



CITY COUNCIL PRE-MEETING – COUNCIL CONFERENCE ROOM
757 NORTH GALLOWAY AVENUE
6:15 P.M. – JUNE 4, 2012

Discuss the items on the Regular Agenda and receive briefing regarding Program Year 2012 Community Development Block Grant applications and budget requests.

EXECUTIVE SESSION – 6:15 P.M.
757 NORTH GALLOWAY – CITY COUNCIL CONFERENCE ROOM

- (1) PENDING AND CONTEMPLATED LITIGATION (See Notice of Executive Session – Litigation for Listing of Subjects.)
- (2) PURCHASE, EXCHANGE, LEASE OR VALUE OF PUBLIC PROPERTY (See Notice of Executive Session – Real Property for Listing of Subjects.)
- (3) APPOINTMENT AND EVALUATION OF PUBLIC OFFICIALS (See Notice of Executive Session – Personnel Matters for Listing of Subjects.)
- (4) COMMERCIAL OR FINANCIAL INFORMATION REGARDING A BUSINESS PROSPECT OR PROJECT (See Notice of Executive Session – Economic Development for Subjects.)

REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBER
7:00 P.M.

INVOCATION

(W.R. Willis, Pastor, Calvary Temple Community Church, Mesquite, Texas.)

PLEDGE OF ALLEGIANCE

(Collin Grigsby and Chioma Udenkwo, volunteers for the Summer Reading Club at the Mesquite Public Library.)

SPECIAL ANNOUNCEMENTS

(This time is reserved for special announcements and recognition of individuals or groups.)

CITIZENS FORUM

(At this time a number of citizens not to exceed ten (10) shall be allowed to speak on any matter other than personnel matters, matters under litigation or matters concerning the purchase, exchange, lease or value of real property for a length of time not to exceed three (3) minutes on a first-come, first-served basis. No Council action or discussion is to be taken until such matter is placed on the Agenda and posted in accordance with law.)

PRESENTATION OF CERTIFICATES

1. Presentation of Certificates of Election to Councilmembers Stan Pickett, Place 3, and Shirley Roberts, Place 4.

CONSENT AGENDA

(All items on the Consent Agenda are routine items and may be approved with one motion; however, should any member of the City Council or any individual wish to discuss any item, said item may be removed from the Consent Agenda by motion of the City Council.)

2. Minutes of the regular City Council meeting held May 21, 2012, and the Special City Council meeting held May 23, 2012.
3. An ordinance adopting Supplement No. 43 to the Code of Ordinances for the City of Mesquite.
4. Bid No. 2012-100 – Chill Water Plant Re-Commissioning.
(Authorize the City Manager to execute the required documents with Trane through The Cooperative Purchasing Network, Contract No. R5045, in the amount of \$170,932.17.)
5. Authorize the City Manager to execute an agreement with Old Town Mesquite for the provision of electric service for the public lighting in the downtown area.
6. Authorize the City Manager to execute the Second Amendment to the Solid Waste Disposal Agreement with Waste Management for the disposal of residential and commercial solid waste.
7. Approve Amendment No. 3 to the 2011-12 Police Seizure Budget in compliance with Chapter 59 of the Texas Code of Criminal Procedure in the amount of \$158,400.00.

PUBLIC HEARING

8. Conduct a public hearing and consider an ordinance for Zoning Text Amendment No. 2012-04 by adding a new Section 3-507 of the Mesquite Zoning Ordinance thereby creating regulations for establishments with coin-operated amusement devices to maintain gamerooms that are accessible during business hours and requiring establishments where such devices constitute an accessory use to actively conduct and maintain the primary use of the premises as declared on the certificate-of-occupancy.

Adjournment.

NOTICE OF EXECUTIVE SESSION

Pending or Contemplated Litigation:

Pursuant to Section 551.071 of the Texas Government Code, the City Council will meet in closed session to consider pending or contemplated litigation subjects or settlement offers. The following cases/subjects may be discussed:

1. PKG Contracting, Inc. v. City of Mesquite – Filed 10-30-03
2. Elijah Robinson v. City of Mesquite and Johnathan Yates – Filed 8-27-10
3. City of Mesquite v. Melba Horn – Filed 5-17-11
4. Paul Pecena v. Joel Martin, David Valencia, Mark Bradford and Evan Hook – Filed 8-22-11
5. Heather Marshall, Individually and as Next Friend of Sydnee Marshall v. City of Mesquite – Filed 3-6-12
6. Amalia Mercado, Individually and as Next Friend of Oscar Torres, a Minor v. the City of Mesquite – Filed 3-27-12

Real Property:

Pursuant to Section 551.072 of the Texas Government Code, the City Council will meet in closed session to consider purchase, exchange, lease or value of real property. The following subjects may be discussed:

1. Use of City-owned property on Lawson Road.

Personnel Matters:

Pursuant to Section 551.074 of the Texas Government Code, the City Council may consider the appointment, evaluation, employment, reassignment, duties, discipline or dismissal of the City Manager, City Attorney, Municipal Court Judge, City Secretary, members of the various City boards and commissions, and City officers or other employees. A complete list of the members of the City boards and commissions is on file in the City Secretary's office.

Economic Development:

Pursuant to Section 551.087 of the Texas Government Code, the City Council will meet in closed session to consider commercial or financial information regarding business prospects or projects. The following subject may be discussed:

1. Economic development incentive proposal for a business in the Skyline Trade Center.

Following discussions in executive session, the City Council will reconvene in open session where any final action regarding executive session items will be taken.

Agenda for City Council meeting

June 4, 2012

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The City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters posted on this agenda, when such executive session is authorized by Texas Government Code Section 551.071 (Consultation with Attorney), 551.072 (Deliberations regarding Real Property), 551.073 (Deliberations regarding Gifts or Donations), 551.074 (Personnel Matters), 551.076 (Deliberations regarding Security Devices or Security Audits) and 551.087 (Economic Development); Texas Tax Code Section 321.3022 (Sales Tax Information) and Texas Government Code Section 418.183(f) (Emergency Management).