-H - Financing:  
Current Funds

Councilmember Lipscomb moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2132

Addendum addition 5: Authorize a one-year contract, with two one-year renewal options, with Human Services Network, Inc., for the provision of an HIV/AIDS Education and Early Intervention Program-East to provide HIV/AIDS education seminars, HIV/AIDS screenings, and referral services to low-moderate income, at-risk youth in the Dallas area for the period July 1, 1999 through June 30, 2000 - \$25,882 - Financing: 1997-98 Community Development Grant Funds (\$20,788); 1998-99 Community Development Grant Funds (\$5,094)

Councilmember Forsythe Lill moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2133

Addendum addition 6: Authorize a one-year contract, with two one-year renewal options, with Skillful Living Center, Inc. to provide a youth gang intervention program in the Oak Cliff area of Dallas for the period of July 1, 1999, through June 30, 2000 - \$25,809 - Financing: 1998-99 Community Development Grant Funds

Councilmember Lipscomb moved to approve the item.

Motion seconded by Councilmember Finkelman and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2134

Addendum addition 7: Authorize a contract Renewal No. 1, with a one-year renewal option, with New Beginning Center, Inc. to provide domestic violence and/or child abuse outreach to residents within the Dallas area for the period of July 1, 1999 through June 30, 2000 - \$21,000 - Financing: 1998-99 Community Development Grant Funds

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2135

Addendum addition 8: Authorize acceptance of renewal grant funds from the Office of the Governor, Criminal Justice Division, for the provision of services to elderly abused victims through the Victims of Crime Act/Crime Victim Assistance Program for the period July 1, 1999 through June 30, 2000, and execution of the grant agreement, in an amount not to exceed \$80,000 - Financing: Office of the Governor, Criminal Justice Division Grant Funds

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2136

Addendum addition 9: Authorize a one-year contract, with two one-year renewal options, with Lone Star Council of Camp Fire, Inc. to provide a youth gang intervention program in the southeast area of Dallas for the period July 1, 1999 through June 30, 2000 - \$25,809 - Financing: 1998-99 Community Development Grant Funds

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2137

Addendum addition 10: Authorize a one-year contract, with two one-year renewal options, with YWCA of Metropolitan Dallas, to provide a Positive Enrichment for Teens Program to low income adolescent girls, ages 10-19, for the period of June 1, 1999 through May 31, 2000 - \$22,000 - Financing: 1998-99 Community Development Grant Funds

Councilmember Finkelman moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2138

Addendum addition 11: A resolution supporting the concept of signature bridges and design enhancements for all new and replacement bridges across the Trinity River, and directing the City Manager to work collaboratively with other agencies, including but not limited to, the Texas Department of Transportation, the Federal Highway Administration, the North Texas Tollway Authority, and Dallas County to develop signature bridges and to incorporate design enhancements for new and replacement bridges across the Trinity River, and to seek funding to implement enhanced design features - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the resolution:

- Edward C. Fritz, 4144 Cochran Chapel Rd.
- Janette Augusta-Rashti, 9441 Hunters Creek

Councilmember Lipscomb moved to approve the resolution.

Motion seconded by Deputy Mayor Pro Tem Salazar.

Councilmember Greyson asked Councilmember Lipscomb if he would accept a friendly amendment to his motion that the LBJ reconstructure project funding not be used to fund the signature bridge projects or any other component of the Trinity River project.

Councilmember Lipscomb accepted the amendment as part of his motion.  
Councilmember Blumer seconded the motion and accepted the amendment.

Councilmember Walne asked Councilmember Lipscomb if he would accept a friendly amendment to his motion that in Section 2 of the resolution where it is authorizing the city manager to go out and try to find funding that the inclusion of the last sentence that we also add to include all eligible Public Art funds from the Trinity Bond proposition.

Councilmember Lipscomb accepted the amendment as part of his motion.  
Councilmember Forsythe Lill seconded the motion and accepted the amendment.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL  
99-2138

June 9, 1999  
Page 2

June 24, 1999 1:58 p.m.  
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Councilmember Miller asked Councilmember Lipscomb if he would accept a friendly amendment to his motion that when staff look at the concept of the bridges and cost they consider using the \$16 million that was authorized in the bond program last year for Southern Dallas Economic Development.

Councilmember Lipscomb stated that he would not accept the amendment as a part of his motion.

Councilmember Miller withdrew her friendly amendment.

After discussion, Mayor Kirk called the vote on Councilmember Lipscomb's motion as modified by the friendly amendments:

Voting Yes: [14] Kirk, Poss, Salazar, Loza, Miller, Thornton Reese, Hill, Mallory  
Caraway, Chaney, Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill  
Voting No: [1] Blumer

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2139

Addendum addition 12: Authorize the purchase of ammunition used by the Police Department with the lowest responsible bidders of six - Bailey's House of Guns, Inc., C&G Wholesale, G. T. Distributors, Inc., and Precision Delta Corporation - Not to exceed \$273,283 - Financing: Current Funds (\$171,792), Texas Higher Education Coordinating Board Funds (\$56,709) and NIGHT/TIME Program Income Funds (\$44,782)

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Chaney and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2140

Addendum addition 13: Approval of Minutes of the June 7, 1999 Special City Council Meeting

Councilmember Blumer moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2141

Addendum addition 14: An ordinance abandoning portions of a utility easement to Daniel T. Chu and Victoria B. Chu, Raymond P. Lutz and Nancy C. Lutz, and Raymond E. Wooldridge and Ann D. Wooldridge, the abutting owners, containing approximately 5,132 square feet of land, located near the intersection of Gaywood Road and Hollow Way Road, and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee

Councilmember Blumer moved to pass the ordinance.

Motion seconded by Councilmember Greyson and unanimously adopted.

Assigned ORDINANCE NO. 23936.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2142

Addendum addition 15: An ordinance abandoning portions of two alleys to EDR Interests, Ltd., the abutting owner, containing approximately 3,927 square feet of land, located near the intersection of Reiger and Collett Avenues, providing for the dedication of approximately 2,408 square feet of land needed for street and alley rights-of-way, and authorizing the quitclaim - Revenue: \$1,937 plus the \$20 ordinance publication fee

Councilmember Forsythe Lill moved to pass the ordinance.

Motion seconded by Councilmember Loza and unanimously adopted.

Assigned ORDINANCE NO. 23937.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2143

Addendum addition 16: Authorize settlement in lieu of proceeding to jury trials in condemnation suits for the acquisition of three tracts of land totaling 6.72 acres from Kayel Realty Company, Caroline Street Properties, and Intervest-West End Ltd., and dismissal of a condemnation suit for 0.791 acres of land (in two tracts of 0.4422 and 0.3492 acres) from Intervest-West End Ltd. ("Intervest"), for the Dallas Sports Arena Project, located northeast of the intersection of Woodall Rodgers and Stemmons Freeways - \$9,344,643 (which has already been deposited with the County Clerk of Dallas County) - Financing: Funds provided by Hillwood Development Corporation

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted. (Poss absent when vote taken)

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2144

Addendum addition 17: A resolution requesting the Board of Adjustment to authorize compliance proceedings for a nonconforming multifamily use located at 5510 Junius Street - Financing: No cost consideration to the City

The following individual appeared in favor of the resolution, but did not speak:

-- Joan Snyder, 723 Parkmont St., representing Junius Heights Homeowners Association

Councilmember Forsythe Lill moved to approve the resolution.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2145

Addendum addition 18: Authorize an increase in the contract with Archer-Western Contractors, Ltd. for Southside Wastewater Treatment Plant pump station "C" screening modifications to provide software for the computer control systems - Archer-Western Contractors, Ltd. - \$39,620, from \$6,736,834 to \$6,776,454 - Financing: Water Utilities Capital Construction Funds

Councilmember Lipscomb moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2146

Addendum addition 19: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of 2 tracts of land containing approximately 2,676 square feet, improved with a loading dock, dumpster pad and security light and 1 tract of unimproved land containing approximately 4,934 square feet for a temporary working space easement from 703 McKinney Limited Partnership, located northwest of the intersection of Record Street and McKinney Avenue for the Houston Street Extension Project north of McKinney Avenue - \$122,110 - Financing: 1995 Bond Funds

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2147

Addendum addition 20: An ordinance abandoning a portion of Young Street to Camden Realty, Inc., the abutting owner, containing approximately 4,899 square feet of land, located near its intersection at Central Boulevard, providing for the dedication of approximately 4,899 square feet of land needed for street right-of-way, and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee

Councilmember Loza moved to pass the ordinance.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

Assigned ORDINANCE NO. 23938.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2148

Addendum addition 21: An ordinance abandoning air rights over a portion of Medical Center Drive to Children's Medical Center of Dallas, the abutting owner, containing approximately 7,338 square feet of land, located near the intersection of Medical Center Drive and Motor Street and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee

Councilmember Mallory Caraway moved to pass the ordinance.

Motion seconded by Councilmember Finkelman and unanimously adopted.

Assigned ORDINANCE NO. 23939.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2149

Addendum addition 22: Authorize the execution of a Third Supplement to the lease with Signature Combs, Inc. to reduce the rental rate of a demolished building in consideration for \$3,250,000 in new hangar construction at Dallas Love Field - \$41,910 - Financing: Aviation Current Funds

The city secretary announced that the city manager had deleted addendum addition 22 from the agenda in accordance with Subsection 7.11 of the City Council Rules of Procedure.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2150

Addendum addition 23: Authorize Supplemental Agreement No. 1 to the professional services contract with Hellmuth, Obata + Kassabaum, Inc., to provide for additional transportation analysis for the North/South Linkages Project; and increase appropriations in the City Center TIF Fund by an amount not to exceed \$64,664 - \$64,664 from \$1,461,490 to \$1,526,154 - Financing: City Center TIF District Funds

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2151

Addendum addition 24: Authorize amendments to the Preliminary FY 1999-2000 Consolidated Plan Budget for U. S. Department of Housing and Urban Development Grant Funds approved on June 9, 1999; which include: (1) a reduction of \$140,019 from the Community Development Block Grant (CDBG) Home Improvement Program Citywide and an increase of \$140,019 to the CDBG Mortgage Assistance Program in order to restore funding for First Time Homebuyer Programs at the same level as in FY 1998-99; (2) in order to combine funding for First Time Homebuyer Programs into a Mortgage Assistance Program, (i) a reduction of \$250,000 from CDBG Upfront Cost Assistance - Freddie Mac and an increase of \$250,000 to the CDBG Mortgage Program, and (ii) a reduction of \$1,013,000 from HOME Upfront Cost Assistance Program and an increase of \$1,013,000 to the HOME Mortgage Assistance Program; (3) in order to combine funding for the Home Improvement, Minor Home Repair, and Historic Facade Improvement Programs into a Home Repair Program, (i) reductions of \$1,362,031 from the CDBG Home Improvement-Citywide, \$1,200,000 from the CDBG Minor Home Repair-Citywide, \$100,000 from the Minor Home Repair - South Dallas/Fair Park, and \$25,000 from the CDBG Historic Facade Improvement Programs and increases of \$2,587,031 to the CDBG Home Repair Program and \$100,000 to the CDBG Home Repair Program - South Dallas/Fair Park, and (ii) reduction of \$819,450 from the HOME Investment Partnership Program (HOME) Home Improvement Program and an increase of \$819,450 to the HOME Home Repair Program; (4) authorize the Dallas Multifamily Housing Acquisition Corporation to proceed with the issuance of a Request for Proposals for the sale of the Deerfield Apartments located at 9670 Forest Lane; and (5) direct the Dallas Housing Finance Corporation to review its assets to determine the availability of funding to address the home repair waiting list - Financing: This action has no cost consideration to the City

The following individuals addressed the city council regarding the Preliminary FY 1999-2000 Consolidated Plan Budget:

- Lee Stevens, 3100 McKinnon St., representing Dallas Affordable Housing Coalition
- Monique Allen, 7017 Chipperton Dr., representing Dallas Affordable Housing Coalition

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL  
99-2151

June 23, 1999  
Page 2

June 24, 1999 1:58 p.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

Councilmember Thornton Reese moved to approve the item.

Motion seconded by Councilmember Walne.

Councilmember Miller made a motion to remove \$350,000 from the Mortgage Assistance Program/ Upfront Cost Assistance Program and apply it to the Minor Home Repair program.

Motion seconded by Councilmember Blumer.

After discussion, Mayor Kirk called the vote on Councilmember Miller's motion:

Voting Yes: [3] Miller, Greyson, Blumer

Voting No: [12] Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Chaney, Lipscomb, Walne, Finkelman, Forsythe Lill

Mayor Kirk declared the motion lost.

Mayor Kirk then called the motion on Councilmember Thornton Reese motion:

Mayor Kirk declared the motion adopted on a divided voice vote, with Councilmembers Miller, Greyson and Blumer voting "No".

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2152

Addendum addition 25: Authorize the purchase of nine trucks with hi-velocity sewer cleaning machines from Underground, Inc. through the Houston - Galveston Area Council of Governments (H-GAC) Interlocal Agreement - Not to exceed \$675,800 - Financing: Water Utilities Current Funds (\$500,800) and Storm Water Current Funds (\$175,000)

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Hill and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

9-2153

Addendum addition 26: Authorize (1) professional services contracts for audit services with KPMG, LLP, most advantageous proposer of four for the following audits: Police Officer Court Appearances/Patrol Officer Deployment; Fire Department Resource Utilization; Landfill Operations and Potential Privatization; and Fleet Maintenance - Not to exceed \$315,000; (2) a professional services contract for audit services with Arthur Andersen, LLP, most advantageous proposer of six, for Performance Measurement Program - Not to exceed \$210,000; (3) a professional services contract with Deloitte & Touche, most advantageous proposer of four, for audit services for Dallas Water Utilities Finance and Accounting Operations - Not to exceed \$192,000; and (4) an increase in appropriations in the City Auditor's budget in the amount of \$525,000 - Total not to exceed \$717,000 - Financing: Water Utilities Current Funds (\$192,000) and Contingency Reserve Funds (\$525,000)

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2154

Addendum addition 27: Authorize a twelve-month renewal and an increase in the Minor Home Repair Program Price Agreement with eleven firms - J.E.M. IV Carpentry, Floyd Billings Construction Company, E&M Remodeling, Dubros Construction, French Brothers Construction Company, Cleta Bryant Construction Company, Progressive Construction Group, Metroplex Realty Development Inc., Berry and Turner Construction, L.J.B. Carpentry Inc., McBride Construction Company - Not to Exceed \$1,397,510, from \$2,355,184 to \$3,752,694 - Financing: 1998-99 Community Development Grant Funds (\$1,317,510); 1998-99 UDAG Grant Funds (\$80,000)

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

June 24, 1999 1:58 p.m.  
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OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

June 23, 1999

99-2155

NOTICE OF DEFERRED OR DELETED ITEMS

In accordance with Paragraph (d) of Section 7.11 of the City Council Rules of Procedure, the attached notices of deferred or deleted items were posted adjacent to each entrance to the city council chamber in Room 6 E North, City Hall.

*7.11(d) No later than 5:30 p.m. of the Friday before each city council meeting, the city secretary shall post a list of all items appearing on the regular agenda that were deferred by a city council member or deleted by the city manager. No later than 5:30 p.m. of the day before each city council meeting, the city secretary shall post a list of all items appearing on the addendum to the agenda that were deferred by a city council member or deleted by the city manager. The lists must be posted adjacent to each entrance to the city council chamber in Room 6 E North. The city secretary shall not include on these lists any item described in Paragraph (a)(1), (2), (3), or (4).*

June 24, 1999 1:58 p.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

MINUTES OF THE DALLAS CITY COUNCIL  
WEDNESDAY, JUNE 23, 1999

EXHIBIT C

June 24, 1999 1:58 p.m.  
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS