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CITY SECRETARY  
DALLAS, TEXAS



CITY OF DALLAS

LANDMARK COMMISSION  
MONDAY, JUNE 7, 2010

AGENDA

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BRIEFINGS:	Dallas City Hall 1500 Marilla St., Room 5/E/S	12:00 p.m.
PUBLIC HEARING:	Dallas City Hall 1500 Marilla St., Council Chambers – 6 <sup>th</sup> floor	1:00 p.m.

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Theresa O'Donnell, Director  
Jim Anderson, Sr. Planner Historic Preservation  
Mark Doty, Sr. Planner Historic Preservation  
Carolyn Horner, Sr. Planner Historic Preservation

**BRIEFING ITEMS**

\* The Landmark Commission may be briefed on any item on the agenda if it becomes necessary.

1. Briefing on the May 26, 2010 City Council Public Hearing on DCA089-002, Code Amendment Allowing Demolition of Structures in Historic Districts Pursuant to a Court Order, by Tammy Palomino, Assistant City Attorney
2. Overview of Cemetery Regulations, by Tammy Palomino, Assistant City Attorney

**CONSENT ITEMS**

**1. 5716 JUNIUS STREET**

Junius Heights  
CE090-005(MD)  
Mark Doty

**Request:** A Certificate of Eligibility (CE) for a tax exemption on 100 percent of land and improvements for a period of ten years and approval of \$1,970.35 in expenditures spent on rehabilitation within the three years prior to the CE approval.

**Applicant:** Miguel A and Amy Rozotto

**Application Filed:** 5/6/2010

**Staff Recommendations:** Approval of the Certificate of Eligibility and approval of \$1,970.35 in expenditures spent on rehabilitation prior to the issuance of the Certificate of Eligibility.

**Task Force Recommendations:** None

**2. 3500 S FITZHUGH AVENUE**

Fair Park  
CA090-319(MD)  
Mark Doty

**Request:** Midway subdistrict - Replacement of existing shade structures along midway and addition of new central shade structure and two matching linear shade structures.

**Applicant:** Robert Croysdale

**Application Filed:** May 6, 2010

**Staff Recommendations:** Midway subdistrict - Replacement of

existing shade structures along midway and addition of new central shade structure and two matching linear shade structures. – Approve - Approve drawings as submitted with the finding that the proposed work meets the standards in City Code Section 51A-4.501(g)(6)(C)(ii).

**Task Force Recommendations:** Midway subdistrict - Replacement of existing shade structures along midway and addition of new central shade structure and two matching linear shade structures. – Approve - No exceptions. Hilbun - recused.

### 3. 701 DUMONT STREET

Junius Heights  
CA090-318(JA)  
Jim Anderson

**Request:**

- 1) Replace front doors.
- 2) Add new garage.
- 3) New landscaping.
- 4) Build wood deck in rear.
- 5) Move existing fence to side of driveway.

**Applicant:** Barry Reynolds

**Application Filed:** April 27, 2010

**Staff Recommendations:**

- 1) Replace front doors. – Approve - The new front doors are typical to the architectural style of the district with the finding that it is consistent with Ordinance #26331 Section 5.2 and City Code Section 51A-4.501(g)(6)(C)(i).
- 2) Add new garage. – Approve – The new garage is compatible with the main building with the finding that it is consistent with Ordinance #26331 Section 9.1, 9.2, 9.3 and 9.4. and City Code Section 51A-4.501(g)(6)(C)(i). Suggest removing attic and suggest using carriage style door.
- 3) New landscaping. – Approve - The landscape design is appropriate with the finding that it is consistent with Ordinance #26331 Section 3.5(b). and City Code Section 51A-4.501(g)(6)(C)(i).
- 4) Build wood deck in rear. – Approve - The new deck in the rear yard is compatible with the main building with the finding that it is consistent City Code Section 51A-4.501(g)(6)(C)(i).
- 5) Move existing fence to side of driveway. Approve - The new fence location is appropriate with the finding that it is consistent with Ordinance #26331 Section 3.6(a)(2) and City Code Section 51A-4.501(g)(6)(C)(i).

**Task Force Recommendations:**

- 1) Replace front doors. – Approval of front doors as shown as per 5.2
- 2) Add new garage. – Approval of new garage as per 9.1, 9.2, 9.3 and 9.4. The garage is acceptable without the attic vent. Task force requires a carriage door in appearance.
- 3) New landscaping. – Approval of landscaping as per 3.5(b)
- 4) Build wood deck in rear. – Approval of the deck, as submitted, in the unprotected back yard.
- 5) Move existing fence to side of driveway. Approval of moving the existing wood fence to align with the driveway as shown in plans as per 3.6(a)(2) and 3.6(b)(1)

**4. 4403 WORTH STREET**

Peak's Suburban  
CA090-315(MF)  
Carolyn Horner

**Request:** Remove existing one-story rear addition and porch and add a new two story addition on the rear facade.

**Applicant:** Don Yarbrough

**Application Filed:** April 30, 2010

**Staff Recommendations:** Remove existing one-story rear addition and porch and add a new two story addition on the rear facade. – Approve - With the finding that the proposed work is consistent with the criteria for non-protected facades in the preservation criteria Section 3.3. Approve the new addition as submitted with the finding that the proposed work is consistent with the preservation criteria Section 4.2 and 4.7. and the proposed work meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).

**Task Force Recommendations:** Remove existing one-story rear addition and porch and add a new two story addition on the rear facade. – Approve -

**5. 2509 THOMAS AVENUE**

State Thomas  
CA090-325(JA)  
Jim Anderson

**Request:**

1) Remove rear facing window.

2) Alter the rear elevation roof.

**Applicant:** Daron Tapscott

**Application Filed:** May 6, 2010

**Staff Recommendations:**

1) Remove rear facing window. – Approve - The removal of the rear window is consistent with City Code Section 51A-4.501(g)(6)(C)(i).

2) Alter the rear elevation roof. – Approve - The proposed roof alteration is typical of the district with the finding that it is consistent with Ordinance #19084, Section 6 (h)(2)(A) and Section 8(a)(15) and City Code Section 51A-4.501(g)(6)(C)(i).

**Task Force Recommendations:**

1) Remove rear facing window. - Approval of window removal from rear as submitted.

2) Alter the rear elevation roof. Approval of the altered roof form as submitted.

**6. 2613 THOMAS AVENUE**

State Thomas  
CA090-323(JA)  
Jim Anderson

**Request:** New detached sign.

**Applicant:** Earl Hoppenrath

**Application Filed:** May 5, 2010

**Staff Recommendations:** New detached sign. – Approve - The proposed sign is typical of the district with the finding that it is consistent with Ordinance #19084, Section 6(2)(h)(A) and City Code Section 51A-4.501(g)(6)(C)(i).

**Task Force Recommendations:** New detached sign. - Approve intown properties sign as presented to meet all Dallas sign codes.

**7. 5714 SWISS AVENUE**

Swiss Avenunue  
CA090-317(JA)  
Jim Anderson

**Request:** Screen in existing side porch.

**Applicant:** Thomas Bonifield

**Application Filed:** April 26, 2010

**Staff Recommendations:** Screen in existing side porch. – Approve with conditions - Side porches may be enclosed with glass or screen.

The screens are typical of the style and period of the building and are consistent with City Code Section 51A-4.501(g)(6)(C)(i). Conditions: Set wood frame at back face of column at front and sides and use screen that has a matte/dark finish.

**Task Force Recommendations:** Screen in existing side porch. – Approve with conditions - Set wood frame at back face of column at front and sides. Bronze screen preferred as matte/dark finish.

**8. 5728 SWISS AVENUE**

Swiss Avenue  
CA090-322(JA)  
Jim Anderson

**Request:**

- 1) Add one new window at rear corner.
- 2) Replace existing windows and door at rear corner.

**Applicant:** Catherine Richards

**Application Filed:** May 6, 2010

**Staff Recommendations:**

1) Add one new window at rear corner. – Approve - There is evidence in the brick patterns that a window existing in this location. This work is consistent with Ordinance No.18563 Section (16)(F)(iii) and City Code Section 51A-4.501(g)(6)(C)(i).

2) Replace existing windows and door at rear corner. – Approve with conditions - The replacement windows must be wood windows that match the original windows on the side facade and must be typical of the style and period of the building with the finding that these windows are consistent with Ordinance No.18563, door and window changes on the rear facade are consistent with Section (16)(F)(iii) and City Code Section 51A-4.501(g)(6)(C)(i). The existing wood one-over-one windows may be repaired. New windows may have double glass.

**Task Force Recommendations:**

- 1) Add one new window at rear corner. – Approve
- 2) Replace existing windows and door at rear corner. - Approve

**9. 5816 SWISS AVENUE**

Swiss Avenue  
CA090-316(JA)  
Jim Anderson

**Request:**

- 1) New landscape plan: remove and replace plants.
- 2) Remove existing concrete and replace with flagstone.

**Applicant:** Allan Moore

**Application Filed:** April 23, 2010

**Staff Recommendations:**

1) New landscape plan: remove and replace plants. – Approve with conditions - Plant material and cultivar height may not exceed 2 feet above finished floor, with the finding that the proposed work is consistent with Ordinance No.18563, Section 6(b)(2). The landscaping is also consistent with Ordinance 18653, Section 14(b)(1) and (4) and City Code Section 51A-4.501(g)(6)(C)(i).

2) Remove existing concrete and replace with flagstone. – Approve - The stone paving is appropriate and consistent with Ordinance 18653, Section 14(b)(7) and City Code Section 51A-4.501(g)(6)(C)(i).

**Task Force Recommendations:**

- 1) New landscape plan: remove and replace plants. – Approve with conditions - Plan approved - plant material and cultivar height not to

exceed 2 feet above finish floor, +/- 4 feet in height.

2) Remove existing concrete and replace with flagstone. – Approve with conditions - Flagstone to be flush with grade at area shown per plan only. Split vote 7 yes, 1 dissenting vote, regarding the flagstone.

**10. 222 N EDGEFIELD AVENUE**

Winnetka Heights  
CA090-313(MF)  
Carolyn Horner

**Request:**

- 1) New full width front porch
- 2) Move existing steps to align with the front door.
- 3) Build walkway 42 inches wide from front door to public sidewalk with waterfall steps to match existing slope of lawn.
- 4) Add new 3'-0" x 3'-0" window in attic - 3rd floor.

**Applicant:** Cynthia Oliver

**Application Filed:** May 6, 2010

**Staff Recommendations:**

1) New full width front porch – Approve with conditions - Add a bannister, railing and base on the left side of the front porch. The proposed work is consistent with the criteria for porches in the preservation criteria Section 9(a)(11)(E), and it meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).

2) Move existing steps to align with the front door. – Approve - The proposed work is consistent with preservation criteria Section 9(a)(11)(E) and it meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).

3) Build walkway 42 inches wide from front door to public sidewalk with waterfall steps to match existing slope of lawn. – Approve - The front walkway meets the standards in City Code Section 51A-4.501(g)(6)(C)(i), alignment with the front entrance is historically accurate, and will not adversely affect the historic character of the property or the integrity of the historic overlay district.

4) Add new 3'-0" x 3'-0" window in attic - 3rd floor. – Approve - The proposed work is consistent with the criteria for window style in the preservation criteria Section 9(a)(17)(F)(iv), and it meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).

**Task Force Recommendations:**

1) New full width front porch – Approve with conditions - 1. Resubmit front elevations to accurately reflect field conditions to City Staff. 2. Also provide detail of front pillars - ie cross section through pillar and elevation of pillar. 3. Task force is OK with the front door remaining in the current location, but front porch railing will need to be shortened to allow unobstructed view of front door.

2) Move existing steps to align with the front door. – Approve –

3) Build walkway 42 inches wide from front door to public sidewalk with waterfall steps to match existing slope of lawn. – Approve with conditions - Resubmit walkway on the plat to align with the front door and specify width of walkway on the drawing - 42 inches is acceptable to the Task Force.

4) Add new 3'-0" x 3'-0" window in attic - 3rd floor. - Approve

**11. 407 N MONTCLAIR AVENUE**

Winnetka Heights  
CA090-321(MF)  
Carolyn Horner

**Request:** Scrape and paint: Body color (wood siding) - Olive Grove SW 7734; Trim color - Artisan Tan SW 7540; Accent color (window sashes and door color) - Rustic Red SW 7593.

**Applicant:**

**Application Filed:**

**Staff Recommendations:** Scrape and paint: Body color (wood siding) - Olive Grove SW 7734; Trim color - Artisan Tan SW 7540; Accent color (window sashes and door color) - Rustic Red SW 7593; - Approve - The proposed work is consistent for paint colors in the preservation criteria Section 9(a)(8)(C) and it meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).

**Task Force Recommendations:** Scrape and paint: Body color (wood siding) - Olive Grove SW 7734; Trim color - Artisan Tan SW 7540; Accent color (window sashes and door color) - Rustic Red SW 7593; - Approve -

**12. 115 S ROSEMONT AVENUE**

Winnetka Heights  
CA090-327(MF)  
Carolyn Horner

**Request:**

- 1) New screened porch at 2nd floor over existing one-story addition.
- 2) Raise and reconfigure existing rear roof/ eave to level of adjacent eaves.
- 3) Remove non-code compliant rear door and stairs at 2nd floor. Install original windows that were in storage.
- 4) Replace siding & trim at west (rear) elevation. Paint to match the existing approved colors.

**Applicant:** Danielle Langston

**Application Filed:** May 6, 2010

**Staff Recommendations:**

- 1) New screened porch at 2nd floor over existing one-story addition. - Approve - The proposed work is consistent with the criteria for additions in the preservation criteria Section 9(a)(2), and it meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).
- 2) Raise and reconfigure existing rear roof/ eave to level of adjacent eaves. - Approve - The proposed eave height is consistent with the preservation criteria for eaves 9(a)(14)(A) and it meets the standards in the code, Section 51A-4.501(g)(6)(C)(i).
- 3) Remove non-code compliant rear door and stairs at 2nd floor. Install original windows that were in storage. - Approve -
- 4) Replace siding & trim at west (rear) elevation. Paint to match the existing approved colors. - Approve -

**Task Force Recommendations:**

- 1) New screened porch at 2nd floor over existing one-story addition. - Approve -
- 2) Raise and reconfigure existing rear roof/ eave to level of adjacent eaves. - Approve -
- 3) Remove non-code compliant rear door and stairs at 2nd floor. Install original windows that were in storage. - Approve - The proposed work is consistent with the criteria for style of windows in the preservation criteria Section 9(a)(17)(F)(iii)&(iv), and it meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).

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4) Replace siding & trim at west (rear) elevation. Paint to match the existing approved colors. – Approve - The proposed work is consistent with the criteria for facade materials (shingles are not a primary facade material - installed on panels below the screens on the 2nd floor porch), in the preservation criteria Section 9(a)(10)(C), and it meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).

**13. 221 N WINDOMERE AVENUE**

Winnetka Heights  
CA090-329(MF)  
Carolyn Horner

**Request:**

- 1) New second floor addition at rear.
- 2) New Pergola on first floor.

**Applicant:** Rene Gracia

**Application Filed:** May 6, 2010

**Staff Recommendations:**

1) New second floor addition at rear. – Approve - The proposed work is consistent with the criteria for additions in the preservation criteria Section 9(a)(2), and it meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).

2) New Pergola on first floor. – Approve - The new pergola is consistent with the criteria for architectural detail in the preservation criteria Section 9(a)(3), and it meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).

**Task Force Recommendations:**

- 1) New second floor addition at rear. – Approve
- 2) New Pergola on first floor. - Approve

**14. 225 S WINDOMERE AVENUE**

Winnetka Heights  
CA090-324(MF)  
Carolyn Horner

**Request:** Replace rotten wood on skirt of the house with two laps of 8" smooth hardiplank at the ground course.

**Applicant:** Russ Aikman

**Application Filed:** May 6, 2010

**Staff Recommendations:** Replace rotten wood on skirt of the house with two laps of 8" smooth hardiplank at the ground course. – Approve with conditions - Smooth Hardiboard on the skirt not to exceed 10 inches from ground course with the findings that although the proposed work does not strictly comply with the preservation criteria under City Code Section 51A-4.50a(g)(6)(B), the proposed work is historically accurate, consistent with the spirit and intent of the preservation criteria and it will not adversely affect the historic character of the property or the integrity of the historic overlay district.

**Task Force Recommendations:** Replace rotten wood on skirt of the house with two laps of 8" smooth hardiplank at the ground course. - Approve

**15. 222 N WINNETKA AVENUE**

Winnetka Heights  
CA090-326(MF)  
Carolyn Horner

**Request:**

- 1) Paint house with Palette #1: Body- Sheraton Sage SW 0014; Trim- Roycroft Vellum SW 2833; Accent- Roycroft Copper Red SW 2839.\
- 2) Paint house with Palette #2: Body-Needlepoint Navy SW0032; Trim- Classic Light Buff SW0050; Accent-Rookwood Red SW2802.

**Applicant:** Jennifer Conrad

**Application Filed:** May 6, 2010

**Staff Recommendations:** 1) Paint house with Palette #1: Body- Sheraton Sage SW 0014; Trim- Roycroft Vellum SW 2833; Accent- Roycroft Copper Red SW 2839. – Approve - The proposed work is consistent with the preservation criteria Section 9(a)(8)(C), and it meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).

2) Paint house with Palette #2: Body-Needlepoint Navy SW0032; Trim- Classic Light Buff SW0050; Accent-Rookwood Red SW2802. – Approve - The proposed work is consistent with the preservation criteria Section 9(a)(8)(C), and it meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).

**Task Force Recommendations:**

1) Paint house with Palette #1: Body- Sheraton Sage SW 0014; Trim- Roycroft Vellum SW 2833; Accent- Roycroft Copper Red SW 2839. – Approve

2) Paint house with Palette #2: Body-Needlepoint Navy SW0032; Trim- Classic Light Buff SW0050; Accent-Rookwood Red SW2802. – Approve

**COURTESY REVIEWS**

**1. 3500 S FITZHUGH AVENUE**

Fair Park  
CR090-001(MD)  
Mark Doty

**Request:** Courtesy Review - Fair Park Interpretive Program - restoration of historic signage, building identification and interpretive signage.

**Applicant:** Quimby/McCoy Preservation Architecture LLP

**Application Filed:** May 6, 2010

**Staff Recommendations:** Courtesy Review - Fair Park Interpretive Program - restoration of historic signage, building identification and interpretive signage. - Support conceptually with the comments that signage at base of Esplanade view corridor and Hall of State is studied further in regards to size and location and with the condition that the final plans, elevations, and details must be submitted for Landmark Commission approval.

**Task Force Recommendations:** Courtesy Review - Fair Park Interpretive Program - restoration of historic signage, building identification and interpretive signage. - Task Force supports the installation of interpretive signage.

Comments: 1) Keep signage simple and consistent to avoid competing with park elements. 2) Account for maintenance and replacement of panels. 3) At Parry St. end of Esplanade, keep sign out of view corridor. 4) Sign at Hall of State - look at sites away from light bases.

**DISCUSSION ITEMS**

**1. 2535 PARK ROW**  
South Blvd./Park Row  
CA090-320(MD)  
Mark Doty

**Request:** Replace existing wood window sashes with new vinyl window sashes.

**Applicant:** Lillian Jordan

**Application Filed:** May 6, 2010

**Staff Recommendations:** Replace existing wood window sashes with new vinyl window sashes. – Approve with conditions - Approve replacement of existing wood window sashes with vinyl window sashes with the finding that the preservation criteria does not regulate window materials and that although the proposed work does not strictly comply with the preservation criteria that requires three or more lights, the windows on this structure are historically one over one and thus the proposed work is historically accurate, consistent with the spirit and intent of the preservation criteria, and the proposed work will not have adversely affect the historic character of the property or the integrity of the historic overlay district. Conditions: Only the existing window sashes, parting stop, and pulley wheels may be removed. The rest of the historic jamb and frame components must remain intact, the historic window sashes and glass must be salvaged, and any historic screens that are removed must be stored for future reuse on site.

**Task Force Recommendations:** Replace existing wood window sashes with new vinyl window sashes. The Task Force did not have a quorum, comments only. The Task Force members are in support of replacement of wood windows with new vinyl sashes.

**2. 101 N CLINTON AVENUE**  
Winnetka Heights  
CA090-302(MF)  
Carolyn Horner

**Request:**

- 1) Pour a new driveway in rear yard from the alley to the existing garage. Work completed.
- 2) Pour a 3 foot x 6 foot brushed finished concrete pad for trash and recycle bins. Work Completed.
- 3) Remove old driveway gate and replace with fence. Work Completed.
- 4) Move garage doors from side of garage to rear. Work Underway.
- 5) Remove old driveway from side street. Work Completed.
- 6) Remove damaged siding on garage and replace with new novelty siding.

**Applicant:** Nancy Scott

**Application Filed:** April 26, 2010

**Staff Recommendations:**

- 1) Pour a new driveway in rear yard from the alley to the existing garage. Work completed. – Approve - The proposed work is consistent with the criteria for driveways (brushed finished concrete) in the preservation criteria Section 2.3, and it meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).
- 2) Pour a 3 foot x 6 foot brushed finished concrete pad for trash and recycle bins. Work Completed. – Approve - The proposed work meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).

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- 3) Remove old driveway gate and replace with fence. Work Completed. – Approve with conditions - The proposed work is consistent with the criteria for fences in the Ordinance No.18369 Section 9(b)(2), and it meets the standards in City Code Section 51A-4.501(g)(6)(C)(i). The gate as installed is shorter than the existing fence. The replacement fence must match the existing fence.
- 4) Move garage doors from side of garage to rear. Work Underway. – Approve - The proposed work is consistent with the criteria for accessory structures in the Ordinance No.18369 Section 9(a)(1), and it meets the standards in City Code Section 51A-4.501(g)(6)(C)(i).
- 5) Remove old driveway from side street. Work Completed. – Approve - The proposed work is consistent with City Code Section 51A-4.501(g)(6)(C)(i).
- 6) Remove damaged siding on garage and replace with new novelty siding. – Deny without prejudice - The garage has been substantially dismantled and rebuilt without review and approval from the Landmark Commission. This work is not consistent with City Code Section 51A-4.501(g)(6)(C)(i).

**Task Force Recommendations:**

- 1) Pour a new driveway in rear yard from the alley to the existing garage. Work completed. – Approve - Existing driveway in side yard has been removed and alterations to existing garage (new garage door) requires a Certificate of Appropriateness. Both existing side yard fence repair and adding a gate from alley require a Certificate of Appropriateness.
- 2) Pour a 3 foot x 6 foot brushed finished concrete pad for trash and recycle bins. Work Completed. – Approve -
- 3) Remove old driveway gate and replace with fence. Work Completed.  
-
- 4) Move garage doors from side of garage to rear. Work Underway.
- 5) Remove old driveway from side street. Work Completed.
- 6) Remove damaged siding on garage and replace with new novelty siding.

**3. 33 HAYMARKET ROAD**  
Haymarket Cemetery  
Initiation

Consider Initiation of Historic Designation of Haymarket Cemetery, 33 Haymarket Road.

**OTHER BUSINESS ITEMS**

- 1) Consider appointing a Landmark Commissioner as the Landmark Commission's representative at the City Council Housing Committee meeting on June 7, 2010 regarding the Proposed Historic Demolition Ordinance.
- 2) May 3, 2010 Minutes.
- 3) Brief on 707 Huntley Appeal.
- 4) Appointments to the Wheatley Place/Tenth Street Task Force. *A list of the appointments is available in the Sustainable Development and Construction Department, Historic Preservation.*

5) The Landmark Commission Designation Committee is scheduled to meet on Wednesday, June 16, 2010, 5:45 p.m., Dallas City Hall, 1500 Marilla Street, Room 5/D/N

Note: The official Designation Committee Agenda will be posted in the City Secretary's Office and City Website at [www.ci.dallas.tx.us/cso/boardcal.shtml](http://www.ci.dallas.tx.us/cso/boardcal.shtml). Please review the official agenda for location and time change.

## **ADJOURNMENT**

## **EXECUTIVE SESSION NOTICE**

*The Commission may hold a closed executive session concerning one or more of the following topics:*

- a. *seeking the advice of its attorney about pending or contemplated litigation, settlement offers, or any matter in which the duty of the commission's attorney to his client under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act; [Texas Government Code §551.071]*
- b. *deliberating the purchase, exchange, lease, or value of real property if deliberation in open meeting would have a detrimental effect on the position of the city in negotiations with a third person; [Texas Government Code §551.072]*
- c. *deliberating a negotiated contract for a prospective gift or donation to the city if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person; [Texas Government Code §551.073]*
- d. *deliberating the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, or to the hear a complaint or charge against an officer or employee unless the officer or employee who is the subject of the deliberation requests a public hearing; or [Texas Government Code §551.074]*
- e. *deliberating the deployment, or specific occasions for implementation, of security personnel or devices. [Texas Government Code §551.076]*
- f. *Discussing or deliberating commercial or financial information that the city has received from a business prospect that the city seeks to have locate, stay, or expand in or near the city and with which the city is conducting economic development negotiations; or deliberating the offer of a financial or other incentive to a business prospect. [Texas Government Code §551.086]*