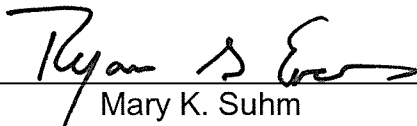
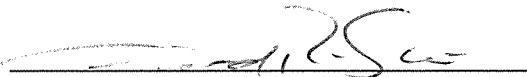


**AUGUST 5, 2009 CITY COUNCIL BRIEFING AGENDA  
CERTIFICATION**

This certification is given pursuant to Chapter XI, Section 9 of the City Charter for the City Council Briefing Agenda dated August 5, 2009. We hereby certify, as to those contracts, agreements, or other obligations on this Agenda authorized by the City Council for which expenditures of money by the City are required, that all of the money required for those contracts, agreements, and other obligations is in the City treasury to the credit of the fund or funds from which the money is to be drawn, as required and permitted by the City Charter, and that the money is not appropriated for any other purpose.

  
\_\_\_\_\_  
Mary K. Suhm  
City Manager

7-31-09  
Date

  
\_\_\_\_\_  
Edward Scott  
City Controller

7/31/09  
Date



RECEIVED

2009 JUL 31 PM 7:16

CITY SECRETARY  
DALLAS, TEXAS



# COUNCIL BRIEFING AGENDA

August 5, 2009

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DATE

(FOR GENERAL INFORMATION AND RULES OF COURTESY PLEASE SEE OPPOSITE SIDE.)

(LA INFORMACIÓN GENERAL Y REGLAS DE CORTESÍA QUE DEBEN OBSERVARSE

DURANTE LAS ASAMBLEAS DEL CONSEJO MUNICIPAL APARECEN EN EL LADO OPUESTO, FAVOR DE LEERLAS.)

## General Information

The Dallas City Council regularly meets on Wednesdays beginning at 9:00 a.m. in the Council Chambers, 6th floor, City Hall, 1500 Marilla. Council agenda meetings are broadcast live on WRR-FM radio (101.1 FM) and on AT&T CityCable Channel 6B. Briefing meetings are held the first and third Wednesdays of each month. Council agenda (voting) meetings are held on the second and fourth Wednesdays. Anyone wishing to speak at a meeting should sign up with the City Secretary's Office by calling (214) 670-3738 before 9:00 a.m. on the meeting date. Citizens can find out the name of their representative and their voting district by calling the City Secretary's Office.

Sign interpreters are available upon request with a 48-hour advance notice by calling (214) 670-5208 V/TDD. The City of Dallas is committed to compliance with the Americans with Disabilities Act. **The Council agenda is available in alternative formats upon request.**

If you have any questions about this agenda or comments or complaints about city services, call 311.

## Rules of Courtesy

City Council meetings bring together citizens of many varied interests and ideas. To insure fairness and orderly meetings, the Council has adopted rules of courtesy which apply to all members of the Council, administrative staff, news media, citizens and visitors. These procedures provide:

- That no one shall delay or interrupt the proceedings, or refuse to obey the orders of the presiding officer.
- All persons should refrain from private conversation, eating, drinking and smoking while in the Council Chamber.
- Posters or placards must remain outside the Council Chamber.
- No cellular phones or audible beepers allowed in Council Chamber while City Council is in session.

"Citizens and other visitors attending City Council meetings shall observe the same rules of propriety, decorum and good conduct applicable to members of the City Council. Any person making personal, impertinent, profane or slanderous remarks or who becomes boisterous while addressing the City Council or while attending the City Council meeting shall be removed from the room if the sergeant-at-arms is so directed by the presiding officer, and the person shall be barred from further audience before the City Council during that session of the City Council. If the presiding officer fails to act, any member of the City Council may move to require enforcement of the rules, and the affirmative vote of a majority of the City Council shall require the presiding officer to act." Section 3.3(c) of the City Council Rules of Procedure.

## Informacion General

El Ayuntamiento de la Ciudad de Dallas se reúne regularmente los miércoles en la Cámara del Ayuntamiento en el sexto piso de la Alcaldía, 1500 Marilla, a las 9 de la mañana. Las reuniones informativas se llevan a cabo el primer y tercer miércoles del mes. Estas audiencias se transmiten en vivo por la estación de radio WRR-FM 101.1 y por cablevisión en la estación AT&T CityCable Canal 6B. El Ayuntamiento Municipal se reúne el segundo y cuarto miércoles del mes para tratar asuntos presentados de manera oficial en la agenda para su aprobación. Toda persona que desee hablar durante la asamblea del Ayuntamiento, debe inscribirse llamando a la Secretaría Municipal al teléfono (214) 670-3738, antes de las 9 de la mañana del día de la asamblea. Para enterarse del nombre de su representante en el Ayuntamiento Municipal y el distrito donde usted puede votar, favor de llamar a la Secretaría Municipal.

Intérpretes para personas con impedimentos auditivos están disponibles si lo solicita con 48 horas de anticipación llamando al (214) 670-5208 (aparato auditivo V/TDD). La Ciudad de Dallas se esfuerza por cumplir con el decreto que protege a las personas con impedimentos, *Americans with Disabilities Act*. **La agenda del Ayuntamiento está disponible en formatos alternos si lo solicita.**

Si tiene preguntas sobre esta agenda, o si desea hacer comentarios o presentar quejas con respecto a servicios de la Ciudad, llame al 311.

## Reglas de Cortesia

Las asambleas del Ayuntamiento Municipal reúnen a ciudadanos de diversos intereses e ideologías. Para asegurar la imparcialidad y el orden durante las asambleas, el Ayuntamiento ha adoptado ciertas reglas de cortesía que aplican a todos los miembros del Ayuntamiento, al personal administrativo, personal de los medios de comunicación, a los ciudadanos, y a visitantes. Estos reglamentos establecen lo siguiente:

- Ninguna persona retrasará o interrumpirá los procedimientos, o se negará a obedecer las órdenes del oficial que preside la asamblea.
- Todas las personas deben abstenerse de entablar conversaciones, comer, beber y fumar dentro de la cámara del Ayuntamiento.
- Anuncios y pancartas deben permanecer fuera de la cámara del Ayuntamiento.
- No se permite usar teléfonos celulares o enlaces electrónicos (*paggers*) audibles en la cámara del Ayuntamiento durante audiencias del Ayuntamiento Municipal.

"Los ciudadanos y visitantes presentes durante las asambleas del Ayuntamiento Municipal deben obedecer las mismas reglas de comportamiento, decoro y buena conducta que se aplican a los miembros del Ayuntamiento Municipal. Cualquier persona que haga comentarios impertinentes, utilice vocabulario obsceno o difamatorio, o que al dirigirse al Ayuntamiento lo haga en forma escandalosa, o si causa disturbio durante la asamblea del Ayuntamiento Municipal, será expulsada de la cámara si el oficial que esté presidiendo la asamblea así lo ordena. Además, se le prohibirá continuar participando en la audiencia ante el Ayuntamiento Municipal. Si el oficial que preside la asamblea no toma acción, cualquier otro miembro del Ayuntamiento Municipal puede tomar medidas para hacer cumplir las reglas establecidas, y el voto afirmativo de la mayoría del Ayuntamiento Municipal precisará al oficial que esté presidiendo la sesión a tomar acción." Según la sección 3.3(c) de las reglas de procedimientos del Ayuntamiento.

AGENDA  
CITY COUNCIL BRIEFING MEETING  
WEDNESDAY, AUGUST 5, 2009  
CITY HALL  
1500 MARILLA  
DALLAS, TEXAS 75201  
9:00 A.M.

9:00 am      Invocation and Pledge of Allegiance      6ES

                 Special Presentations

                 Open Microphone Speakers

VOTING AGENDA      6ES

1.      Approval of Minutes of the June 17, 2009 City Council Meeting
2.      Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)

Briefings      6ES

- A.      American Recovery and Reinvestment Act (ARRA) Status Report
- B.      Overview of Boards and Commissions and the Appointment Process for 2009-2011 Term

Lunch

- C.      Dallas Zoo Management Agreement

ITEMS FOR INDIVIDUAL CONSIDERATION

**City Attorney's Office**

3.      A resolution amending Section 9 of the City Council Rules of Procedure to rename the City Council's Finance, Audit, and Accountability Committee as the Budget, Finance, and Audit Committee - Financing: No cost consideration to the City

AGENDA  
CITY COUNCIL BRIEFING MEETING  
WEDNESDAY, AUGUST 5, 2009

Closed Session

6ES

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

- The Dallas Morning News, L.P. v. City of Dallas, Cause No. 06-06607-D
- Helen Watts v. City of Dallas, Cause No. 08-13000-A;  
Leanne Siri v. City of Dallas, et al., Cause No. 09-04875-D; and legal issues involving complaints by Fire Department employees Sherri Lopez, Sheila Schulte de Albrecht, and Diana Salinas and EEOC claim by Cheryl Hill
- James Curtis Giles v. City of Dallas, et al., Civil Action No. 3:08-CV-1767-D;  
Billy James Smith v. City of Dallas, et al., Civil Action No. 3:07-CV-1413-O;  
James Douglas Waller v. City of Dallas, et al., Civil Action No. 3:08-CV-0728-M; and Charles Chatman v. City of Dallas, et al., Civil Action No. 3:08-CV-0767-D
- Carrie Ann Inman, Claim No. 09245789
- City of Dallas v. Virginia Aerospace, L.L.C. and Love Terminal Partners, L.P., Cause No. JE-0802085-P; Virginia Aerospace, L.L.C. and Love Terminal Partners, L.P. v. City of Dallas, Cause No. 08-15110-E;  
Small Community Airlines, Inc. v. City of Dallas, Texas, No. 07-02540-E;  
Love Terminal Partners, L.P., et al. v. Laura Miller, No. 06-06358-E;  
Love Terminals Partners, L.P. v. City of Dallas, et al., No. 06-11650-E;  
Love Terminal Partners, L.P. v. City of Dallas, et al., No. 06-10182-E;  
Love Terminal Partners, et al. v. City of Dallas, TX., et al., No. 05-07-383-CV;  
Love Terminals Partners, L.P., et al. v. United States, No. 08-536-L; and  
Love Terminals Partners, et al. v. City of Dallas, TX., No. 3:06-CV-1279-D
- James F. Hill, et al. v. City of Dallas, No. 95-00975-J;  
Albert, et al. v. City of Dallas, No. 199-697-94;  
Arredondo, et al. v. City of Dallas, No. 199-1743-99;  
Barber, et al. v. City of Dallas, No. 199-624-95;  
Willis, et al. v. City of Dallas, Cause No. 199-200-95;  
Martin, et al. v. City of Dallas, No. 1-95-506;  
and Saucedo-Falls, et al. v. City of Dallas, No. 1-02-780
- Joe A. Reyes, Individually and As Executor of the Estate of Annie Reyes, et al. v. City of Dallas, Cause No. 09-00491-B
- Phil Hillis, Individually and as Personal Representative of The Estate of Taylor Hillis, Deceased, et al. v. City of Dallas, et al., Cause No. 08-03205-A
- Yi Yin v. City of Dallas, et al., Civil Action No. 3:09-CV-00295-G;  
Jose Hernandez v. City of Dallas, Cause No. 08-08873-H; and EEOC Claims filed by Parvaneh M. Bakhshian, Clement Bernard, Arturo Garza, Kevin Gillum, Marcus Greer, Faye Jackson, John Johnson, Terrance Marchall, Kevin McArthur, Thai Nguyen, Calvin Norman, Tommy Rhodes, Michael Roberts, Jewell Taylor, Roderick Tolor, Leroy White, and James Yellowfish
- City of San Antonio, Texas et al. v. Hotels.Com, L.P., et al., Case No. SA06CA0381 OG
- Grand Homes 2005, L.P. v. City of Dallas, et al., Case No. 08-14769-K;  
City of Dallas, et al. v. VRV Development, L.P., et al., Cause No. 07-03526-H; and legal issues regarding the maintenance and operation of DWU water pipelines in the City of Irving

AGENDA  
CITY COUNCIL BRIEFING MEETING  
WEDNESDAY, AUGUST 5, 2009

Open Microphone Speakers

6ES

The above schedule represents an estimate of the order for the indicated briefings and is subject to change at any time. Current agenda information may be obtained by calling (214) 670-3100 during working hours.

Note: An expression of preference or a preliminary vote may be taken by the Council on any of the briefing items.

A closed executive session may be held if the discussion of any of the above agenda items concerns one of the following:

1. Contemplated or pending litigation, or matters where legal advice is requested of the City Attorney. Section 551.071 of the Texas Open Meetings Act.
2. The purchase, exchange, lease or value of real property, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.072 of the Texas Open Meetings Act.
3. A contract for a prospective gift or donation to the City, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.073 of the Texas Open Meetings Act.
4. Personnel matters involving the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear a complaint against an officer or employee. Section 551.074 of the Texas Open Meetings Act.
5. The deployment, or specific occasions for implementation of security personnel or devices. Section 551.076 of the Texas Open Meetings Act.
6. Deliberations regarding economic development negotiations. Section 551.087 of the Texas Open Meetings Act.



**PUBLIC MEETINGS FOR AUGUST 1 - AUGUST 15, 2009**

**Tuesday, August 4, 2009**

Civil Service Board  
8:30 a.m.  
City Hall, Suite 1C-South

**Thursday, August 6, 2009**

Community Development Commission  
6:00 p.m.  
City Hall, Room 6ES



**AGENDA ITEM # 3**

**KEY FOCUS AREA:** Make Government More Efficient, Effective and Economical

**AGENDA DATE:** August 5, 2009

**COUNCIL DISTRICT(S):** All

**DEPARTMENT:** City Attorney's Office

**CMO:** Thomas P. Perkins, Jr., 670-3491

**MAPSCO:** N/A

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**SUBJECT**

A resolution amending Section 9 of the City Council Rules of Procedure to rename the City Council's Finance, Audit, and Accountability Committee as the Budget, Finance, and Audit Committee - Financing: No cost consideration to the City

**BACKGROUND**

This item would amend Subsection 9.1 of the City Council Rules of Procedure to change the name of the City Council's Finance, Audit, and Accountability Committee to the Budget, Finance, and Audit Committee.

**PRIOR ACTION/REVIEW (Council, Boards, Commissions)**

This item has no prior action.

**FISCAL INFORMATION**

No cost consideration to the City.



August 5, 2009

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**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**Section 1.** That Paragraph (a) of Subsection 9.1, "Committees Established," of Section 9, "City Council Committees," of the City Council Rules of Procedure, as amended, is amended to read as follows:

"(a) The following standing committees of the city council are established:

- (1) Economic development committee.
- (2) Budget, finance [~~Finance~~], and audit [~~, and accountability~~]  
committee.
- (3) Quality of life and government services committee.
- (4) Trinity River Corridor project committee.
- (5) Public safety committee.
- (6) Transportation and environment committee.
- (7) Housing committee."

**Section 2.** That the City Council Rules of Procedure, as amended, will remain in full force and effect, save and except as amended by this resolution.

**Section 3.** That this resolution will take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

APPROVED AS TO FORM:

THOMAS P. PERKINS, JR., City Attorney

By \_\_\_\_\_  
Assistant City Attorney

