



City of Mesquite, Texas

Meeting Agenda

City Council

Monday, December 17, 2012

12:30 PM

City Hall | Council Chambers
757 N. Galloway | Mesquite, TX

PRE-MEETING - COUNCIL CONFERENCE ROOM - 12:30 P.M.

AGENDA REVIEW

STAFF PRESENTATIONS

- 1 Discuss the application of the Community Appearance Manual to industrial development.
- 2 Receive presentation regarding the City of Mesquite 800 MHz Trunked Radio System Replacement.
- 3 Discuss proposed Residential Roadway Reconstruction Program.

EXECUTIVE SESSION - EXECUTIVE CONFERENCE ROOM - 12:30 P.M.

In accordance with Chapter 551 of the Texas Government Code, the City Council reserves the right to adjourn into executive session to discuss any of the following:

- Pending and/or Contemplated Litigation
- Purchase, Exchange, Lease or Value of Real Property
- Personnel Matters
- Economic Development

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 Participants from Shaw Elementary School.

SPECIAL ANNOUNCEMENTS

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

The following announcements may be made:

1. Presentation of the 2012 Baseball Complex of the Year award to the Parks and Recreation Department for the Hubert Terry Baseball Complex.
2. Presentation of the American Heart Association Dallas Caruth Initiative Regional EMS System Performer Award, 2nd Quarter 2012, to the Mesquite Fire Department.

There may be additional announcements related to events, recognition of birthdays, anniversaries or other special occasions.

CITIZENS FORUM

At this time a number of citizens not to exceed (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 .)

- 4 Minutes of the regular City Council meeting held December 3, 2012.
- 5 An ordinance adopting Supplement No. 44 to the Code of Ordinances for the City of Mesquite.
- 6 A resolution endorsing the 2012-2013 Impaired Driving Mobilization (IDM) Grant for the Selective Traffic Enforcement Project (STEP) and authorizing the City Manager to execute the necessary documents with the Texas Department of Transportation.
- 7 Bid No. 2013-013 - Concrete Street Rehabilitation Project (Towne Centre Drive from Gus Thomasson Road to TXU Easement).
(Authorize the City Manager to execute a contract with low bidder Texas Highway Maintenance , LLC, in the amount of \$388,700.80.)
- 8 Bid No. 2013-017 - Annual Contract for Miscellaneous Concrete Repairs.
(Authorize the City Manager to execute a contract with low bidder Texas Highway Maintenance , LLC, in the amount of \$781,754.75)
- 9 Bid No. 2013-018 - Park Entry Sign Replacement Project Phase II.
(Authorize the City Manager to execute a contract with Parkscape Construction, Inc., in the amount of \$88,809.40)

- 10 Bid No. 2013-034 - Purchase of One 100,000 GVW Semi-Truck Tractor.
(Staff recommends award to MHC Kenworth in Dallas, Texas, through BuyBoard, sponsored by the Texas Local Government Purchasing Cooperative Contract, in the amount of \$119,827.10.)
- 11 Bid No. 2013-035 - Purchase of Three 46,000 GVW Cab and Chassis with 12-Yard Dump Bodies.
(Staff recommends award to MHC Kenworth in Dallas, Texas, through BuyBoard, sponsored by the Texas Local Government Purchasing Cooperative Contract, in the amount of \$395,225.80.)
- 12 Bid No. 2013-036 - Purchase of Six 4-Door Sedans.
(Staff recommends award to Caldwell Country Chevrolet in Caldwell, Texas, through the Houston-Galveston Area Council of Governments Cooperative Purchasing Program, in the amount of \$114,408.00.)
- 13 Authorize the City Manager to execute a change order to City Contract No. 2012-061, Drainage Channel Erosion Control and Box Culvert Replacement Project at Various Locations, with Ark Contracting Services, LLC, in the amount of \$55,980.00 and adding 20 calendar days to the project contract time.
- 14 Appoint John Monaco, Stan Pickett, Shirley Roberts and Greg Noschese as members to the Rodeo City Tax Increment Finance Reinvestment Zone No. One Board of Directors for terms to expire December 31, 2014, and appoint John Monaco as Chairperson to serve a one-year term beginning January 1, 2013.
- 15 Appoint Shirley Roberts, Al Forsythe, John Monaco and Carol Zolnerowich as members to the Towne Centre Tax Increment Finance Reinvestment Zone No. Two Board of Directors for terms to expire December 31, 2014, and appoint Shirley Roberts as Chairperson to serve a one-year term beginning January 1, 2013.
- 16 Appoint John Monaco, Bill Porter, Al Forsythe, Stan Pickett, Shirley Roberts, Greg Noschese and Dennis Tarpley as members to the Ridge Ranch Tax Increment Finance Reinvestment Zone No. Five Board of Directors for terms to expire December 31, 2014, and appoint John Monaco as Chairperson to serve a one-year term beginning January 1, 2013.
- 17 Appoint John Monaco, Bill Porter, Al Forsythe, Stan Pickett, Shirley Roberts, Greg Noschese and Dennis Tarpley as members to the Lucas Farms Tax Increment Finance Reinvestment Zone No. Six Board of Directors for terms to expire December 31, 2014, and appoint John Monaco as Chairperson to serve a one-year term beginning January 1, 2013.
- 18 Appoint Dennis Tarpley as Chairperson for the Falcon's Lair Tax Increment Finance Reinvestment Zone No. Four Board of Directors to serve a one-year term beginning January 1, 2013.

APPOINTMENTS TO BOARDS AND COMMISSIONS

- 19 Consider appointment of four regular members and two alternate members to the Municipal Library Advisory Board for terms to expire December 4, 2014.
- 20 Consider appointment of three regular members and one alternate member to the Board of Adjustment for terms to expire January 1, 2015, who will also serve on the Automated Traffic Signal Enforcement Advisory Committee.

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 or contemplated litigation subjects or settlement offers. The following cases/subjects may be discussed:

1. Paul Pecena v. Joel Martin, David Valencia, Mark Bradford and Evan Hook – Filed 8-22-11
2. Heather Marshall, Individually and as Next Friend of Sydnee Marshall v. City of Mesquite – Filed 3-6-12
3. Paul Leslie Aliff v. Officer D. L. Wiley, Officer Justin Williams, Mesquite Police Department – Filed 9-5-12
4. Southwestern Bell Telephone Company dba AT&T Texas v. City of Mesquite, Texas – Filed 9-17-12
5. Robin Faulkner Johnson v. City of Mesquite – Filed 9-21-12
6. Cindy E. Schwarzkopf v. Kohl's Department Stores, Inc., Wanda (Cheryl) Cox, Mark McCoy and City of Mesquite – Filed 10-15-12
7. Discuss Heartland bankruptcy.

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 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).

The City Hall is wheelchair accessible. Any requests for sign interpretive services must be made 48 hours in advance of the meeting. To make arrangements, call the City Secretary's office at 972-216-6244 or TDD 1-800-735-2989.