



City of Mesquite, Texas

Meeting Agenda

City Council

Monday, March 18, 2013

12:30 PM

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

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

AGENDA REVIEW

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

CITY COUNCIL/STAFF WORK SESSION - CITY COUNCIL CHAMBER - 1:30 P.M.

- 1 Receive financial statement for period covering October 1 through December 31, 2012.

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

INVOCATION

Rocky Pope, Senior Pastor, Mimosa Lane Baptist Church, Mesquite, Texas.

PLEDGE OF ALLEGIANCE

Recreation participants from Evans Senior Citizens 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 (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.

SPECIAL RECOGNITION

- 2 Recognize Student Government Day participants from Mesquite High School, North Mesquite High School, Horn High School, West Mesquite High School and Poteet High School.

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 .)

- 3 Minutes of the regular City Council meeting held March 4, 2013.
- 4 An ordinance repealing Ordinance No. 4255 and establishing a revised 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.
- 5 An ordinance deleting Section 6-6(2)(c) of the City Code to give the International Building Code primacy over matters of fire prevention within the scope of the International Building Code and the International Fire Code.
- 6 A resolution authorizing the City Manager to execute an agreement with the Texas Department of Transportation for the temporary closure of State right-of-way on April 6, 2013, for the Exchange Club of Mesquite Rodeo Parade, commemorating the 56th anniversary of the Mesquite Championship Rodeo.
- 7 A resolution authorizing the City Manager to execute an agreement with the Texas Department of Transportation for the Temporary Closure of State right-of-way from April 26, 2013, through April 27, 2013 for the seventh annual Real.Texas.Festival. signature event commemorating the 56th anniversary of the Mesquite Championship Rodeo.
- 8 Bid No. 2013-037 - Purchase of Nine Pickups.
(Staff recommends award to Sam Pack's Five Star Ford in the amount of \$182,390.00.)
- 9 Bid No. 2013-039 - Purchase of Three 33,000 GVW Cab and Chassis with Refuse Bodies.
(Staff recommends award to MHC Kenworth in Dallas, Texas, through BuyBoard sponsored by the Texas Association of School Boards, in the amount of \$389,248.59.)

- 10 Bid No. 2013-040 - Purchase of Three 27,000 GVW Cab and Chassis with Six-Yard Dump Bodies. (Staff recommends award to MHC Kenworth in Dallas, Texas, through BuyBoard sponsored by the Texas Association of School Boards, in the amount of \$239,891.07.)
- 11 Bid No. 2013-041 - Purchase of Two 27,000 GVW Cab and Chassis with Utility Bodies. (Staff recommends award to MHC Kenworth in Dallas, Texas, through BuyBoard sponsored by the Texas Association of School Boards, in the amount of \$167,208.80.)
- 12 Bid No. 2013-046 - Annual Supply of Petroleum Products. (Staff recommends award to low bidder Southwest Distributing Company in the amount of \$86,276.15.)
- 13 Bid No. 2013-058 - Sale of City-Owned Land and Improvements in Dallas County, Texas. (Staff recommends that Council reject the bid in the amount of \$110,000.00 and direct staff to contract with a broker to sell the property upon successful passage of House Bill 1795 or Senate Bill 985, or if such legislation does not pass, to wait for a period of time when real estate market conditions may provide a better value for the City. This item was postponed at the March 4, 2013, City Council meeting.)
- 14 Bid No. 2013-060 - Annual Supply of Ammunition. (Staff recommends award to low bidders GT Distributors, Inc., - Group 1, Item Nos. 11-14 in the total amount of \$29,950.00; Barney's Police Supplies - Group 1, Item Nos. 2, 5-9 in the amount of \$21,779.96; Precision Delta Corp. - Group 1, Item Nos. 3, 4 and 10 in the amount of \$21,793.20 and Group 2, Item Nos. 1-12 in the amount of \$35,045.80 for a total amount of \$108,568.96.)
- 15 Bid No. 2013-070 - Annual Contract for Raising and/or Undersealing of Concrete Street & Alley Pavement. (Staff recommends award to Nortex Concrete Lift & Stabilization, Inc., through an Interlocal Cooperative Purchasing Agreement with the City of Garland in an amount not to exceed \$99,791.00.)
- 16 Receive Change Order Report from City Manager. (Annual Supply of Case Equipment Parts, CE 1041-2013 - \$5,250.00; Electrical Repair and Maintenance Services of Ballfield, Tennis Court and Multi-use Court Lighting Systems, CE 2010-2-102 - \$7,037.50 and Barnes Bridge Pump Station Improvements - CO No. 5, CE 2011-022 - \$6,564.00.)

OTHER BUSINESS

- 17 Consider scheduling a special City Council meeting to canvass the returns for the May 11, 2013, General Election.

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
5. West End Trust 2012-1 v. Allenhurst Partners, LLC, and Your Home Properties, LLC – Filed 2-13-13

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.