



# City of Mesquite, Texas

## Meeting Agenda City Council

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Monday, July 7, 2014

12:30 PM

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

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

#### **AGENDA REVIEW**

#### **STAFF PRESENTATIONS**

- 1 Receive briefing regarding Drought Contingency Plan relating to charity/fundraising carwashes.
- 2 Review the Mesquite Quality of Life Corporation budget for fiscal year 2014-15.
- 3 Receive proposed fiscal year 2014-15 budget presentations for the Police, Fire and Human Resources Departments.

### **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

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

#### **INVOCATION**

Dr. Tom Wilbanks, Pastor, First Presbyterian Church, Mesquite, Texas.

#### **PLEDGE OF ALLEGIANCE**

Nicole Chaney, Isabel Mack, Jessica Munoz, Teen Reading Club participants/summer volunteers and Erika Munoz, Teen Reading Club participant.

#### **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.

**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.)

- 4 Minutes of the regular City Council meeting held June 16, 2014.
- 5 An ordinance approving a change of zoning from Planned Development - R-3 Residential to Planned Development - Commercial with a Conditional Use Permit on property located at 1350 North Beltline Road thereby allowing miniwarehouses.  
(This item was postponed at the June 16, 2014, City Council meeting.)
- 6 An ordinance increasing the number of positions in the Mesquite Fire Department in the classification of Captain from 28 to 29 and establishing the classifications and total number of authorized positions in each classification of the Mesquite Fire Department, effective August 1, 2014.
- 7 An ordinance providing for the abandonment of a sanitary sewer easement located at the northwest corner of Franklin Drive and Mariposa Drive.
- 8 An ordinance providing for the abandonment of two turnaround easements at the west end of Forney Road east of the Union Pacific Intermodal Facility.
- 9 A resolution adopting the Annual Plan for the Housing Choice Voucher Program.
- 10 Bid No. 2014-081 - Purchase of Two Utility Trucks.  
(Staff recommends award to Rush Truck Centers of Texas in New Braunfels, Texas, through BuyBoard Contract No. 430-13, sponsored by the Texas Association of School Boards, in the amount of \$67,601.00.)
- 11 Bid No. 2014-083 - Lease Agreement for Golf Carts and Golf Maintenance Equipment.  
(Authorize the City Manager to execute a 48-month lease agreement with C & M Air Cooled Engine, Inc., an authorized dealer for EZGO Corporation in Augusta, Georgia, through Buy Board Contract No. 447-14, sponsored by the Texas Association of School Boards, in the total lease agreement amount of \$272,423.52.)
- 12 Bid No. 2014-084 - Rutherford Recreation and Senior Center Roof Replacement.  
(Authorize the City Manager to execute the required documents with Progressive Roofing, through the Texas Cooperative Purchasing Network Contract No. R132202, in the amount of \$224,745.40.)

- 13 Authorize the City Manager to execute a Professional Services Agreement for the Polo Ridge Public Improvement District.
- 14 Authorize an expenditure in the amount of \$51,916.00 to the Mesquite Independent School District to acquire new studio production equipment for the operation of the City's Educational Access Channel in accordance with Ordinance No. 4132 (Interlocal Agreement/Operation of Educational Access Channel) and authorize the City Manager to execute payment upon receipt of an itemized invoice.

#### **PUBLIC HEARING**

- 15 Conduct a public hearing to receive citizen input on the proposed 2014-15 budget.

#### **APPOINTMENTS TO BOARDS AND COMMISSIONS**

- 16 Consider appointment of a Mayor Pro Tem and Deputy Mayor Pro Tem for one-year terms.

#### **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

#### **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.