

BRIEFING MEETING OF THE DALLAS CITY COUNCIL

May 7, 1997

97-1423

Agenda item (5): Action Items

- A. 1) Receive a report of the canvassing committee and adopt a resolution accepting the canvassing committee's report declaring the results of the May 3, 1997 general and special elections - Financing: This action has no cost consideration

Mayor Pro Tem Wells, chair of the ad hoc canvassing committee, presented the committee's report to the city council and moved approval of a resolution and accepting the report and declaring the results of the May 3, 1997 City of Dallas general elections.

Motion seconded by Councilmember Luna and unanimously adopted. (Salazar absent)

RESOLUTION AND ORDER

WHEREAS, the city council has received the report of the canvassing committee appointed to canvass the results of the election held on May 3, 1997, pursuant to Ordinance Nos. 23038, 23039, and 23052, as amended, for the purpose of electing 14 members of the city council and deciding 14 propositions, and the city council after examining the report finds it correct in all respects; Now, Therefore,

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

SECTION 1. That the city council after having duly examined the report of the canvassing committee finds that it is a true and correct tabulation of the election results; that the election held on May 3, 1997, pursuant to Ordinance Nos. 23038, 23039, and 23052, as amended, was duly ordered and notice given in accordance with law; that the election was held in the manner required by law; that only duly qualified resident voters of the city of Dallas voted in the election; and that returns of the election have been made by the proper officers.

SECTION 2. That the canvass of the returns of the election and the tabulation of votes cast YES and NO in answer to Proposition Nos. 1 through 14 submitted on the official ballot, as stated by the report of the canvassing committee, are hereby approved and adopted.

SECTION 3. That a majority of the votes cast at the election were for Proposition Nos. 6, 7, 8, 9, 10, 11, 12, and 13, as described in Ordinance No. 23039, as amended, and those propositions are, therefore, approved and declared to be adopted.

SECTION 4. That a majority of the votes cast at the election were against Proposition Nos. 1, 2, 3, 4, and 5, as described in Ordinance No. 23039, as amended, and Proposition No. 14, as described in Ordinance No. 23052, as amended, and those propositions are, therefore, defeated and declared not to be adopted.

SECTION 5. That it is hereby ordered that the charter amendments adopted by Proposition Nos. 6, 7, 8, 9, 10, 11, 12, and 13 shall become a part of the Charter of the City of Dallas.

SECTION 6. That the mayor is hereby authorized to certify to the Secretary of State an authenticated copy of the charter amendments under the city seal showing the approval of the qualified voters, in accordance with Section 9.007 of the Texas Local Government Code, as amended.

SECTION 7. That the city secretary is hereby directed to record at length the charter amendments upon the records of the city of Dallas in accordance with Section 9.008 of the Texas Local Government Code, as amended.

APPROVED _____
HEAD OF DEPARTMENT

APPROVED _____
DIRECTOR OF FINANCE

APPROVED _____
CITY MANAGER

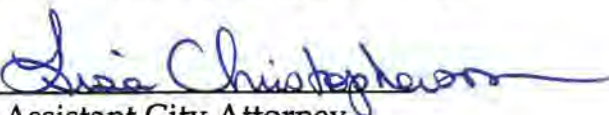
SECTION 8. That the canvass and tabulation of votes cast at the election for 14 members of the city council, held May 3, 1997, discloses that the following candidates received a majority of the votes cast at the election in their respective places:

- Place 1 - Steve Salazar
- Place 2 - John Loza
- Place 3 - Bob Stimson
- Place 4 - Larry Duncan
- Place 5 - Don Hicks
- Place 6 - Barbara Mallory Caraway
- Place 7 - Charlotte Mayes
- Place 8 - Al Lipscomb
- Place 9 - Mary Poss
- Place 10 - Alan Walne
- Place 11 - Lois Finkelman
- Place 12 - Sandy Greyson
- Place 13 - Donna Blumer
- Place 14 - Veletta Lill

SECTION 9. That it is, therefore, declared and ordered that Steve Salazar has been elected Member of Council, Place 1; John Loza has been elected Member of Council, Place 2; Bob Stimson has been elected Member of Council, Place 3; Larry Duncan has been elected Member of Council, Place 4; Don Hicks has been elected Member of Council, Place 5; Barbara Mallory Caraway has been elected Member of Council, Place 6; Charlotte Mayes has been elected Member of Council, Place 7; Al Lipscomb has been elected Member of Council, Place 8; Mary Poss has been elected Member of Council, Place 9; Alan Walne has been elected Member of Council, Place 10; Lois Finkelman has been elected Member of Council, Place 11; Sandy Greyson has been elected Member of Council, Place 12; Donna Blumer has been elected Member of Council, Place 13; and Veletta Lill has been elected Member of Council, Place 14.

SECTION 10. That this resolution shall 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:
SAM A. LINDSAY, City Attorney

By 
Assistant City Attorney

**APPROVED BY
CITY COUNCIL**

MAY 07 1997


City Secretary

APPROVED 
HEAD OF DEPARTMENT

APPROVED _____
DIRECTOR OF FINANCE

APPROVED _____
CITY MANAGER

5/7/97

**REPORT OF CANVASSING COMMITTEE AND
RESOLUTION AND ORDER APPROVING REPORT**

TO THE HONORABLE MAYOR AND CITY COUNCIL:

We, the undersigned, your committee of the city council appointed on April 21, 1997 to canvass the returns of the election held in the city of Dallas on May 3, 1997, for the purpose of electing 14 members of the city council and submitting to the qualified voters of the city certain questions relating to amending the Charter of the City of Dallas and to amending Chapter 40A of the Dallas City Code concerning the employees' retirement fund, hereby report that we have carefully canvassed the returns of the election, and we submit the tabulated statement of the votes received by the respective candidates and propositions, attached hereto as Exhibit A.

In accordance with Ordinance Nos. 23039 and 23052, as amended, the following propositions were submitted to the qualified voters of the city of Dallas:

PROPOSITION NO. 1

City Council Compensation

Shall Chapter III, Section 4 of the Charter of the City of Dallas be amended to increase the per diem compensation of city council members from \$50 to \$212.20 and to make certain nonsubstantive changes?

PROPOSITION NO. 2**Council Compensation for Additional Meetings**

Shall Chapter III, Section 4 of the Charter of the City of Dallas be amended to expand the meetings for which city council members may receive per diem compensation to include one annual budget town hall meeting and various meetings of certain boards and commissions that would be designated by city council resolution for such compensation and to which a city council member must be appointed by the mayor or the city council to represent the city; to limit the number of meetings for which a city council member may receive per diem compensation, other than the regular or called meetings of the city council or committees of the city council, to not more than three meetings a month; and to make certain nonsubstantive changes?

PROPOSITION NO. 3**Medical Benefits for Council Members**

Shall Chapter III, Section 4 of the Charter of the City of Dallas be amended to authorize the city to pay medical benefits for city council members and their eligible dependents who participate in the city's health benefits program in an amount equal to the costs of medical benefits paid for permanent full-time city employees and their eligible dependents and to make certain nonsubstantive changes?

PROPOSITION NO. 4**Transfer of Appropriations**

Shall Chapter XI, Section 4 of the Charter of the City of Dallas be amended to allow the city council, by a two-thirds vote of all of its members, to transfer an unencumbered balance of an appropriation among departments, divisions, and purposes without the city manager's written recommendation; to require the city manager to provide information on the fiscal impact of each transfer; and to make certain nonsubstantive changes?

PROPOSITION NO. 5**Effective Date of Boundary Changes**

Shall Chapter I, Section 3 of the Charter of the City of Dallas be amended to make a boundary change due to annexation effective immediately upon its adoption by the city council instead of 30 days after publication of the boundary change?

PROPOSITION NO. 6**Police and Fire Department Gender References**

Shall Chapter II, Section 1; Chapter XII, Sections 1 through 8; Chapter XIII, Sections 1 through 9; and Chapter XVII, Section 6 of the Charter of the City of Dallas be amended to eliminate gender-based references to sworn personnel of the police department and the fire department of the city and to make certain nonsubstantive changes?

PROPOSITION NO. 7**Dates of Council Election and Inauguration**

Shall Chapter III, Section 1 and Chapter IV, Section 3 of the Charter of the City of Dallas be amended to allow the general election to be held on the first authorized election date after February 1 of each odd-numbered year instead of on the first authorized election date after March 31 of each odd-numbered year; and to provide that city council members will take office on the first Monday following the 30th calendar day after the general election instead of on the first Monday of the month next succeeding the general election?

PROPOSITION NO. 8**Civil Service**

Shall Chapter XVI, Sections 2 and 9 of the Charter of the City of Dallas be amended to designate the secretary of the civil service board as the director of the civil service department, with a two-year term; to authorize the secretary/director, instead of the board, to hire assistants and employees of the civil service department; to eliminate an obsolete reference to the transit system from the list of city departments exempted from civil service; and to make certain nonsubstantive changes?

PROPOSITION NO. 9**Public Improvements and Assessments**

Shall Chapter XX, Sections 1, 2, 7, and 8 of the Charter of the City of Dallas be amended to correct the title of the person charged with providing notice of public improvements and assessments in the tax statements of the affected property; to update references to state law provisions relating to public improvements and assessments; and to make certain nonsubstantive changes?

PROPOSITION NO. 10**Discharge of Assistant City Attorneys**

Shall Chapter VII, Section 2 of the Charter of the City of Dallas be amended to allow the city attorney to discharge assistant city attorneys without city council approval and to make certain nonsubstantive changes?

PROPOSITION NO. 11**Board of Adjustment**

Shall Chapter XV, Section 7 of the Charter of the City of Dallas be amended to increase from four to six the number of alternate members to the board of adjustment; to provide that all cases are heard by the minimum number of board members required by state law; and to make certain nonsubstantive changes?

PROPOSITION NO. 12**Omitted Property and Redemption Period**

Shall Chapter XIX, Sections 3 and 12 of the Charter of the City of Dallas be amended to provide that taxes on property that has been omitted from the tax appraisal rolls for the city will be assessed and collected in accordance with state law; to make the redemption period for tax foreclosed property consistent with state law; and to make certain nonsubstantive changes?

PROPOSITION NO. 13**Official City Newspaper**

Shall Chapter XXIV, Section 11 of the Charter of the City of Dallas be amended to eliminate the requirement that the official city newspaper be selected annually and to provide that the frequency of selection and other requirements for the official city newspaper would be established by city council ordinance?

PROPOSITION NO. 14

Shall Chapter 40A of the Dallas City Code, known as the employees' retirement fund of the City of Dallas, be amended in accordance with Ordinance No. 23051, without increasing funding from current contribution percentages, to provide for the selection, qualification, and terms of the members of the board of trustees of the employees' retirement fund, including the election of two board members by a majority vote of fund members; to allow employee contributions to the fund to be made on a pre-tax basis if authorized by law; to authorize the board to adjust actuarial assumptions without amending Chapter 40A; to restrict the application of the 1,000 hour rule governing eligibility to retire to part-time employees; to clarify when a retirement pension is "normal" or "early"; to actuarially reduce the joint-and-one-half survivor option; to reduce to three percent the maximum automatic annual cost-of-living adjustment to the base pension; and to make certain nonsubstantive changes?

It appears that the following number of votes were cast respectively YES and NO on Proposition Nos. 1 through 14:

PROPOSITION NO. 1

YES	16,472
NO	21,134

PROPOSITION NO. 2

YES	14,782
NO	15,957

PROPOSITION NO. 3

YES	14,250
NO	22,882

PROPOSITION NO. 4

YES	11,740
NO	21,315

PROPOSITION NO. 5

YES	17,337
NO	17,698

PROPOSITION NO. 6

YES	22,028
NO	11,453

PROPOSITION NO. 7

YES	24,866
NO	9,645

PROPOSITION NO. 8

YES	21,030
NO	11,043

PROPOSITION NO. 9

YES	25,323
NO	8,790

PROPOSITION NO. 10

YES	18,639
NO	14,850

PROPOSITION NO. 11

YES	25,399
NO	9,346

PROPOSITION NO. 12

YES	23,972
NO	8,759

PROPOSITION NO. 13

YES	21,820
NO	12,755

PROPOSITION NO. 14

YES	16,111
NO	18,450

From this tabulation it appears that Proposition Nos. 6, 7, 8, 9, 10, 11, 12, and 13 were approved and Proposition Nos. 1, 2, 3, 4, 5, and 14 were defeated by the qualified voters of the city of Dallas participating in the election.

On the basis of the statement of the returns of the election, it appears that candidates received the following number of votes:

For Member of Council, Place 1:

Steve Salazar	863
Frances Rizo	738
Tom Wesson	102

For Member of Council, Place 2:

John Loza	769
Brenda Reyes	573

For Member of Council, Place 3:

Robert (Bob) Stimson	1,879
Craig Murphy	1,197
Luis Daniel Sepulveda	209
Marvin Davis	122

For Member of Council, Place 4:

Larry Duncan	1,459
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For Member of Council, Place 5:

Don Hicks	1,455
Chester Lee Owens	450

For Member of Council, Place 6:

Barbara Mallory Caraway	1,505
Taylor Brannon	413

For Member of Council, Place 7:

Charlotte Mayes	2,426
Sharon M. Middlebrooks	1,521

For Member of Council, Place 8:

Al Lipscomb	913
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For Member of Council, Place 9:

Mary Poss	3,314
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For Member of Council, Place 10:

Alan Walne	1,930
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For Member of Council, Place 11:

Lois Finkelman	2,329
Tim McNamara	1,382
Paul N. Fielding	41

For Member of Council, Place 12:

Sandy Greyson	3,279
Alan Merritt	1,701
Mark Wilkinson	254

For Member of Council, Place 13:

Donna Blumer	3,509
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For Member of Council, Place 14:

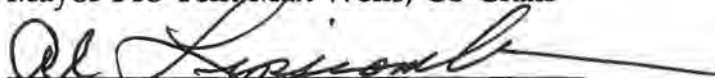
Veletta Lill	1,540
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It appears that Steve Salazar, candidate for Place 1; John Loza, candidate for Place 2; Bob Stimson, candidate for Place 3; Larry Duncan, Candidate for Place 4; Don Hicks, candidate for Place 5; Barbara Mallory Caraway, candidate for Place 6; Charlotte Mayes, candidate for Place 7; Al Lipscomb, candidate for Place 8; Mary Poss,

candidate for Place 9; Alan Walne, candidate for Place 10; Lois Finkelman, candidate for Place 11; Sandy Greyson, candidate for Place 12; Donna Blumer, candidate for Place 13; and Veletta Lill, candidate for Place 14, received a majority of the votes cast at the election in their respective places.



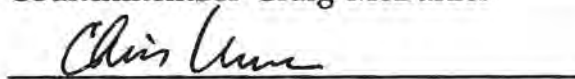
Mayor Pro Tem Max Wells, Co-Chair



Councilmember Al Lipscomb, Co-Chair



Councilmember Craig McDaniel



Councilmember Chris Luna

CANVASSING COMMITTEE OF THE CITY
COUNCIL OF THE CITY OF DALLAS

REPORT OF THE CANVASSING COMMITTEE

THE COMMITTEE APPOINTED TO CANVASS THE RETURNS OF SATURDAY'S ELECTION -- DEPUTY MAYOR PRO TEM MAX WELLS, COUNCILMEMBER LIPSCOMB, COUNCILMEMBER MCDANIEL, AND COUNCILMEMBER LUNA -- MAKE THE FOLLOWING REPORT TO THE FULL COUNCIL.

EACH OF YOU HAS A COPY OF THE REPORT:

IN THE CHARTER AMENDMENT ELECTION:

ON THE BASIS OF THE STATEMENT OF THE RETURNS OF THE ELECTION WE FIND THAT THE FOLLOWING CHARTER AMENDMENTS RECEIVED SUFFICIENT VOTES TO BE APPROVED BY THE QUALIFIED VOTERS OF THE CITY PARTICIPATING IN THE ELECTION:

PROPOSITION 6 POLICE AND FIRE DEPARTMENT GENDER REFERENCES

PROPOSITION 7 DATES OF COUNCIL ELECTION AND INAUGURATION

PROPOSITION 8 CIVIL SERVICE

PROPOSITION 9 PUBLIC IMPROVEMENTS AND ASSESSMENTS

PROPOSITION 10 DISCHARGE OF CITY ATTORNEYS

PROPOSITION 11 BOARD OF ADJUSTMENT

PROPOSITION 12 OMITTED PROPERTY AND REDEMPTION PERIOD

AND

PROPOSITION 13 OFFICIAL CITY NEWSPAPER

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REPORT OF THE CANVASSING COMMITTEE

IN THE CITY GENERAL ELECTION CALLED TO ELECT 14 MEMBERS TO THE CITY COUNCIL FOR THE TERM BEGINNING JUNE 2, 1997:

ON THE BASIS OF THE STATEMENT OF THE RETURNS OF THE ELECTION WE FIND THAT THE FOLLOWING CANDIDATES RECEIVED THE MAJORITY OF THE VOTES CAST BY THE QUALIFIED VOTERS OF THE CITY AND OF THE INDIVIDUAL CITY COUNCIL DISTRICTS PARTICIPATING IN THE ELECTION:

FOR CITY COUNCIL PLACE 1	STEVE SALAZAR	WAS ELECTED
FOR CITY COUNCIL PLACE 2	JOHN LOZA	WAS ELECTED
FOR CITY COUNCIL PLACE 3	BOB STIMSON	WAS ELECTED
FOR CITY COUNCIL PLACE 4	LARRY DUNCAN	WAS ELECTED
FOR CITY COUNCIL PLACE 5	DON HICKS	WAS ELECTED
FOR CITY COUNCIL PLACE 6	BARBARA MALLORY CARAWAY	WAS ELECTED
FOR CITY COUNCIL PLACE 7	CHARLOTTE MAYES	WAS ELECTED
FOR CITY COUNCIL PLACE 8	AL LIPSCOMB	WAS ELECTED
FOR CITY COUNCIL PLACE 9	MARY POSS	WAS ELECTED
FOR CITY COUNCIL PLACE 10	ALAN WALNE	WAS ELECTED
FOR CITY COUNCIL PLACE 11	LOIS FINKELMAN	WAS ELECTED

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REPORT OF THE CANVASSING COMMITTEE

FOR CITY COUNCIL PLACE 12	SANDY GREYSON	WAS ELECTED
FOR CITY COUNCIL PLACE 13	DONNA BLUMER	WAS ELECTED
FOR CITY COUNCIL PLACE 14	VELETTA LILL	WAS ELECTED

WE RECOMMEND THAT THE CITY COUNCIL ADOPT THE RESOLUTION ACCEPTING OUR REPORT.