City of Mesquite, Texas

Meeting Agenda

City Council

Monday, February 3, 2014 | **12:00 PM** | **City Hall | Council Chamber**
757 N. Galloway | Mesquite, Texas

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

AGENDA REVIEW

STAFF PRESENTATIONS

1 Receive briefing regarding Town East Elevated Tank logos.

2 Discuss disposition of excess commercial property.

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 Discuss vision and Comprehensive Plan policies for the Military Parkway - Scyene Corridor.

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

INVOCATION

Pastor Adrian Cantu, Edgewood Rehabilitation and Care Center, Mesquite, Texas.

PLEDGE OF ALLEGIANCE

Masiah Perez, Homero Resendiz and Chris Cano, fourth grade students from Tisinger Elementary School.

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 a plaque to Richard Larson in recognition of his service as a member of the Municipal Library Advisory Board.

5 Presentation of meritorious awards to Fire Department employees.

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.)

6 Minutes of the regular City Council meeting held January 21, 2014.

7 An ordinance amending Chapter 8 of the City Code repealing Ordinance No. 4104 thereby deleting Article XII in its entirety which prohibits the use, purchase, possession and sale of illegal smoking products and ingestion devices within the City limits since the regulation of the prohibited substances has been pre-empted by State law.

8 A resolution calling the annual City election to be held May 10, 2014.

9 Bid No. 2014-003 - Annual Supply of Ford OEM Parts.
(Staff recommends award to low bidder Bob Tomes Ford in the amount of $60,000.00.)

10 Bid No. 2014-007 - Annual Supply of Dodge OEM Parts.
(Staff recommends award to low bidder Dallas Dodge Chrysler Jeep in the amount of $70,000.00.)

11 RFP No. 2014-039 - Purchase and Installation of Position Modeling Budget System.
(Authorize the City Manager to execute a contract with Questica, Inc., in the amount of $99,500.00.)

12 Bid No. 2014-052 - Purchase of Supplies and Accessories for Police Vehicles 2014.
(Staff recommends award to Defender Supply LLC, in the amount of $55,958.18, GT Distributors, Inc., in the amount of $10,303.12 and Lone Star Equipment, LLC, in the amount of $42,515.44, through a Joint Venture/Cooperative Purchasing Agreement with Tarrant County for a total amount of $108,776.74.)

13 Authorize the City Manager to execute a Lease Agreement with Texas A&M Engineering Extension Service (TEEX) for a 33.2-acre site located at IH 20 and Lumley Road to be utilized as TEEX's North Texas Regional Training Center.

14 Accept donation of property located at 1301 Hackamore Street and authorize the City Manager to execute the necessary documents related to said donation.

PUBLIC HEARINGS

15 Conduct a public hearing and consider an ordinance for Application No. 261-31B-2014, submitted by Karl Crawley for owner 9600 EUS80, Ltd., for a zoning change from Planned Development - Commercial (Ordinance No. 3933) to Planned Development - Industrial for the former Big Town Mall site comprising 75.0 acres located in the 4700 block of U.S. Highway 80.
(No opposition to the proposed amendment has been received. The Planning and Zoning Commission recommends approval of the application with certain stipulations.)

OTHER BUSINESS

16 Consideration and possible action to authorize a market study to be performed by Black Label, LLC, in partnership with Ricker-Cunningham, LLC, to assess viable uses for the former Big Town Mall site, and authorize the City Manager to execute a professional services contract for said purposes.

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. Cindy E. Schwarzkopf v. Kohl's Department Stores, Inc., Wanda (Cheryl) Cox, Mark McCoy and City of Mesquite – Filed 10-15-12
3. West End Trust 2012-1 v. Allenhurst Partners, LLC, and Your Home Properties, LLC – Filed 2-13-13
4. Ashley Hernandez, Amanda Hodges, Karen Hernandez and Matt Hernandez v. The City of Mesquite, Texas, Officer Daniel Hargrove, Officer Andrew Chance, Officer Shawn Hanley, Officer Prudencio Solis and Unknown Mesquite Police Officers – Filed 3-28-13
5. Demetris Mallard v. Mesquite Police Department – Filed 9-3-13
6. Susan Flander v. Department of Public Safety et al – Filed 11-15-13
7. The Mesquite Fire Fighters Association, Billy Massey, Phillip Cunningham and Matt Haisten v. the City of Mesquite – Filed 12-16-13
8. Xavier Davis v. Jeffrey Foster and the City of Mesquite – Filed 12-23-13

Real Property:

Pursuant to Section 551.072 of the Texas Government Code, the City Council will meet in closed session to consider the purchase, exchange, lease or value of real property. The following subjects may be discussed:

17 Discuss the proposed acquisition of property located on Oates Drive.

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.