

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 24, 1999

99-1000

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

PRESENT: [14] Kirk, Salazar, Loza, Miller, Duncan, Hicks, Mallory Caraway, Mayes,
Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
ABSENT: [1] Poss absent on city business

The meeting was called to order at 9:41 a.m.

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

The invocation was given by Rev. Tom Wilson, senior pastor, Oak Cliff Assembly of God.

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 6:04 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, MARCH 24, 1999

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 24, 1999

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1001

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: Carlos Quintanilla, 2962 Dothan Ln. **NO SHOW**
REPRESENTING: Mia Group
SUBJECT: Hispanic business participation in the City of Dallas

SPEAKER: Billy Jack Ludwig, 7404 Fair Oaks Ave.
SUBJECT: Public Housing

SPEAKER: Dwayne Dallas, 6266 St. Albans Dr.
SUBJECT: Bill Clinton's acquittal/What is next?

SPEAKER: Jewel Floyd, 3815 Myrtle St. **CANCELED**
SUBJECT: Police Review Board/Internal Affairs

SPEAKER: Edward Williams, 14000 Noel Rd.
SUBJECT: Property on 4827 Cowan

OPEN MICROPHONE - END OF MEETING:

SPEAKER: Jimmy Lee, P.O. Box 4994
REPRESENTING: Relief in the Community Inc. **NO SHOW**
SUBJECT: Dear Mr. Chairman/What's color got to do with it?

SPEAKER: David Angelo, 3200 Maple Ave.
SUBJECT: Ampco Parking in Love Field **NO SHOW**

SPEAKER: Marline Lytle, 406 W. Mockingbird Ln. **NO SHOW**
SUBJECT: Homeless situation in Dallas

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

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SPEAKER: William Hopkins, 2011 Leath St.
 SUBJECT: Corruption/Chief of Police/DISD/Missing city funds/Housing

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd. **CANCELED**
 REPRESENTING: Malcolm X Community Council
 SUBJECT: History

SPEAKER: Robin Harrison, 3803 Frank St.
 SUBJECT: Community projects

SPEAKER: Michael Simmons, 2515 Lawrence St. **NO SHOW**
 REPRESENTING: Vision in Community
 SUBJECT: Dear Code Enforcement/City Attorney I thought we had a deal

SPEAKER: Claud Yeldell, 1624 S. Corinth St.
 SUBJECT: Code Enforcement

SPEAKER: Joe Gray, 419 Silver Creek, Duncanville
 REPRESENTING: Country Creek Condo
 SUBJECT: Street closure of Country Creek Condo

SPEAKER: J.W. Matthews, P.O. Box 235, Bedford
 REPRESENTING: Verity Investment Partners, Inc.
 SUBJECT: 500 S. Ervay/City owned property

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

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99-1002

Item 1: Approval of Minutes

The minutes of the voting agenda meeting of February 24, 1999, and the briefing meeting of March 3, 1999, were presented for approval.

Deputy Mayor Pro Tem Salazar moved to approve the minutes for February 24, 1999, as corrected by Councilmember Greyson.

Motion seconded by Councilmember Lipscomb and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1003

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-81, was presented for consideration.

The city secretary announced that her office has received written notice from members of the city council, that consent agenda items 17 and 18 had been deleted on the addendum and that the notice of deferred items had been posted in accordance with Subsection 7.11 of the City Council Rules of Procedure.

Councilmember Miller requested that consent agenda items 25 and 59 be removed from the consent agenda to be considered as individual items. Mayor Kirk stated that consent agenda items 25 and 59 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Miller's request.

Councilmember Duncan requested that consent agenda item 29 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 29 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Duncan's request.

Councilmember Forsythe Lill requested that consent agenda items 41 and 68 be removed from the consent agenda to be considered as individual items. Mayor Kirk stated that consent agenda items 41 and 68 would be considered as individuals items later in the meeting, there being no objection voiced to Councilmember Forsythe Lill's request.

Councilmember Greyson requested that consent agenda item 56 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 56 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Greyson's request.

Councilmember Blumer requested that consent agenda item 69 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 69 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Blumer's request.

Councilmember Lipscomb requested that consent agenda item 81 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 81 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Lipscomb's request.

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The following individuals appeared to comment on consent agenda items:

- Maelissa Watson, 6956 Lakeshore Dr., concerning consent agenda items 10, 20, 48 and 64
- Marvin Crenshaw, 5134 Malcolm X Blvd., concerning consent agenda item 22

Councilmember Walne moved to approve all items on the consent agenda with the exception of agenda items 17 and 18 which had been deleted until the next voting agenda meeting, and agenda items 10, 20, 22, 25, 29, 41, 48, 56, 59, 64, 68, 69 and 81 which would be considered later in the meeting.

Motion seconded by Councilmember Loza and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1004

Item 2: Authorize a professional services contract to provide design services for erosion control, security lighting and playground improvements at Bishop Flores Park - Dunaway Associates, Inc. - \$15,800 - Financing: 1997-98 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1005

Item 3: Authorize a professional services contract with Good Fulton & Farrell Architects to provide design services for a reservation facility and clubhouse replacement at Cedar Crest Golf Course - \$183,411 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1006

Item 4: Authorize a professional services contract with Brown Reynolds Watford Architects, Inc. to provide design services for Americans with Disabilities Act renovations at City Park - \$111,658 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1007

Item 5: Authorize a professional services contract with Newman Jackson Bieberstein, Inc., to provide design services for a hike and bike trail at Cottonwood Creek - \$53,737 - Financing: 1998-99 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1008

Item 6: Authorize a professional services contract with Johnson/McKibben Architects, Inc. to provide design services for renovation of Fireside Recreation Center - \$66,100 - Financing: 1997-98 Community Development Grant Funds (\$40,033) and 1998-99 Community Development Grant Funds (\$26,067)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1009

Item 7: Authorize a professional services contract with Paragon Project Resources, Inc. to provide design services for athletic field lighting at Gateway Park - \$30,325 - Financing: 1998-99 Community Development Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1010

Item 8: Authorize a professional services contract with Dunkin Sims and Stoffels, Inc. to provide design services for athletic field improvements, Phase II at Samuell-Grand Park - \$33,549 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1011

Item 9: Authorize a professional services contract with APM & Associates, Inc. to provide design services for parking improvements at Thurgood Marshall Recreation Center - \$28,950 -
Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1012

Item 10: Authorize a professional services contract with Corgan Associates, Inc. to provide schematic design services for construction of a new recreation center at Timberglen Park - \$35,290 - Financing: 1998 Bond Funds

The following individual addressed the city council regarding the professional services contract:

-- Maelissa Watson, 6956 Lakeshore Dr.

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Duncan and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1013

Item 11: Authorize a professional services contract with Mesa Design Group, Inc. to provide design services for site development at Twin Falls Park - \$24,133 - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1014

Item 12: Authorize a professional services contract with Newman, Jackson, Bieberstein, Inc. for the design of landscape enhancements and directional signage on Illinois Avenue from Interstate 35 to Ozona Street - \$75,159 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1015

Item 13: Authorize a contract with the Arts District Friends for the replacement of the performance stage, canopy, floor and other maintenance items at the Annette Strauss Artists Square - \$60,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1016

Item 14: Authorize a contract for site development including landscape plantings, irrigation system, concrete walkways and a sign wall at Julius Schepps Park - Pittman Construction, Inc., lowest responsible bidder of three and authorize an increase of appropriations in Capital Gifts and Donations Funds by \$32,200 - \$59,591 - Financing: Capital Gifts and Donations Funds (\$32,200) and 1998 Bond Funds (\$27,391)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1017

Item 15: Authorize a contract for soccer field redevelopment at Crawford/Elam Park - Allied Builders, Inc., lowest responsible bidder of three - \$152,317 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1018

Item 16: Authorize a contract for the construction of paving and drainage improvements to the Police Auto Pound parking lot on Vilbig Road at Walmsley Avenue - Ed Bell Construction Company, lowest responsible bidder of eight - \$1,510,787- Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1019

Item 17: Lisbon Area B Drainage Improvements

* Authorize rescinding the contract with C.D. Pugsley, Inc. approved by the City Council on September 23, 1998, pursuant to Resolution No. 98-2710, for the construction of Lisbon Area B drainage improvements - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1020

Item 18: Lisbon Area B Drainage Improvements

Authorize a contract for the construction of Lisbon Area B drainage improvements - Camino Construction, Inc., second lowest responsible bidder of two - \$1,948,401 - Financing: Neighborhood Renaissance Partnership Section 108 Notes (\$1,569,265), 1985 Bond Funds (\$379,136)

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1021

Item 19: Authorize a contract for the replacement of the exterior lighting system, exterior directional signage and expansion of the closed circuit security system at the Martin Luther King, Jr. Community Center, Phase II renovations - HCI General Contractors, Inc., lowest responsible bidder of five - \$422,000 - Financing: 1985 Bond Funds (\$100,132), 1995 Bond Funds (\$321,868)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1022

Item 20: Authorize (1) a contract for the construction of Phase V-A street improvements for Thomas Avenue, Hugo Street and Ellis Street located in Tax Increment Reinvestment Financing Zone Number One, City of Dallas, Texas (State-Thomas TIF District) with Texas Standard Construction, Inc., lowest responsible bidder of four in the amount of \$965,839, (2) assignment of the construction contract to Post Apartment Homes, L.P. for construction administration, and (3) the amount of \$201,000 for design, construction administration and testing services - \$1,166,839 - Financing: Private Funds (Advance from Post Apartment Homes, L.P. to the State-Thomas District Tax District Fund)

Following individual addressed the city council regarding the Phase V-A street improvements:

-- Maelissa Watson, 6956 Lakeshore Dr.

Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Duncan and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1023

Item 21: Authorize a contract for Asphaltic Concrete Street Resurfacing Group 1 on various improved streets - Austin Bridge and Road, Inc., lowest responsible bidder of four - \$4,302,168 - Financing: 1998 Bond Funds (\$3,808,019), Current Funds (\$400,475), Water Utilities Capital Construction Funds (\$93,674)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1024

Item 22: Authorize a contract for Asphaltic Concrete Street Resurfacing Group 2 on various improved streets - JRJ Paving, Inc., lowest responsible bidder of four - \$4,036,920 - Financing: 1998 Bond Funds (\$3,250,137), Current Funds (\$629,553), Water Utilities Capital Construction Funds (\$157,230)

The following individual addressed the city council regarding the contract for Asphaltic Concrete Street:

-- Marvin Crenshaw, 5134 Malcolm X Blvd.

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Duncan and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1025

Item 23: Authorize a contract for the construction of water mains in Shorecrest Drive from Bachman Water Treatment Plant to Weiss Street and increase appropriations in the Water Construction Fund in the amount of \$1,406,262 - Linder-Stahl Construction Co., Inc., lowest responsible bidder of eight - Not to exceed \$1,406,262 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1026

Item 24: Authorize a contract for the replacement and construction of water and wastewater mains in an area bounded by I.H. 635, Walton Walker Boulevard, Mountain Creek Parkway, Kiest Boulevard, I.H. 35, Second Avenue, and S.H. 352 - Atkins Bros. Equipment Co., Inc., lowest responsible bidder of seven - \$2,385,089 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1027

Item 25: City Hall Roof Replacement

- * Authorize an increase in the contract with Castro Roofing of Texas, Inc., for revised scope of work on the City Hall roof replacement - \$177,650, from \$799,477 to \$977,127 - Financing: Capital Construction Funds

Councilmember Miller requested that consent agenda item 25 be considered as an individual item. Mayor Kirk stated that consent agenda item 25 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 25 was brought up for consideration.

Councilmember Miller moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1028

Item 26: City Hall Roof Replacement

- * Authorize Supplemental Agreement No. 1 to the contract with Conley Design Group, Inc., for additional services on the City Hall roof replacement - \$40,310, from \$109,660 to \$149,970 - Financing: Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1029

Item 27: Authorize an increase in the contract with Southcrest Corporation for renovation of the Food and Fiber Building, Phase II in Fair Park - \$46,104, from \$1,396,337 to \$1,442,441 - Financing: State Fair of Texas Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1030

Item 28: Authorize calling of a benefit assessment hearing to be held on May 12, 1999 for street paving and water main improvements on Arizona Avenue from dead-end south of Montana Avenue to Woodin Boulevard - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1031

Item 29: Authorize rescinding the contract with Texas Tech Construction, Inc. approved by the City Council on June 10, 1998, pursuant to Resolution 98-1707, for the construction of bridge and drainage improvements on Adelaide Drive and Kingsley Drive at Lisbon Branch, and erosion control improvements at 3419 Michigan Avenue on Alice Creek and authorize the readvertisement for new bids - Financing: No cost consideration to the City

Councilmember Duncan requested that consent agenda item 29 be considered as an individual item. Mayor Kirk stated that consent agenda item 29 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Duncan's request.

Later in the meeting agenda item 29 was brought up for consideration.

Councilmember Duncan moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1032

Item 30: Alley between Lindsley Ave & Santa Monica Dr from Blair Blvd to Tenison Memorial Rd

- * Authorize alley paving, water and wastewater main improvements; provide for partial payment of construction 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

March 24, 1999

99-1033

Item 31: Alley between Lindsley Ave & Santa Monica Dr from Blair Blvd to Tenison Memorial Rd.

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

March 24, 1999

99-1034

Item 32: Chateau Avenue from Citadel Drive to Corvette Drive

* 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

March 24, 1999

99-1035

Item 33: Chateau Avenue from Citadel Drive to Corvette 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

March 24, 1999

99-1036

Item 34: TI Boulevard from Forest Lane to Sherman Street

- * Authorize a Participation Agreement with Texas Instruments for reimbursement of the cost of fabrication, installation of new signs, and removal of old signs on TI Boulevard from Forest Lane to Sherman Street including the intersection of TI Boulevard and LBJ Freeway - \$22,795 - Financing: Private Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1037

Item 35: TI Boulevard from Forest Lane to Sherman Street

- * Authorize an Interlocal Agreement with the Texas Department of Transportation for the installation of street name signs on TI Boulevard from Forest Lane to Sherman Street including the intersection of TI Boulevard and LBJ Freeway - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1038

Item 36: Authorize acquisition of approximately 20,969 square feet of land from Anthony J. Smith and Sarah E. Smith, improved with a single family dwelling, located in the Prairie Creek flood plain near the intersection of Prairie Creek Road and Riverway Drive - \$68,500 and eligible relocation benefits, not to exceed \$22,500 for owner-occupied property, plus moving expenses - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1039

Item 37: Authorize deposit of a Special Commissioners' Award for acquisition from Booher Corporation, of tracts of land containing approximately 1.4 acres, for a permanent drainage easement and .78 acres for a temporary working space easement, for the Coxville Area paving and drainage improvement project, located in the vicinity of Lasater and Lawson Roads - \$12,000 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1040

Item 38: An ordinance abandoning a portion of "old" Dowdy Ferry Road to Morning Star Productions, Inc., the abutting owner, containing approximately 19,130 square feet of land, located near its intersection with Rylie Road, and authorizing the quitclaim - Revenue: \$1,789 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23812.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1041

Item 39: An ordinance abandoning portions of street right-of-way along Hall Street and Oak Grove Avenue to Richard R. Finlay, the abutting owner, containing approximately 615 square feet of land, and authorizing the quitclaim - Revenue: \$10,455 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23813.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1042

Item 40: An ordinance granting a revocable license to Seven Seventeen HB Dallas Corporation, for the use of approximately 13,338 square feet of land, to construct and maintain non-standard sidewalks, landscaping, irrigation, street lighting, planters and bollards, located on Harwood, Live Oak, and Olive Streets rights-of-way - Revenue: \$350 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANcE No. 23814.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1043

Item 41: An ordinance granting a revocable license to Baker's Ribs, Inc., for the use of approximately 104 square feet of land, to construct and maintain a sidewalk cafe on Commerce Street right-of-way located near its intersection with Crowds Street - Revenue: \$350 annually plus the \$20 ordinance publication fee

Councilmember Forsythe Lill requested that consent agenda item 41 be considered as an individual item. Mayor Kirk stated that consent agenda item 41 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 41 was brought up for consideration.

Councilmember Forsythe Lill moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted. (Poss absent on city business)

Assigned ORDINANCE NO. 23815.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1044

Item 42: An ordinance granting a private license to Fujikoki America, Inc., to maintain and utilize a subsurface portion of Bronze Way right-of-way, for the use of approximately 240 square feet of land, to maintain subsurface communication cables, located near its intersection with Gold Road - Revenue: \$350 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23816.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1045

Item 43: An ordinance granting a revocable license to City Wide Mechanical, Inc., for the use of approximately 922 square feet of land, to install and maintain subsurface communication cables under Caddo Street right-of-way located near its intersection with Bryan Street - Revenue: \$350 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23817.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1046

Item 44: Authorize a five year lease with a five year renewal option with Boys and Girls Clubs of Greater Dallas, Inc. for approximately 2,679 square feet of office space and eight secured designated parking spaces at 4515 Maple Avenue, to be used by the Police Department as a Neighborhood Assistance Center - Consideration: \$1,567 per month for an annual total of \$18,804 - Financing: Walker Consent Decree Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1047

Item 45: An ordinance abandoning an alley to Post Apartment Homes L.P., the abutting owner, containing approximately 7,552 square feet of land, located near the intersection of Guillot and Boll Streets, and authorizing the quitclaim - Revenue: \$118,756 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23818.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1048

Item 46: Authorize (1) rejection of the remaining bids received for a vacant lot located at 4719 Live Oak, acquired by the taxing authorities from the Sheriff's Sale (list attached) and (2) the private sale by quitclaim deed of this property to East Dallas Community Organization - Revenue: \$18,000

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1049

Item 47: An ordinance granting renewal of a private license to 1530 Main Street, Ltd., for the use of approximately 503 square feet of land, to maintain an existing subsurface basement area and sidewalk lift in Main Street right-of-way, located near its intersection with Akard Street - Revenue: \$350 annually plus \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23819.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1050

Item 48: An ordinance abandoning a portion of an alley to Robert K. Hoffman and Marguerite Steed Hoffman, the abutting owners, containing approximately 2,353 square feet of land, located near the intersection of Walnut Hill Lane and Crestline Avenue and authorizing the quitclaim - Revenue: \$24,001 plus the \$20 ordinance publication fee

The following individual addressed the city council regarding the abandonment:

-- Maelissa Watson, 6956 Lakeshore Dr.

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Duncan and unanimously adopted. (Poss absent on city business)

Assigned ORDINANCE NO. 23820.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1051

Item 49: Authorize a sixty month contract with five additional twelve month renewal options for long distance telephone service - Logix Communications Corporation, most advantageous proposer of two - Not to exceed \$1,750,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1052

Item 50: Authorize a twenty-four month price agreement for printer cartridges and ribbons with the lowest responsible bidders of sixteen - Printer Supplies & Services, Monarch Systems, Inc. and Xerographic Document Solutions - Not to exceed \$319,951 - Financing: Current Funds (\$302,155), Water Utilities Current Funds (\$17,796)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1053

Item 51: Authorize rescinding award of the contract with Integrity Electronics & Janitorial Services approved by the City Council on June 24, 1998, pursuant to Resolution #98-1871 and the rejection of all bids for a thirty-six month price agreement for janitorial services at Women's, Infants and Children program (WIC) sites 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

March 24, 1999

99-1054

Item 52: Authorize a thirty-six month multiple award price agreement for fire protective clothing with the lowest responsible bidders of seven - CASCO Industries, Inc., Four Alarm Fire Equipment and Fire Supply, Inc. - Not to exceed \$990,430 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1055

Item 53: Authorize a thirty-six month price agreement for a world wide web based full text periodical database with the lowest responsible bidder of two - EBSCO Publishing - Not to exceed \$509,700 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1056

Item 54: Authorize a twenty-four month price agreement for traffic paint with the lowest responsible bidder of six - Centerline Supply, Inc. - Not to exceed \$102,063 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1057

Item 55: Authorize a thirty-six month price agreement for anthracite filter media used by Water Utilities with the lowest responsible bidder of three - Lang Filter Media Company - Not to exceed \$302,080 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1058

Item 56: Authorize a twenty-four month price agreement for median and right-of-way maintenance with TIBH Industries, Incorporated - Not to exceed \$1,150,626 - Financing: Current Funds

Councilmember Greyson requested that consent agenda item 56 be considered as an individual item. Mayor Kirk stated that consent agenda item 56 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 56 was brought up for consideration.

Councilmember Greyson moved to approve the item.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1059

Item 57: Authorize the ratification of a professional services contract with Charles Gojer and Associates, Inc. for the forensic study and improvement recommendations to the roadway embankment retaining system for the Westmoreland/Mockingbird bridge over the Trinity River - \$28,700 - Financing: 1985 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1060

Item 58: Authorize settlement of a claim filed by Eddie Blair, Claim No. 95-101004137 -
Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1116

Item 59: Authorize Supplemental Agreement No. 2 to the professional services contract with the law firm of Miller, Canfield, Paddock and Stone, P.L.C., for additional legal services necessary in the lawsuit, styled AT&T Communications of the Southwest, Inc. v. City of Dallas, Cause No. 3-98-CV-0003-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-CV-0843-R; Teligent, Inc. v. City of Dallas, Cause No. 3-97-CV-3052-R, and any other proceedings relating to the subject matter of this litigation, in an amount not to exceed \$750,000 increasing the original contract and supplemental agreement total from \$750,000 to \$1,500,000 - Financing: Current Funds

Councilmember Miller moved to amend the resolution allocating \$250,000 for the next thirty days until a new City Attorney is hired.

Motion seconded by Councilmember Blumer.

Councilmember Loza asked Councilmember Miller if she would accept a friendly amendment to her motion to increase the allocation to \$375,000.

Councilmember Miller accepted the amendment as part of her motion.

Councilmember Blumer, who seconded the original motion, also accepted the amendment.

Councilmember Duncan moved to substitute for Councilmember Miller's motion a motion to approve the resolution as presented.

Motion seconded by Councilmember Lipscomb.

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

Voting Yes:	[6]	Kirk, Salazar, Duncan, Mallory Caraway, Mayes, Lipscomb
Voting No:	[8]	Loza, Miller, Hicks, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
Absent:	[1]	Poss absent on city business

Mayor Kirk declared the motion lost.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

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

Voting Yes: [12] Kirk, Salazar, Loza, Miller, Hicks, Mayes, Lipscomb, Walne, Finkelman,
Greyson, Blumer, Forsythe Lill
Voting No: [2] Duncan, Mallory Caraway
Absent: [1] Poss absent on city business

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1061

Item 60: Authorize application for and acceptance of Federal Aviation Administration Airport Improvement Program Grant funds which represent the Federal share of the eligible project cost to renovate the electrical distribution system for the main terminal building and to upgrade the HVAC system for the pedestrian bridge between the public parking garage and the main terminal building at Dallas Love Field in an amount not to exceed \$3,450,107 - Financing: Federal Aviation Administration Improvement Program Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1062

Item 61: Authorize a two-year extension of the contract with First Southwest Company for financial advisory services and arbitrage rebate computation services to December 31, 2000 - Financing: Bond Proceeds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1063

Item 62: Authorize approval of the bi-weekly tax action

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1064

Item 63: Authorize continuation of the contracts and payment of outstanding expenditures for fiscal year 97-98 at the 500 South Ervay Building with: (1) Baxter & Sons Elevator Company for elevator/escalator maintenance service for a period of May 30, 1998 through January 31, 2000 in an amount not to exceed \$80,000; (2) Ko-American Building Maintenance Inc., for janitorial service for a period of May 30, 1998 through September 30, 1999 in an amount not to exceed \$131,000; (3) Sodexo Marriott Services for food service for a period of May 30, 1998 through September 30, 1999 in an amount not to exceed \$85,000; total amount not to exceed \$296,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1065

Item 64: Authorize an infrastructure cost participation agreement with Minyard Food Stores in an amount equal to 30% of the eligible public infrastructure improvements or \$32,569, whichever is less, for the purpose of providing infrastructure improvements serving property located near the northwest corner of Camp Wisdom and Polk, Dallas, Texas 75232 in City of Dallas Enterprise Zone Two, payable only after completion of improvements as evidenced by a certificate of occupancy - Not to exceed \$32,569 - Financing: Public/Private Partnership Funds

The following individual addressed the city council regarding the cost participation agreement:

-- Maelissa Watson, 6956 Lakeshore Dr.

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Duncan and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1067

Item 64: Authorize an infrastructure cost participation agreement with Minyard Food Stores in an amount equal to 30% of the eligible public infrastructure improvements or \$32,569, whichever is less, for the purpose of providing infrastructure improvements serving property located near the northwest corner of Camp Wisdom and Polk, Dallas, Texas 75232 in City of Dallas Enterprise Zone Two, payable only after completion of improvements as evidenced by a certificate of occupancy - Not to exceed \$32,569 - Financing: Public/Private Partnership Funds

[Duplicate Action in 99-1065; 99-1067]

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1066

Item 65: Authorize an amendment to Resolution 98-3551, approved by City Council on December 9, 1998, to add Exchange Holdings, Inc., owner of the land and building, as a party to the tax abatement agreement between the City of Dallas and Dynasty Consolidated Industries, Inc. dba Posture Beauty Sleep Products on the real property located in City of Dallas Enterprise Zone Three located within Southport Center, Dallas, Texas - Financing: No cost consideration to the City (Estimated revenue foregone for the 10-year abatement \$350,514)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1068

Item 65: Authorize an amendment to Resolution 98-3551, approved by City Council on December 9, 1998, to add Exchange Holdings, Inc., owner of the land and building, as a party to the tax abatement agreement between the City of Dallas and Dynasty Consolidated Industries, Inc. dba Posture Beauty Sleep Products on the real property located in City of Dallas Enterprise Zone Three located within Southport Center, Dallas, Texas - Financing: No cost consideration to the City (Estimated revenue foregone for the 10-year abatement \$350,514)

[Duplicate Action in 99-1066; 99-1068]

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1069

Item 66: Authorize a (1) real property tax abatement agreement with Freeman Decorating Company, and its lessor, Red Bird Industrial Park, LP, for the purpose of granting a ten-year abatement of 90% of the taxes on added value to real property for the expansion and relocation of their warehousing and distribution facility in City of Dallas Enterprise Zone Two located at 5450 W. Kiest Boulevard, Dallas, Texas 75236; and (2) a 100% development fee rebate to Red Bird Industrial Park, LP, in an amount not to exceed \$20,000 - Revenue: First year tax revenue estimated at \$6,522. Ten-year tax revenue estimated at \$65,220. (Estimated revenue foregone for ten-year abatement \$587,000) - Financing: Public/Private Partnership Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1070

Item 67: Authorize a professional services contract with Homeward Bound, Inc. for the provision of residential substance abuse treatment services for adults for the period April 1, 1999 through March 31, 2000 - \$92,130 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1071

Item 68: Authorize the execution of a secured no-interest forgivable loan contract with the Wilkinson Center for renovations to a facility located at 1314 Munger Boulevard, Dallas, Dallas County, Texas for the period of April 1, 1999 through March 31, 2000 - Agencies that renovate properties with Community Development Grant funds are required to provide public services to eligible persons for a minimum of five years - \$60,000 - Financing: 1997-98 Community Development Grant Funds

Councilmember Forsythe Lill requested that consent agenda item 68 be considered as an individual item. Mayor Kirk stated that consent agenda item 68 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 68 was brought up for consideration.

Councilmember Forsythe Lill moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1072

Item 69: Authorize an Interlocal Agreement with Parkland Health & Hospital System for the purchase and operational cost of a 12-passenger van for the Dallas Healthy Start program in an amount not to exceed \$50,000 - Financing: Current Funds

Councilmember Blumer requested that consent agenda item 69 be considered as an individual item. Mayor Kirk stated that consent agenda item 69 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Blumer's request.

Later in the meeting agenda item 69 was brought up for consideration.

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Finkelman.

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

Voting Yes: [13] Kirk, Salazar, Loza, Miller, Duncan, Hicks, Mallory Caraway, Mayes,
Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill

Voting No: [1] Blumer

Absent : [1] Poss absent on city business

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1073

Item 70: Authorize a contract with Dallas County for the continuation of the AIDS Investigation Program for the period March 24, 1999 through March 23, 2000 - \$37,500 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1074

Item 71: Authorize a major sports celebration in honor of the Dallas Stars on or following June 15, 1999, in accordance with Resolution 93-4570, "A Policy Statement for Major Sports Celebrations" - Financing: This action has no cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1075

Item 72: Authorize an Interlocal Agreement with Dallas County Transportation Services to transport participants to various programs and activities to include senior citizen, after-school, Send-A-Kid to Camp, therapeutic services, and programs in the East and West Regions of the Park Department for the period of April 1, 1999 through January 1, 2000 - Not to exceed \$50,644 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1076

Item 73: Authorize a public hearing to be held on April 28, 1999, to receive citizen comments, and authorize Council action on April 28, 1999, on the proposed use of a portion of Northaven Park by the Dallas Water Utilities Department for installation of a permanent wastewater relief main - Financing: This action has no cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1077

Item 74: Authorize acceptance of an easement from Royal Oaks Country Club for realignment of a portion of the White Rock Hike and Bike Trail and authorize an agreement with Royal Oaks Country Club for floodplain management and erosion control improvements - Financing: This action has no cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1078

Item 75: Authorize a public hearing to be held on April 28, 1999, to receive citizen comments, and authorize Council action on April 28, 1999, on the proposed use of a portion of Umphress Park by the Public Works and Transportation Department for construction of a detention basin to provide flood control improvements on Elam Creek - Financing: This action has no cost consideration to City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1079

Item 76: An ordinance authorizing a correction to the property description in Ordinance No. 23704 which granted a change of zoning to an MU-3 (SAH) Mixed Use (Standard Affordable Housing) District at the northwest corner of Noel Road and Southern Boulevard (Z978-342/10683-NC(LS) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23821.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1080

Item 77: Authorize hardship relief for Kyo Chung for property at 1729 Greenville Avenue, south of Lewis Street from the Lower Greenville area moratorium (Resolution No. 983613, adopted by the City Council on December 9, 1998) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1081

Item 78: An ordinance amending Chapter 28 of the Dallas City Code to provide for the placement of Volunteers in Patrol signs on city sign standards - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23822.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1082

Item 79: Authorize execution of agreements with Dallas County DIVERT Court and Greater Dallas Council on Alcohol and Drug Abuse for drug abuse prevention and intervention services - Not to exceed \$115,000 - Financing: COPS Methamphetamine Initiative Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1083

Item 80: Authorize execution of Cooperative Working Agreements with the Dallas Sheriff's Department and Dallas County District Attorney for the investigation and prosecution of computer-facilitated sexual exploitation of children - Not to exceed \$88,141 - Financing: Internet Crimes Against Children Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1084

Item 81: Authorize an Interlocal Agreement and Memorandum of Understanding with the City of Duncanville regarding the provisions of law enforcement services in geographical areas located within the cities of Dallas and Duncanville for the period March 25, 1999 through March 24, 2000 - Financing: No cost consideration to the City

Councilmember Lipscomb requested that consent agenda item 81 be considered as an individual item. Mayor Kirk stated that consent agenda item 81 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Lipscomb's request.

Later in the meeting agenda item 81 was brought up for consideration.

Councilmember Lipscomb moved to approve the item.

Motion seconded by Councilmember Hicks and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1085

Item 82: MISCELLANEOUS HEARING

A public hearing was called to receive citizens comments to authorize an amendment to the CBD Streets and Vehicular Circulation Plan to reduce the pavement width of Akard Street between Commerce Street and Elm Street from 44' pavement to 22' pavement; to reduce the pavement width and the number of lanes of Akard Street between Elm Street and Pacific Avenue from four lanes southbound within 40' pavement to three lanes southbound within 32' pavement and an ordinance implementing the changes - Financing: No cost consideration to the City.

The following individual addressed the city council regarding the CBD Streets and Vehicular Circulation Plan:

-- Maelissa Watson, 6956 Lakeshore Dr.

Councilmember Loza moved to close the public hearing.

Motion seconded by Councilmember Finkelman and unanimously adopted. (Poss absent on city business)

Assigned ORDINANCE NO. 23839.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1086

Item 83: Public Hearing

A public hearing to receive citizen comments in preparation of the FY 1999-2000 Operating, Capital, Grant and Trust budgets - Financing: No cost consideration to the City.

No one addressed the city council regarding the FY 1999-2000 Operating, Capital, Grant Trust budgets.

Councilmember Hicks moved to close the public hearing.

Motion seconded by Councilmember Lipscomb and unanimously adopted. (Poss absent on city business; Kirk absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1087

PUBLIC HEARING - ZONING CASES - CONSENT

The consent zoning docket, consisting of agenda items 84-98 was presented.

Agenda items 85, 95, 96 and 97 were removed from the consent zoning docket, to be called as an individual hearings.

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

Agenda item 84: Zoning Case Z978-275/10615-NW(PN)	[Deleted]
Agenda item 85: Zoning Case Z978-301/10640-C(RB)	[Considered individually]
Agenda item 86: Zoning Case Z978-303/10641-SE(RB)	
Agenda item 87: Zoning Case Z978-308/10644-C(ML)	
Agenda item 88: Zoning Case Z989-104/733-SW(RB)	
Agenda item 89: Zoning Case Z989-119/8526-NC(PN)	
Agenda item 90: Zoning Case Z989-130/10750-SE(ML)	
Agenda item 91: Zoning Case Z989-137/10764-NE(RB)	
Agenda item 92: Zoning Case Z989-141/10768-NE(SS)	[Deleted]
Agenda item 93: Zoning Case Z989-144/1145-SW(PN)	
Agenda item 94: Zoning Case Z989-145/1254-SW(PN)	
Agenda item 95: Zoning Case Z989-146/9008-C(PN)	[Considered individually]
Agenda item 96: Zoning Case Z989-147/8301-C(PN)	[Considered individually]
Agenda item 97: Zoning Case Z989-148/10769-C(PN)	[Considered individually]
Agenda item 98: Zoning Case Z989-153/5316-NE(ML)	

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

No one appeared to comment on cases on the consent zoning docket.

Councilmember Finkelman 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 Walne and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1088

Item 84: Zoning Case Z978-275/10615-NW(PN)

Zoning Case Z978-275/10615-NW(PN), an application for and an ordinance granting a Planned Development District for IM Industrial Manufacturing District Uses, a Metal Salvage Facility and an Outside Salvage or Reclamation Use on property presently zoned an IM Industrial Manufacturing District and an IR Industrial Research District at the southeast corner of West Commerce Street and Vilbig Road.

(The city plan commission recommended approval, subject to a development plan and conditions.)

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1089

Item 85: Zoning Case Z978-301/10640-C(RB)

The consent zoning docket, consisting of agenda items 84-98, was presented.

Ray Couch, assistant director of planning, requested that consent zoning docket item 85 be removed from the consent zoning docket, to be called as an individual hearing, because 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 85 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 Z978-301/10640-C(RB), an application for and an ordinance granting an amendment to and the expansion of Planned Development District No. 346 for a Group home or shelter for disabled, indigent, or abused persons and IM Industrial Manufacturing District Uses to create a new tract for a Group Residential Facility, a Community Service Center, and IM Industrial Manufacturing District Uses on property presently zoned an IM Industrial Manufacturing District on both sides of Hickory Street, southwest of Chestnut Street.

(The city plan commission recommended approval, subject to a development/landscape plan for the expanded area and amended conditions.)

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

Appearing in favor of the city plan commission recommendation:

-- Jim Harris, 1700 Pacific Ave., representing the applicant

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

Motion seconded by Councilmember Lipscomb.

After discussion, Deputy Mayor Pro Tem Salazar called the vote on the motion:

Voting Yes:	[12]	Salazar, Loza, Miller, Duncan, Hicks, Mallory Caraway, Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
Voting No:	[0]	
Absent:	[1]	Poss absent on city business
Absent when vote taken:	[2]	Kirk, Mayes

Deputy Mayor Pro Tem Salazar declared the motion adopted.

Assigned ORDINANCE NO. 23823.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1090

Item 86: Zoning Case Z978-303/10641-SE(RB)

Zoning Case Z978-303/10641-SE(RB), an application for and an ordinance granting a TH-1(A) Townhouse District on property presently zoned an R-5(A) Single Family District on the northwest side of Birmingham Avenue, northeast of Edgewood Street, and a resolution authorizing acceptance of a deed restriction instrument submitted in conjunction with the change of zoning.

(The city plan commission recommended approval, subject to deed restrictions volunteered by the applicant.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23824.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1091

Item 87: Zoning Casae Z978-308/10644-C(ML)

Zoning Case Z978-308/10644-C(ML), an application for and an ordinance granting a Planned Development District for CR Community Retail District Uses and a Group Residential Facility by Specific Use Permit, with retention of the Dry Overlay District, and consideration of and an ordinance granting a Specific Use Permit for a Community Service Center and a Group Residential Facility on property presently zoned a CR-D Community Retail-Dry District at the east corner of Graham Avenue and Philip Avenue.

(The city plan commission recommended approval of a Planned Development District with retention of the Dry Overlay District, subject to a development plan and conditions, and approval of a Specific Use Permit for a two year time period with eligibility for automatic renewal for additional five-year time periods, subject to a site plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23825 and ORDINANCE NO. 23826.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1092

Item 88: Zoning Case Z989-104/733-SW(RB)

Zoning Case Z989-104/733-SW(RB), an application for the termination of the existing deed restrictions on property presently zoned an MF-2(A) Multifamily District on the west side of Duncanville Road, south of Illinois Avenue, and a resolution authorizing acceptance of an instrument terminating the deed restrictions.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1093

Item 89: Zoning Case Z989-119/8526-NC(PN)

Zoning Case Z989-119/8526-NC(PN), an application for and an ordinance granting an amendment to the conceptual plan, conceptual landscape plan, and conditions for Planned Development District No. 313 for Residential Uses by: 1) changing the boundary lines for Tracts 11 and 12 on the conceptual plan and the conceptual landscape plan; 2) removing the 25 foot landscape buffer around the perimeter of Tract 11 on the amended conceptual landscape plan; 3) removing the proposed east-west street between Tracts 6, 8, 7, 11, and 12 on both of the conceptual plans; 4) permitting private streets with gated access; and 5) deleting the requirement for right turn lanes from Keller Springs Road to the new Tract 11 on property on the north side of Keller Springs Road, east of Dallas North Tollway.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23827.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1094

Item 90: Zoning Case Z989-130/10750-SE(ML)

Zoning Case Z989-130/10750-SE(ML), an application for and an ordinance granting a Planned Development District for IR Industrial Research District Uses and a Processing Use to be allowed by Specific Use Permit, and consideration of and an ordinance granting a Specific Use Permit for a Processing Use on property presently zoned an IR Industrial Research District on the southeast side of River Oaks Road, northeast of Central Expressway .

(The city plan commission recommended approval of a Planned Development District, subject to a development plan and conditions, and approval of a Specific Use Permit for a Processing Use for a two-year time period with eligibility for automatic renewal for additional two-year time periods, subject to a site plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23828 and ORDINANCE NO. 23829.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1095

Item 91: Zoning Case Z989-137/10764-NE(RB)

Zoning Case Z989-137/10764-NE(RB), an application for and an ordinance granting a Planned Development District for Single Family Uses and Private Streets on property presently zoned an R-7.5(A) Single Family District at the east corner of Walnut Hill Lane and Fair Oaks Avenue.

(The city plan commission recommended approval, subject to a development plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23830.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1096

Item 92: Zoning Case Z989-141/10768-NE(SS)

Zoning Case Z989-141/10768-NE(SS), an application for and an ordinance granting a Planned Development District for certain R-5(A) Single Family District Uses and Private Streets on property presently zoned an R-7.5(A) Single Family District on the northwest side of Ferguson Road, southwest of Lakeland Drive.

(The city plan commission recommended approval, subject to a development plan and conditions.)

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1097

Item 93: Zoning Case Z989-144/1145-SW(PN)

Zoning Case Z989-144/1145-SW(PN), an application for and an ordinance granting an R-5(A) Single Family District on property presently zoned a TH-1(A) Townhouse District, a TH-2(A) Townhouse District, an NO(A) Neighborhood Office District, and an LO-1 Limited Office District, and termination of a portion of the deed restrictions on property bounded by Bainbridge Avenue, Kirnwood Drive, Hampton Road and Cliff Creek Crossing Drive, and a resolution authorizing acceptance of an instrument terminating the deed restrictions.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23831.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1098

Item 94: Zoning Case Z989-145/1254-SW(PN)

Zoning Case Z989-145/1254-SW(PN), an application for and an ordinance granting a Specific Use Permit for a Private school and Child-care facility (Kiddie Korner Private School, Inc.) on property within Subarea 5 of Planned Development District No. 316, the Jefferson Area Special Purpose District, at the southeast corner of Twelfth Street and Bishop Avenue.

(The city plan commission recommended approval for a forty-year time period with eligibility for automatic renewal for additional five-year time periods, subject to subject to a site/landscape plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23832.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1099

Item 95: Zoning Case Z989-146/9008-C(PN)

The consent zoning docket, consisting of agenda items 84-98, was presented.

Ray Couch, assistant director of planning, requested that consent zoning docket item 95 be removed from the consent zoning docket, to be called as an individual hearing, because 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.

A public hearing was called on zoning case Z989-146/9008-C(PN), an application for and an ordinance granting a Planned Development District for a Public School, Office, Medical Clinic, and Community Service Center Uses and R-7.5(A) Single Family District Uses on property presently zoned an R-7.5(A) Single Family District with Historic Overlay District No. 53 on the Woodrow Wilson High School site bounded by Reiger Street, Paulus Avenue, Covington Lane and Glasgow Drive.

(The city plan commission recommended approval, excluding office, medical clinic, and community service center uses, subject to a development plan and conditions.)

Appearing in opposition to the city plan commission recommendation:

-- Maelissa Watson, 6956 Lakeshore Dr.

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

Councilmember Forsythe Lill moved to close the public hearing, accept the recommendation of the city plan commission, with the following changes:

(e) Yard, lot and space regulations.

(1) Front yard.

(a) For a public school use, minimum front yard setbacks must be provided as shown on the attached development plan.

(b) For all other permitted uses, minimum front yard is 25 feet.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

(f) Off-street parking and loading.

- (1) Off-street parking for a public school use must be located as shown on the attached development plan. The number of required off-street parking spaces, based on the number of classrooms in existence at the time of passage of this ordinance, is 356. Additional off-street parking must be provided in compliance with Section 51A-4.204 (17) when additional classrooms are located or constructed within the "buildable areas" shown on the attached development plan.
- (2) For all other permitted uses, consult the use regulations (Division 51A-4.200) for the specific off-street parking requirements for each use. Consult the off-street parking and loading regulations (Division 51A-4.300 et seq) for information regarding off-street parking and loading generally.

(i) Landscaping.

- (1) Except as provided below, landscaping for a public school use must be provided as shown on the attached development plan prior to issuance of a certificate of occupancy on the Property. Landscaping for all other permitted uses must be provided in accordance with Article X.
- (2) Prior to final inspection of the accessory youth and family center, two trees, a minimum of three caliper inches, must be planted beside the accessory youth and family center buildings as shown on the attached development plan.
- (3) For any structure located or constructed within the "buildable areas" after the passage of this ordinance, street trees must be planted in accordance with the following requirements:
 - (A) Street trees are required within a 300 foot radius of a new structure. The required trees must be planted within six months of the issuance of the building permit for the new structure.
 - (B) The trees listed in Section 51A-10.134(b) must be used to satisfy the street tree requirements.
 - (C) Street trees must be a minimum of three caliper inches in size and planted no further apart than 30 feet, measured from the center of the tree to the center of the tree.

(D) All street names must be irrigated by an automatic irrigation system installed to comply with industry standards or they must be placed within 100 feet of a verifiable water supply.

(4) Plant material must be maintained in a healthy, growing condition.

and pass the ordinance with those changes.

Motion seconded by Councilmember Loza and unanimously adopted. (Poss absent on city business; Kirk absent when vote taken)

Assigned ORDINANCE NO. 23833.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1100

Item 96: Zoning Case Z989-147/8301-C(PN)

The consent zoning docket, consisting of agenda items 84-98, was presented.

Ray Couch, assistant director of planning, requested that consent zoning docket item 96 be removed from the consent zoning docket, to be called as an individual hearing, because 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.

A public hearing was called on zoning case Z989-147/8301-C(PN), an application for and an ordinance granting a Planned Development Subdistrict for MF-2 Multiple Family Subdistrict Uses on property presently zoned an MF-2 Multiple Family Subdistrict within Planned Development District 193, the Oak Lawn Special Purpose District, at the south corner of Travis Street and Elizabeth Street.

(The city plan commission recommended approval, subject to a development/landscape plan and conditions.)

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

Councilmember Forsythe Lill moved to close the public hearing, accept the recommendation of the city plan commission, with the following change:

"Subject to revising the front, side and rear yard setback condition to require that for all uses except the multiple family use, setbacks be provided in accordance with the front, side and rear yard setback regulations of the MF-2 Multiple Family Subdistrict of PD No. 193."

and pass the ordinance with that change.

Motion seconded by Councilmember Loza and unanimously adopted. (Poss absent on city business; Kirk absent when vote taken)

Assigned ORDINANCE NO. 23834.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1101

Item 97: Zoning Case Z989-148/10769-C(PN)

The consent zoning docket, consisting of agenda items 84-98, was presented.

Ray Couch, assistant director of planning, requested that consent zoning docket item 97 be removed from the consent zoning docket, to be called as an individual hearing, because 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.

A public hearing was called on zoning case Z989-148/10769-C(PN), an application for and an ordinance granting a Planned Development District for TH-1(A) Townhouse District Uses on property presently zoned a D(A) Duplex District on the southeast side of Tremont Street, southwest of Paulus Avenue.

(The city plan commission recommended approval, subject to a development plan and conditions.)

Appearing in opposition to the city plan commission recommendation.

-- Maelissa Watson, 6956 Lakeshore Dr.

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

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

Motion seconded by Councilmember Loza and unanimously adopted. (Poss absent on city business; Kirk absent when vote taken)

Assigned ORDINANCE NO. 23835.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1102

Item 98: Zoning Case Z989-153/5316-NE(ML)

Zoning Case Z989-153/5316-NE(ML), an application for and an ordinance granting an amendment to the development plan and conditions for Planned Development District No. 220 for a Radio, Television or Microwave Tower and Supporting Equipment Facilities, R-10 Single Family District Uses, and a Private School (Lutheran High School) at the northwest corner of Jerry Street and Stults Road.

(The city plan commission recommended approval.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23836.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1103

Item 99: Public Hearing - Zoning Case Z989-113/10732-C(SS)

A public hearing was called on zoning case Z989-113/10732-C(SS), an application for and an ordinance granting a P Parking Subdistrict on property presently zoned an MF-3-D Multiple Family-Dry Subdistrict southeast of Shelby Avenue and southwest of Brown Street.

(The city plan commission recommended approval.)

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

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

Motion seconded by Councilmember Finkelman and unanimously adopted. (Poss absent on city business; Kirk absent when vote taken)

Assigned ORDINANCE NO. 23837.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1104

Item 100: Public Hearing - Zoning Case Z989-128/10744-NE(RB)

A public hearing was called on zoning case Z989-128/10744-NE(RB), an application for an MF-2(SAH) Multifamily (Standard Affordable Housing) District on property presently zoned an RR Regional Retail District on the north side of Chenault Street, west of Buckner Boulevard.

(The city plan commission recommended denial.)

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

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

Motion seconded by Councilmember Loza and unanimously adopted. (Poss absent on city business; Kirk absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1105

Item 101: Public Hearing - Zoning Case Z989-131/10746-C(JA)

A public hearing was called on zoning case Z989-131/10746-C(JA), a Landmark Commission authorized hearing to consider the granting of 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 bounded by Harry Hines Boulevard, Moody Street, Harwood Street, and Wichita Street, and an ordinance implementing the proposal.

(The city plan commission recommended approval, subject to preservation criteria for only the school building and with special demolition criteria established for the site.)

Appearing in opposition to the city plan commission recommendation:

- Joe Haggard, 7428 Glen Shannon Cir.
- Diana Orozco Garrett, 300 N. Rosemont
- Tony Garcia, 1000 S. Edgefield Ave.
- Charles Leblanc, 2900 Rugged Dr.
- Jerry Bradley, 7273 Ashington Dr.
- Father Ramone Alvarez, 3030 Gus Thomasson Rd.
- Valerie Jones, Bishop Dunne High School, 3900 Rugged Dr.
- Alex Parilli, Bishop Lynch High School, 9750 Ferguson Rd.
- Delores Garcia Campbell, 6005 Park Court, Colleyville
- Javier Tinajero, 3316 Modlin St.
- Dawn Bautista, 1225 Oak Meadows Dr.
- Mike Garcia Campbell,
- Vic Muse, 3050 Sundial Dr.
- Lydia Torres, 901 Cliffdale Ave.
- Alice Clauss, 810 Hartford Ln., Lancaster
- Susan Caballero, (no address given)
- Students representing Bishop Dunne and Bishop Lynch High Schools
- Tony Hinojosa, former Mayor of Cockrell Hill

Appearing in favor of the city plan commission recommendation:

- Jose Medrano, (no address given)
- Leanor Villareal, 6209 Ellsworth Ave.
- Albert Gonzalez, 4224 Mesa Glen La.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

- Ron Villareal, 7207 Mockingbird Ln.
- Mamie McKnight, 2470 Five Mile Pkwy.
- Sol Villasana, 3102 Oak Lawn Ave.
- Catherine Horsey, 2992 Swiss Ave.
- Mary Elizabeth Cedillo, 5314 Goodwin
- Anita Martinez, 3866 Beutel Cr.
- Esperanza Cabrera, 1821 W. Tenth St., representing State Representative Domingo Garcia
- Ambrosio Villarreal, 540 Woolsey Dr.
- Julia Soto Cabrera 2813 Canberra St.
- Rosemary Morin, 2635 Maverick Ave., representing Adelfa Callejo
- Pancho Medrano, 2346 Douglas Ave.
- Stephen Lopez, (no address given)
- Ronnie Villarreal, (no address given)
- Rachel Lopez, 5787 S. Hampton Rd., representing Senator Royce West
- Garciel Ortega, 4916 Worth St.
- Russ Pate, 6603 Belmont Ave.
- Patricia Dela Torres, (no address given)
- Sophia Cruz, (no address given)
- Irena Hella, (no address given)
- Frank Bravo, (no address given)
- Chris Diaz, (no address given)

Deputy Mayor Pro Tem Salazar moved to approve the Diocese's recommendation to amend the city plan commission recommendation and approve historic designation for the original 1927 portion of the building subject to deed restrictions that will protect the muriel and plaque accepting the more stringent demolition criteria and transferring the development rights to the remainder of the vacant property.

Motion seconded by Councilmember Walne.

Councilmember Forsythe Lill moved to substitute for Deputy Mayor Pro Tem Salazar's motion a motion to close the public hearing, accept the recommendation of the city plan commission, including the demolition criteria and save the St. Ann's building in its entirety.

Motion seconded by Councilmember Loza.

Councilmember Forsythe Lill moved to amend her motion to include the city plan commission recommendation of the transfer of development rights from the designated portion of the building of the notice area to the remainder of the vacant property in the same manner allowed under Dallas Development Code 51A-11.109. (51A-11.109 means that the portion of the block that is not part of St. Ann's designation has 144,000 square feet of development rights as floor area; 60,000 square feet can be transferred and utilized by the property owner on the non-historical site resulting in 204,000 square feet of floor area.)

During debate on Councilmember Forsythe Lill's motion, Councilmember Hicks moved the previous question.

Motion seconded by Councilmember Mayes.

Mayor Kirk called the vote on Councilmember Hicks' motion to end debate and proceed to an immediate vote on the pending question:

Voting Yes: [14] Kirk, Salazar, Loza, Miller, Duncan, Hicks, Mallory Caraway, Mayes,
Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
Voting No: [0]
Absent: [1] Poss absent on city business

Mayor Kirk declared the previous question was ordered as two-thirds of the city council members present had voted in the affirmative.

After discussion, Mayor Kirk called the vote on the motion and announced that council approval of the ordinance required the favorable of three-fourths of all members of the council:

Voting Yes: [11] Kirk, Loza, Miller, Duncan, Hicks, Mallory Caraway, Lipscomb,
Finkelman, Greyson, Blumer, Forsythe Lill
Voting No: [3] Salazar, Mayes, Walne
Absent: [1] Poss absent on city business

Mayor Kirk declared the motion lost.

During the debate on Deputy Mayor Pro Tem Salazar's motion, the Diocese's withdrew its opposition to the historical designation for Deputy Mayor Pro Tem Salazar's motion only.

Councilmember Forsythe Lill moved to substitute for Deputy Mayor Pro Tem Salazar's motion a motion to close the public hearing, and take the item under advisement until the April 7, 1999 briefing meeting of the city council, so that the City Attorney could review the deed restrictions as presented by the Diocese's.

Motion seconded by Councilmember Lipscomb.

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

Voting Yes: [9] Kirk, Loza, Miller, Duncan, Hicks, Lipscomb, Finkelman, Blumer,
Forsythe Lill
Voting No: [5] Salazar, Mallory Caraway, Mayes, Walne, Greyson
Absent: [1] Poss absent on city business

Mayor Kirk declared the motion adopted.

Councilmember Duncan moved to change his vote on the original substitute motion of Councilmember Forsythe Lill's from yes to no.

Motion seconded by Councilmember Lipscomb.

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

Voting Yes: [9] Loza, Miller, Duncan, Hicks, Lipscomb, Finkelman, Greyson, Blumer,
Forsythe Lill
Voting No: [5] Kirk, Salazar, Mallory Caraway, Mayes, Walne
Absent: [1] Poss absent on city business

Mayor Kirk declared the motion adopted.

Later in the meeting, Councilmember Mallory Caraway moved to change her vote on the original substitute motion of Councilmember Forsythe Lill's from yes to no.

Motion seconded by Councilmember Walne.

After discussion, Deputy Mayor Pro Tem Salazar called the vote on the motion:

Voting Yes:	[13]	Salazar, Loza, Miller, Duncan, Hicks, Mallory Caraway, Mayes, Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
Voting No:	[0]	
Absent:	[1]	Poss absent on city business
Absent when vote take:	[1]	Kirk

Deputy Mayor Pro Tem Salazar declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1106

Item 102: Public Hearing - THOROUGHFARE PLAN AMENDMENT

A public hearing was called to receive citizen comments on to authorize an amendment to the Thoroughfare Plan to delete Dickerson Street from Frankford Road to McCallum Boulevard and an ordinance implementing the change - Financing: No cost consideration to the City.

The following individuals addressed the city council regarding the Thoroughfare Plan Amendment:

- William J. Morse, 1105 High Vista, Richardson
- Dean Harrison, 7426 Hidden Creek La.
- Sid Tanzy, 7309 Briarnoll Dr.
- Elliot Scarborough, 17490 Meandering Way
- Mary Curran, 5734 Bent Creek Tr.
- Cecil Miller, 7422 Hidden Creek La.

Councilmember Greyson moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Walne and unanimously adopted. (Poss absent on city business; Kirk absent when vote taken)

Assigned ORDINANCE NO. 23838.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1107

Item 103: Consideration of appointments to boards and commissions (Closed Session, if necessary, Personnel, Sec. 551.074 T.O.M.A.)

The city secretary distributed a report showing boards and commissions nominations for the 1997-99 board term, updated through March 24, 1999.

The city secretary noted that the report indicated with the notation "OK" that a person nominated or renominated met all qualifications for service. The city secretary also noted that the term for each nominee would end August 31, 1999.

Councilmember Loza moved to appoint all of the nominees to "individual appointment" positions in the report who meet all qualifications for service to the boards and commission of the city for the term ending August 31, 1999.

Motion seconded by Councilmember Mayes and unanimously adopted. (Poss absent on city business)

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

99-1122 CPC CITY PLAN AND ZONING COMMISSION
99-1123 LMC LANDMARK COMMISSION
99-1124 MLK MARTIN LUTHER KING JR. COMMUNITY CENTER BOARD
99-1125 PAR PARK AND RECREATION BOARD
99-1126 YAC YOUTH COMMISSION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1108

Item 104: 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.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1109

Item 105: A resolution formally endorsing and expressing strong support for legislation that will provide for enhanced punishment for physical attacks which are based on bias toward members of specific groups, including but not limited to the categories of race, gender, age, religion, national origin or language, sexual orientation, and disability (Mayor Kirk, Mayor Pro Tem Poss, Deputy Mayor Pro Tem Salazar, and Councilmembers Loza, Lipscomb, Forsythe Lill, Miller, Duncan, Hicks, Mallory Caraway, Mayes, Finkelman, and Greyson)

Councilmember Loza moved to approve the resolution.

Motion seconded by Councilmember Mayes.

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

Voting Yes:	[13]	Kirk, Salazar, Loza, Miller, Duncan, Hicks, Mallory Caraway, Mayes, Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill
Voting No:	[1]	Blumer
Absent:	[1]	Poss absent on city business

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1110

Item 106: Authorize a twenty-four month price agreement for crushed ice with the lowest responsible bidder of two - Reddy Ice Corp. and Arctic Ice House, Inc. - Not to exceed \$240,975 - Financing: Current Funds (\$103,253), Water Utilities Current Funds (\$137,722) (Tie Bids)

In accordance with Section 271.901 of the Texas Local Government Code, the successful bidder in each case would be selected by casting lots, in the form of a drawing.

The city secretary announced that the names of the tying bidders had been placed in a sealed envelope. Mayor Kirk drew the name of the winning bidder from the two names in the envelope.

The city secretary announced the successful bidder, as determined in the drawing, was:

Reddy Ice Corp.

Deputy Mayor Pro Tem Salazar moved to award the price agreement to Reddy Ice Corp., the low bidder as determined from the proposals of the bidders and by the drawing to break the tie.

Motion seconded by Councilmember Walne and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1111

Item 107: Authorize two thirty-year leases, with two five-year option periods, of approximately 39,975 square feet of land improved with multiple aircraft storage T-hangars, ramp and taxiway facilities, with Jeffrey L. Conkright, dba, JC Aviation Investments, at Redbird Airport - Revenue: \$5,197 annually

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Mayes and unanimously adopted. (Poss absent on city business; Lipscomb absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1112

Item 108: Authorize a one-year economic development grant agreement for calendar year 1999 with the Big Twelve Conference to host college sporting events, conferences, and meetings within the city of Dallas as part of the Big Twelve's effort to promote national sporting events and sports entertainment and related activities - Not to exceed \$250,000 - Financing: Current Funds

Councilmember Mayes moved to approve the item.

Motion seconded by Councilmember Mallory Caraway.

Councilmember Miller moved to substitute for Councilmember Mayes' motion a motion to defer the item until the grant proposal is prepared.

Motion seconded by Councilmember Blumer.

During debate on Councilmember Miller's motion, Councilmember Mayes moved the previous question.

Motion seconded by Councilmember Loza.

Mayor Kirk called the vote on Councilmember Mayes' motion to end debate and proceed to an immediate vote on the pending question:

Voting Yes: [14] Kirk, Salazar, Loza, Miller, Duncan, Hicks, Mallory Caraway, Mayes, Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
Voting No: [0]
Absent: [1] Poss absent on city business

Mayor Kirk declared the previous question was ordered as two-thirds of the city council members present had voted in the affirmative.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

Mayor Kirk then called the vote on Councilmember Miller's motion:

Voting Yes: [2] Miller, Blumer
Voting No: [12] Kirk, Salazar, Loza, Duncan, Hicks, Mallory Caraway, Mayes,
Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill
Absent: [1] Poss absent on city business

Mayor Kirk declared the motion lost.

Mayor Kirk called the vote on Councilmember Mayes' motion:

Voting Yes: [12] Kirk, Salazar, Loza, Duncan, Hicks, Mallory Caraway, Mayes,
Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill
Voting No: [2] Miller, Blumer
Absent: [1] Poss absent on city business

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1113

Item 109: An ordinance authorizing an amendment to Planned Development District No. 67 to amend the conditions for Tract II in order to permit NS Neighborhood Service District uses and to create a new Tract IV that allows R-5 Single Family District uses, duplex uses, and multiple family uses at the southwest corner of University Boulevard and Roper Street (Z978-260/10597-NW(ML) - Financing: No cost consideration to the City

Councilmember Forsythe Lill moved to defer the ordinance until the April 28, 1999 voting agenda meeting of the city council.

Motion seconded by Councilmember Loza and unanimously adopted. (Poss absent on city business

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1114

Item 110: An ordinance authorizing a Planned Development District for CS Commercial Service District Uses and Multifamily Uses on property presently zoned a CS Commercial Service District at the southwest corner of University Boulevard and Webster Street (Z978-261/10603-NW(LS)) - Financing: No cost consideration to the City

Councilmember Forsythe Lill moved to defer the ordinance until the April 28, 1999 voting agenda meeting of the city council.

Motion seconded by Councilmember Mayes and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1115

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

Personnel (Sec. 551.074 T.O.M.A.)

- Discuss qualifications of candidates and appointment of City Attorney

The posted closed session was not held.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1117

Addendum addition 1: Oak Cliff Gateway TIF

- * Authorize (1) a tri-party development agreement with LTW Investments Limited Partnership III and Hatcher Construction Company in an amount equal to 30% of eligible public infrastructure improvements or \$35,000, whichever is less, for certain public improvements in Tax Increment Financing Reinvestment Zone Three, City of Dallas, Texas (Oak Cliff Gateway TIF District); (2) a 100% development fee rebate to LTW Investments Limited Partnership III in an amount not to exceed \$6,000; and (3) establish appropriations - Financing: An amount not to exceed 30% of the total costs of the infrastructure improvements or \$35,000, whichever is less, to be paid for construction to be reimbursed from the Oak Cliff Gateway TIF Fund to the extent such funds are ever available; Public/Private Partnership Funds (development fee rebates in an amount not to exceed \$6,000 to be paid upon completion of construction and issue of a certificate of occupancy)

Deputy Mayor Pro Tem Salazar moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1118

Addendum addition 2: Oak Cliff Gateway TIF

- * A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Three, City of Dallas, Texas (Oak Cliff Gateway TIF District) to reimburse LTW Investments Limited partnership III in an amount equal to 30% of eligible public infrastructure improvements or \$35,000, whichever is less, for certain public improvements in Tax Increment Financing Reinvestment Zone Three, City of Dallas, Texas (Oak Cliff Gateway TIF District) - Financing: An amount not to exceed 30% of the infrastructure improvements or \$35,000 whichever is less, to be paid by the developer and reimbursed from the Oak Cliff Gateway TIF Fund to the extent such funds are ever available

Deputy Mayor Pro Tem Salazar moved to approve the resolution.

Motion seconded by Councilmember Lipscomb and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1119

Addendum addition 3: Authorize hardship relief for Kyle McPherson for property at 1802 Greenville Avenue, north of Lewis Street from the Lower Greenville area moratorium (Resolution No. 983613, adopted by the City Council on December 9, 1998) - Financing: No cost consideration to the City

Councilmember Forsythe Lill moved to deny the hardship relief for property at 1802 Greenville Avenue.

Motion seconded by Councilmember Walne and unanimously adopted. (Poss absent on city business)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1120

Addendum addition 4: Consideration of qualifications and appointment of City Attorney

Councilmember Hicks moved to interview the finalists for the City Attorney and include a possible appointment on the April 7, 1999 briefing meeting of the city council

Motion seconded by Councilmember Mayes and unanimously adopted. (Poss absent on city business; Kirk absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1121

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).

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 24, 1999

EXHIBIT C

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 24, 1999

99-1000

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

PRESENT: [14] Kirk, Salazar, Loza, Miller, Duncan, Hicks, Mallory Caraway, Mayes,
Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
ABSENT: [1] Poss absent on city business

CORRECTION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

March 24, 1999

99-1071

Item 68: Authorize the execution of a secured no-interest forgivable loan contract with the Wilkinson Center for renovations to a facility located at 1314 Munger Boulevard, Dallas, Dallas County, Texas for the period of April 1, 1999 through March 31, 2000 - Agencies that renovate properties with Community Development Grant funds are required to provide public services to eligible persons for a minimum of five years - \$60,000 - Financing: 1997-98 Community Development Grant Funds

Councilmember Forsythe Lill requested that consent agenda item 68 be considered as an individual item. Mayor Kirk stated that consent agenda item 68 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember ~~Greyson~~ Forsythe Lill's request.

Later in the meeting agenda item 68 was brought up for consideration.

Councilmember Forsythe Lill moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted. (Poss absent on city business)