



# City of Mesquite, Texas

## Meeting Agenda City Council

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Monday, March 4, 2013

12:00 PM

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

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### **PRE-MEETING - COUNCIL CONFERENCE ROOM - 12:00 P.M.**

#### **AGENDA REVIEW**

#### **STAFF PRESENTATIONS**

- 1 Discuss Mesquite Heritage Trail Phase 2.
- 2 Discuss request from Keep Mesquite Beautiful, Inc., for display of anti-litter magnets on City vehicles.

### **EXECUTIVE SESSION - EXECUTIVE CONFERENCE ROOM - 12:00 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

### **CITY COUNCIL/STAFF WORK SESSION - CITY COUNCIL CHAMBER - 1:00 P.M.**

- 3 Receive financial statement for fiscal year ending September 30, 2012.

### **REGULAR CITY COUNCIL MEETING - CITY COUNCIL CHAMBER - 3:00 P.M.**

#### **INVOCATION**

Bruce Archer, At the Cross Church, Mesquite, Texas.

#### **PLEDGE OF ALLEGIANCE**

Gaby Briones, Zackary Mitha and Natalie Tanton, fourth grade students from Austin Elementary.

**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 (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.

**PRESENTATIONS**

- 4 Presentation of Recognized Status from the Texas Law Enforcement Best Practices Recognition Program for the Mesquite Police Department.
- 5 Presentation of meritorious awards to Fire Department employees.

**APPOINTMENTS FOR PERSONAL APPEARANCE**

- 6 Appointment - Nadine Ward, President, Mesquite Quality of Life Corporation.  
(Ms. Ward will present the Board's Fiscal Year 2011-12 annual report.)

**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.)

- 7 Minutes of the regular City Council meeting held February 18, 2013.
- 8 An ordinance establishing a pilot bilingual assignment pay program for the Mesquite Police Department and authorizing assignment pay for commissioned police officers and general government employees of the Mesquite Police Department who have satisfied certain criteria and who have been assigned to perform the specialized function of translating certain languages as part of their duties for the Mesquite Police Department.
- 9 A resolution authorizing the Mayor to execute a Joint Election Contract and Election Services Agreement with Dallas County Elections Department in connection with the annual City election to be held May 11, 2013.
- 10 A resolution appointing a representative to serve on the Early Voting Ballot Board for the May 11, 2013, Joint Election.
- 11 A resolution establishing precincts and the location of polling places for the annual City election.

- 12 A resolution authorizing the Mayor to execute an Interlocal Cooperative Purchasing Agreement with the National Cooperative Purchasing Alliance.
- 13 Bid No. 2013-064 - Purchase and Installation of Mobile Data Computers for Public Safety. (Staff recommends award to VisualPro 360 for rugged laptops, installation services and 2FA software and hardware through the Texas Department of Information Resources (DIR) Contract #1365 in the amount of \$1,175,264.00.)
- 14 Bid No. 2013-065 - Purchase and Installation of Digital In-Car Video Systems for Police. (Staff recommends award to sole source provider Watchguard Video in the amount of \$662,970.00, Dell ASAP Software for software and software licenses in the amount of \$1,146.36 through the Texas Department of Information Resources [DIR] Contract #DIR-SDD-1014 and Dell, Inc., for server and storage hardware in the amount of \$15,092.24 on DIR Contract #DIR-SDD-1951, for a total amount of \$679,208.60.)
- 15 Bid No. 2013-066 - Annual Avaya Telephone System Maintenance. (Staff recommends award to Avaya, Inc., through the Texas Department of Information Resources [DIR] Contract #DIR-SDD-1499 in the amount of \$158,505.60.)
- 16 Bid No. 2013-067 - Restroom Replacement at the Rorie-Galloway Day Camp. (Authorize the City Manager to execute a contract with Public Restroom Company through BuyBoard Contract No. 346-10, sponsored by the Texas Association of School Boards, in the amount of \$165,541.00.)
- 17 Bid No. 2013-068 - Purchase of 2012 Ford F-350 6.7 Diesel Chassis Ambulance Remount-5. (Staff recommends award to low bidder Frazer, Ltd., in Houston, Texas, from Sterling McCall Ford through the Houston-Galveston Area Council of Governments Cooperative Purchasing Program, in the amount of \$91,700.00.)
- 18 Authorize the City Manager to execute a License Agreement with Oncor Electric Delivery Company, LLC, for the Mesquite Heritage Trail.

#### CONSIDERATION OF BID

- 19 Bid No. 2013-058 - Sale of City-Owned Land and Improvements in Dallas County, Texas. (Consideration of a bid in the amount of \$110,000.00 for the sale of City-owned land and improvements located at 1505 Edwards Church Road.)

#### PUBLIC HEARINGS

- 20 A. Conduct a public hearing regarding the Parks and Recreation Department Youth Programs Standards of Care.
- B. Consider an ordinance adopting the Parks and Recreation Department Youth Programs Standards of Care.

- 21 A. Conduct a public hearing to consider a program (Chapter 380 agreement) with Town East Mall, LLC, to promote economic development and stimulate business and commercial activity in conjunction with property located at 2063 Town East Mall, Mesquite, Texas.  
B. Consider approving the terms and conditions of a program (Chapter 380 agreement) with Town East Mall, LLC, to promote economic development and stimulate business and commercial activity and authorizing the City Manager to execute the agreement in conjunction with property located at 2063 Town East Mall, Mesquite, Texas.
- 22 Conduct a public hearing and consider the application of Town East Mall, LLC, 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 permitted sign, which may include variances to the provisions of the Sign Code relating to the height, size and design of a monument sign.

### **RECEIPT OF RESIGNATION AND APPOINTMENTS TO BOARDS AND COMMISSIONS**

- 23 Receive resignation from Emily Hidalgo as a member of the Parks and Recreation Advisory Board and Tree Board.
- 24 Consider appointment of one regular member and one alternate member to the Parks and Recreation Advisory Board and Tree Board for terms to expire October 21, 2013, and one alternate member for a term to expire October 21, 2014.

### **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. Heather Marshall, Individually and as Next Friend of Sydnee Marshall v. City of Mesquite – Filed 3-6-12
2. Paul Leslie Aliff v. Officer D. L. Wiley, Officer Justin Williams, Mesquite Police Department – Filed 9-5-12
3. Robin Faulkner Johnson v. City of Mesquite – Filed 9-21-12
4. Cindy E. Schwarzkopf v. Kohl's Department Stores, Inc., Wanda (Cheryl) Cox, Mark McCoy and City of Mesquite – Filed 10-15-12

#### **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:

- 25 Discuss proposed development for the Peachtree Towne Center site.

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.