



CITY COUNCIL PRE-MEETING – COUNCIL CONFERENCE ROOM
757 NORTH GALLOWAY AVENUE
5:30 P.M. – OCTOBER 17, 2011

Discuss the items on the Work Session and Regular Agenda and receive briefing regarding:

- (1) Limited fee reductions for certain Conditional Use Permit applications.
- (2) Results of a visibility review regarding the proposed Mesquite Arena/Rodeo Entertainment Overlay District marquee gateway sign.
- (3) Proposals for design, fabrication and construction of the Hanby Shelter Project and
- (4) Information Technology Governance Strategic Plan.

EXECUTIVE SESSION – 5:30 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) APPOINTMENT AND EVALUATION OF PUBLIC OFFICIALS (See Notice of Executive Session – Personnel Matters for Listing of Subjects.)

CITY COUNCIL – STAFF WORK SESSION
CITY COUNCIL CHAMBER
6:00 P.M.

- A. Receive monthly financial report for August 2011.

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

INVOCATION

(Harry Sewell, Pastor, Family Cathedral of Praise, Mesquite, Texas.)

PLEDGE OF ALLEGIANCE

(Members of the AMBUCS – Mesquite Chapter.)

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 October 3, 2011.
2. An ordinance amending Chapter 13 of the City Code pertaining to banners and moveable signs.
3. An ordinance amending Chapter 9 of the City Code to reflect parking restrictions along the north and south frontage roads of Interstate Highway 20 between Lumley Road and Lasater Road, effective October 31, 2011.
4. An ordinance amending Chapter 16 of the City Code regarding the Water Conservation Plan and Drought Contingency Plan.
5. Bid No. 2012-007 – Annual Maintenance for Computer Aided Dispatch (CAD)/ Records Management System (RMS) and Premier Mobile Data Computer (PMDC).
(Authorize the City Manager to execute a contract with sole source provider Motorola Solutions, Inc., in the amount of \$286,046.00.)
6. Bid No. 2012-026 – Annual Supply of Garbage Can Liners.
(Staff recommends award to Jadcore, Inc., in the amount of \$266,300.00.)
7. Bid No. 2012-028 – Annual Supply of Concrete.
(Staff recommends award to low bidder B&B Ready Mix, Inc., [Primary Vendor] for 6-sack concrete in the amount of \$73.00 per cubic yard and Treffinger, Inc., (Collins Concrete) [Secondary Vendor] in the amount of \$76.00 per cubic yard and to low bidder Treffinger, Inc., (Collins Concrete) [Primary Vendor] for rapid set concrete in the amount of \$79.00 per cubic yard.)
8. Bid No. 2012-033 – Annual Supply of Mesquite Fire Department Uniforms and Clothing.
(Staff recommends award to GST Public Safety Supply, LLC, in the amount of \$70,850.00.)

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9. Bid No. 2012-045 – Professional Turf Products Equipment – Parks and Recreation Department.
(Staff recommends award to Professional Turf Products, through BuyBoard Contract #373-11, in the amount of \$99,426.17.)
10. Bid No. 2012-046 – Annual Contract for Slab Raising Contractor.
(Staff recommends award to Uretex USA, Inc., through an Interlocal Cooperative Purchasing Agreement with the City of Garland in an amount not to exceed \$87,500.00.)
11. Bid No. 2012-047 – Annual Supply of Personal Computers and Software.
(Staff recommends award to Dell, Inc., for personal computers in the amount of \$111,118.88 and to Dell ASAP Software for software and software licenses in the amount of \$44,500.50 through the Texas Department of Information Resources, for a total amount of \$155,619.38.)
12. Bid No. 2012-048 – Annual Contract for Road and Highway Building Material.
(Staff recommends award to APAC Texas, Inc., in the amount of \$200,000.00, Crafcot Texas, Inc., in the amount of \$12,000.00 and Professional Coating Technologies, Inc., in the amount of \$30,000.00 through an Interlocal Cooperative Purchasing Agreement with Dallas County, for a total amount of \$242,000.00.)
13. Authorize an expenditure in the amount of \$238,000.00 to the Mesquite Independent School District for Educational Access Studio and Control Room improvements in accordance with Ordinance No. 4132 (Interlocal Agreement/Operation of Educational Access Channel) and authorize the City Manager to execute payment.
14. Authorize the City Manager to execute an Authorization Letter with North Central Texas Council of Governments (NCTCOG) for the Regional Storm Water Management Program to provide FY 2011-12 Administrative and Implementation Assistance in compliance with the Texas Pollution Discharge Elimination System (TPDES) Storm Water Discharge Permit in an amount not to exceed \$6,183.00.
15. Authorize the City Manager to execute a change order to City Contract No. 2011-085, Annual Supply of Water Parts, for additional meter boxes in the amount of \$38,159.30.

PUBLIC HEARINGS

16. 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.
(This item was postponed at the September 19, 2011, and October 3, 2011, City Council meetings.)

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17. 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, September 6, 2011, September 19, 2011, and October 3, 2011, City Council meetings.)
18. Conduct a public hearing and consider an ordinance 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.
(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 September 19, 2011, City Council meeting.)
19. Conduct a public hearing and consider an ordinance amending the Mesquite Comprehensive Plan by modifying the Gateways, Neighborhoods-North and Community Business-North maps to designate certain areas as appropriate for General Business for property generally located southwest of the intersection of Interstate Highway 30 and Belt Line Road.
(The Planning and Zoning Commission recommends approval of the amendment.)
20. Conduct a public hearing and consider an ordinance for Application No. 1157-30-2011, submitted by Robert Baldwin, agent for James Best, for a zoning change from Planned Development – Multifamily to Planned Development – Office on an undeveloped 7.82-acre tract located at 850 Interstate Highway 30.
(No opposition to the proposed amendment has been received. The Planning and Zoning Commission recommends approval of the application.)
21. Conduct a public hearing and consider an ordinance for Application No. TECA-6A-2011, submitted by Once Upon A Child, for a zoning change from Commercial with a Conditional Use Permit to Commercial with a revised Conditional Use Permit for the sale of used merchandise located at 3501 Towne Crossing Boulevard, #205.
(No opposition to the proposed amendment has been received. The Planning and Zoning Commission recommends approval of the application.)
22. A. Conduct a public hearing to discuss the Goods-in-Transit (Freeport) Exemption under Section 11.253 of the Texas Tax Code.
B. Consider an ordinance to provide for taxation of the Goods-in-Transit (Freeport) Exemption under section 11.253 of the Texas Tax Code.

APPOINTMENTS TO BOARDS AND COMMISSIONS

23. Consider appointment of three regular members and two alternate members to the Parks and Recreation Advisory Board and Tree Board for terms to expire October 21, 2013.

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. 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
6. City of Mesquite and Mesquite Independent School District vs. G. Dean Wright, Jr. a/k/a Gerald Dean Wrights, Jr. and Lori Wright No. TX111-40635, 134th Judicial District Court, Dallas County, Texas, and other contemplated ad valorem tax litigation.

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).