



City of Mesquite, Texas

Meeting Agenda

City Council

Monday, March 3, 2014

12:30 PM

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

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

AGENDA REVIEW

STAFF PRESENTATIONS

- 1 Receive briefing regarding entryway signage.
- 2 Receive briefing regarding the City's landscape ordinance.
- 3 Discuss vacant property registration.

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.

- 4 Receive quarterly investment report for period covering October 1, 2013, through December 31, 2013.
- 5 Receive financial statement for period covering October 1, 2013, through December 31, 2013.

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

INVOCATION

Ron Ward, Pastor, A Church Without Walls, Mesquite, Texas.

PLEDGE OF ALLEGIANCE

Tyler Vess, Christian Spoerl and Flor Badillo, fourth grade students from Seabourn 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 .

APPOINTMENT FOR PERSONAL APPEARANCE

- 6 Appointment - Nadine Ward, President, Mesquite Quality of Life Corporation.
(Ms. Ward will present the Board's Fiscal Year 2012-13 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 17, 2014.
- 8 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 10, 2014.
- 9 A resolution appointing a representative to serve on the Early Voting Ballot Board for the May 10, 2014, Joint Election.
- 10 A resolution establishing precincts and the location of polling places for the annual City election.
- 11 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 5, 2014, for the City of Mesquite Rodeo Parade, commemorating the 57th anniversary of the Mesquite Championship Rodeo.

- 12 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 25, 2014, through April 26, 2014, for the eighth annual Real.Texas.Festival. signature event commemorating the 57th anniversary of the Mesquite Championship Rodeo.
- 13 A resolution authorizing the filing of a project application in the amount of \$37,143.00 with the North Central Texas Council of Governments (NCTCOG) for a Regional Solid Waste Program Local Implementation Project, authorizing the City Manager to act on behalf of the City in all matters related to the application and pledging that if funding for this project is received, the City will comply with all project requirements of the NCTCOG, the Texas Commission on Environmental Quality and the State of Texas.
- 14 A resolution authorizing the City Manager to execute the First Amendment to the Project Specific Agreement to the Master Agreement governing Major Capital Transportation Improvement Projects with Dallas County for the purpose of transportation improvements on the LaPrada Drive Major Capital Improvement Program Project 20210B from Millmar Drive to Motley Drive.
- 15 A resolution authorizing the City Manager to execute an amendment to the International City Management Association Retirement Corporation (ICMA-RC) Retirement Health Savings Plan (ICMA-RC RHS Plan) thereby complying with the prohibition on annual and lifetime limits added through Section 2711 of the Public Health Services Act, as required by the Patient Protection and Affordable Care Act of 2010, by conditioning reimbursement eligibility upon the employee's separation from service.
- 16 Bid No. 2014-015 - Large Diameter RCP Sanitary Sewer Rehabilitation by Cured-In-Place (CIPP), Phase 1 (Tripp Road to Bluffview Drive).
(Authorize the City Manager to execute a contract with low bidder Insituform Technologies, LLC, in the amount of \$997,317.00.)
- 17 Bid No. 2014-054 - Replacement of Rooftop Heat Pump Units at North Branch Library.
(Authorize the City Manager to execute the required documents with Berger Engineering Company through Bid No. 2012-006, Time and Materials, in the amount of \$82,094.50.)
- 18 Bid No. 2014-055 - Preventative Maintenance - Central Plant, Rodeo Arena and Convention Center & Exhibit Hall.
(Authorize the City Manager to execute the required documents with Berger Engineering Company through Bid No. 2012-006, Time and Materials, in the amount of \$65,405.80.)
- 19 Authorize the City Manager to execute a professional engineering services contract with BW2 Engineers, Inc., for the design of the Mesquite-Garland Trail Connector Project in the amount of \$75,350.00.
- 20 Authorize the City Manager to execute an interlocal agreement with the City of Garland for the purpose of connecting to the City of Garland Water and Wastewater Facilities for operations at the Mesquite Golf Course.
- 21 Ratify acceptance of donation of property to the City located at 1301 Americana Lane and authorize the City Manager to execute the necessary documents related to said donation.

PUBLIC HEARING

- 22 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.

RECEIPT OF RESIGNATION

- 23 Receive resignation from Bill Avera as a member of the Mesquite Quality of Life Corporation Board of Directors.

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. Cindy E. Schwarzkopf v. Kohl's Department Stores, Inc., Wanda (Cheryl) Cox, Mark McCoy and City of Mesquite – Filed 10-15-12
2. 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
3. Demetris Mallard v. Mesquite Police Department – Filed 9-3-13
4. Susan Flander v. Department of Public Safety et al – Filed 11-15-13
5. The Mesquite Fire Fighters Association, Billy Massey, Phillip Cunningham and Matt Haisten v. the City of Mesquite – Filed 12-16-13
6. Xavier Davis v. Jeffrey Foster and the City of Mesquite – Filed 12-23-13

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.

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:

- 24** Consider economic development incentives for a business seeking to locate on Gus Thomasson Road within the Towne Centre Tax Increment Finance Reinvestment Zone No. Two.

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.