



CITY COUNCIL PRE-MEETING – COUNCIL CONFERENCE ROOM
757 NORTH GALLOWAY AVENUE
1:00 P.M. – SEPTEMBER 19, 2011

Discuss the items on the Regular Agenda and receive briefing regarding the 2012 Real. Texas. Festival.

EXECUTIVE SESSION – 1:00 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.)

REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBER
3:00 P.M.

INVOCATION

(David Weber, Pastor, First United Methodist Church, Mesquite, Texas.)

PLEDGE OF ALLEGIANCE

(Recreation After School Program participants from Florence Recreation Center.)

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.)

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.)

1. Minutes of the regular City Council meeting held September 6, 2011.
2. A resolution adopting an Investment Policy.
3. A resolution authorizing the City Manager to execute Amendment No. 4 to the Interlocal Agreement with Dallas County in conjunction with the Dallas Area Household Hazardous Waste Network for fiscal year 2011-12 in an amount not to exceed \$85,780.00.
4. A resolution endorsing the 2011-12 Speed Safety Grant for the Speed Selective Traffic Enforcement Project and authorizing the City Manager to execute the necessary documents with the Texas Department of Transportation.
5. Bid No. 2012-025 – Annual Radio Maintenance Contract.
(Authorize the City Manager to execute a contract with sole source provider Motorola, Inc., in the amount of \$269,808.12.)
6. Bid No. 2012-038 – Phase I of the EMS Reporting System Upgrade.
(Authorize the Fire Chief to execute the necessary documents with sole source provider Zoll Data Systems, Inc., in the amount of \$75,350.00.)
7. Consider appointment of Dr. Jessie Doyal as the Coordinating Physician for the Mesquite Public Health Clinic for a one-year term to expire September 30, 2012.
8. Receive report regarding Conditional Use Permit No. TECA-5/6 for the sale of used merchandise at Once Upon a Child located at 3501 Towne Crossing Boulevard.
9. Receive Change Order Report from City Manager.
(CE 11-0390, Sanitary Sewer Rehabilitation and Sanitary Sewer Main and Water Main Replacement, Phases 5, 6 & 7 – \$26,425.44.)

PUBLIC HEARINGS

10. Conduct a public hearing and consider an ordinance for Application No. 1031-19-2011, submitted by Camelot Sports, for a zoning change from Commercial with the Mesquite Arena/Rodeo Entertainment (MA/RE) Overlay to Planned Development – Commercial-Gateway with the MA/RE Overlay allowing a gateway sign on an undeveloped 6.53-acre tract located at 410 Rodeo Center Boulevard.
(No opposition to the proposed amendment has been received. The Planning and Zoning Commission recommends approval of the application. This item was postponed at the April 4, 2011, May 16, 2011, and September 6, 2011, City Council meetings.)

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11. Conduct a public hearing and consider the application of Camelot Sports for a variance pursuant to Section 13-5 of the Sign Code to allow the use of an Electronic Video Screen in conjunction with a gateway sign, which may include variances to the provisions of the Sign Code relating to the height, size and design of a gateway sign.
12. Conduct a public hearing and consider an ordinance amending the Mesquite Comprehensive Plan by establishing policies for the design and location of urban multifamily neighborhood development in low-density development areas, modifying the low-density community maps to conform, and updating the regional retail and business corridor maps to designate certain areas as appropriate for Urban Multifamily Residential.
(The Planning and Zoning Commission recommends approval of the amendment.)
13. Conduct a public hearing and consider an ordinance for Application No. 1462-266-2010 for a zoning change from A-1 Multifamily to Traditional Neighborhood Mixed Residential on two undeveloped tracts comprising 13.305 acres located at 1144 Redman Avenue and 1000 Gross Road and from Planned Development – Duplex to Traditional Neighborhood Mixed Residential on an undeveloped 5.44-acre tract located at 2100 Diane Drive.
(One letter in opposition to the proposed amendment has been received. The Planning and Zoning Commission recommends approval of the application.)
14. Conduct a public hearing for Application No. 1462-267-2010 for a zoning change from A-1 Multifamily to Traditional Neighborhood Mixed Residential on an undeveloped 5.237-acre tract located at 2237 US Highway 80.
15. Conduct a public hearing and consider an ordinance for Application No. 34-42-2010 for a zoning change from Planned Development – Multifamily to Traditional Neighborhood Mixed Residential on an undeveloped 14-acre tract located at 2400 and 2500 East Meadows Boulevard.
(Two letters in favor and one letter in opposition to the proposed amendment have been received. The Planning and Zoning Commission recommends approval of the application.)
16. Conduct a public hearing and consider an ordinance for Application No. 1028-14-2010 for a zoning change from Planned Development – Multifamily to Traditional Neighborhood Mixed Residential on an undeveloped 9.22-acre tract located at 1400 Range Drive.
(One letter in opposition to the proposed amendment has been received. The Planning and Zoning Commission recommends approval of the application.)
17. Conduct a public hearing and consider an ordinance for Application No. 812-10-2011 submitted by The Sierra on Pioneer Road, LLC, for a zoning change from General Retail to Planned Development – Traditional Neighborhood Mixed Residential located at 1200 and 1230 Pioneer.
(Six letters in opposition to the proposed amendment have been received. The Planning and Zoning Commission recommends approval of the application.)

OTHER BUSINESS

18. A. Consider passage of the following ordinances relating to the 2011-12 budget:
- (1) An appropriation ordinance.
 - (2) An ordinance adopting revisions to the 2010-11 amended budget.
 - (3) An ordinance designating the official population of the City of Mesquite, Texas, as 139,870.
 - (4) a. An ordinance amending Chapter 16 of the City Code regarding water rates, effective October 1, 2011.
 - b. An ordinance amending Chapter 16 of the City Code regarding sewer rates, effective October 1, 2011.
 - (5) An ordinance adopting the 2011-12 General Government Pay Plan, and the Police and Fire Pay Plan, effective October 1, 2011.
- B. Consider increasing ambulance assignment pay from \$20 to \$30 per shift, effective October 1, 2011.
- C. Consider an ordinance levying the ad valorem taxes for the year 2011.

Adjournment.

NOTICE OF EXECUTIVE SESSION

Pending and Contemplated Litigation:

Pursuant to Section 551.071 of the Texas Government Code, the City Council will meet in closed session to consider pending and 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. Betty Erwin v. City of Mesquite, Texas, and the Board of Adjustment for the City of Mesquite, Texas – Filed 12-30-10
- 4. City of Mesquite v. Melba Horn – Filed 5-17-11
- 5. Paul Pecena v. Joel Martin, David Valencia, Mark Bradford and Evan Hook – Filed 8-22-11

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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 subject may be discussed:

1. Proposed property exchange with Mesquite Independent School District regarding the Florence Elementary School expansion.

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.

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

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 and 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).