



City of Mesquite, Texas

Action Agenda

City Council

Monday, June 20, 2022

5:00 PM

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

PRE-MEETING - TRAINING ROOMS A&B - 5:00 P.M.

AGENDA REVIEW

STAFF PRESENTATIONS

- 1 Receive departmental strategy and budget presentations, as determined by City Management, related to City Council strategic goals and objectives. **Received.**

CITY COUNCIL/STAFF WORK SESSION - CITY COUNCIL CHAMBER - 6:30 P.M.

- 2 Receive Economic Development Department Council Update. **Received.**

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

INVOCATION

Fred Bacon, Pastor, First Christian Church, Mesquite, Texas.

PLEDGE OF ALLEGIANCE

City Staff.

SPECIAL ANNOUNCEMENTS

1. Ms. Anderson encouraged citizens to participate in the 2023 Budget Priorities Citizen Survey on the City's website. The deadline to complete the survey is July 10, 2022.
2. Mr. Smith encouraged citizens to attend the Mesquite Community Band's annual summer concert event. Music in the Park will take place on Monday, June 27, 2022, at 6:00 p.m., featuring songs like *Battle Hymn of the Republic* and *America the Beautiful* in celebration of America.

3. Ms. Vidler reminded residents that, as part of the Clean City Initiative, fees will be assessed for trash violations beginning July 1, 2022. In accordance with the Solid Waste Ordinance approved last summer, residents must place trash in a trash bag, place the bag in a trash can and set trash and bulk items out on the assigned trash day. She expressed appreciation to all Solid Waste employees who serve approximately 36,000 households and provide service twice per week. She stated that she is grateful for their hard work, especially in the Texas summer heat, to beautify our neighborhoods and help limit animal and insect infestations.
4. Mr. Green stated that applications for the 18th Annual Addressing Mesquite Day are currently being accepted through Friday, June 24, 2022. Volunteers will assist with exterior home repairs and yard projects for disabled and senior citizens. He encouraged eligible citizens to apply.
5. Mr. Casper stated that St. Stephens United Methodist Church, 2520 Oates Drive, held a successful community event this past weekend to celebrate Pride Month.
6. Mr. Casper stated that STAR Transit will hold two public meetings regarding potential services changes on Tuesday, June 21, 2022, at 6:30 p.m., and Friday, June 24, 2022, at 12:00 p.m. He encouraged citizens to participate in person or online via Zoom to express their views. For more details, visit www.cityofmesquite.com/STARTransit.
7. Mayor Alemán announced that for the third year in a row, Downtown Mesquite has earned the prestigious Accredited Main Street America Program designation. Only approximately 44 percent of programs nationwide achieved Nationally Accredited status this year. Over the past four years, Downtown Mesquite experienced a surge with the development of Front Street Station, creation of the weekly Downtown Mesquite Farmers Market, new business openings including Bear Cave Coffee and several façade rehabilitations. He congratulated Downtown Development Manager Beverly Abell for receiving this prestigious award and for her excellence in the progression of Downtown Mesquite.
8. Mayor Alemán stated during the July 4th weekend, the City of Mesquite will aggressively address the illegal possession or use of fireworks, as well as celebratory gunfire and driving while intoxicated. There will be escalated enforcement with deployment of police and fire staff into neighborhoods.
9. Mayor Alemán invited residents to attend a Neighborhood Meeting on Tuesday, June 21, 2022, at 7:00 p.m., at Keystone Church, 1575 Clay Mathis Road.
10. Mayor Alemán thanked Maria Martinez, Director of Neighborhood Services, for attending a recent Spanish-speaking Neighborhood Meeting.
11. Councilmembers expressed appreciation to Henry Brown, Tri-East NAACP and the Parks and Recreation Department for coordinating the Annual Juneteenth Festival held this past Saturday at Paschall Park, 1005 New Market Road.

CITIZENS FORUM

No one appeared.

CITIZENS COMMENTS

No one appeared.

CONSENT AGENDA

- 3 Minutes of the regular City Council Meeting held June 6, 2022. **Approved.**
- 4 An ordinance amending Chapter 9 “Motor Vehicle and Traffic” of the Mesquite City Code thereby adding additional authorized City enforcement agents related to parking violations and revising presumptions. **Approved by Ordinance No. 4961.**
- 5 A resolution authorizing the City Manager to finalize and execute an Interlocal Agreement between the City of Mesquite, Mesquite Independent School District and Dallas College for the Use, Renovation, Operation and Maintenance of the pool at Eastfield Campus. **Approved by Resolution No. 25-2022.**

- 6 Bid No. 2019-076 - Ratification of Renewal of Annual Landscape Maintenance of the TxDOT High Visibility Interchanges.
(Staff recommends ratification of the first and second of four contract renewal options with Greener Pastures Landscaping, LLC dba Yellowstone Landscape - Central, Inc., in the amount of \$80,535.08 and authorizing the City Manager to exercise the remaining two one-year renewal options, subject to annual appropriation of sufficient funds.) **Approved as recommended.**
- 7 Bid No. 2022-114 - Ceramic Body Armor Replacement.
(Staff recommends award to ROE Tactical LLC, through BuyBoard Contract No. 603-20, in the amount of \$138,305.30.) **Approved as recommended.**
- 8 Bid No. 2022-116 - Annual Supply of Vehicle and Equipment Batteries.
(Staff recommends award to O'Reilly Auto Enterprises LLC dba O'Reilly Auto Parts, through Sourcewell Contract No. 032521-ORA, in the amount of \$60,000.00. The term of this contract is for one year, with four additional one-year renewal options. The City Manager is authorized to exercise the renewal options, subject to annual appropriation of sufficient funds.) **Approved as recommended.**
- 9 Bid No. 2022-121 - Purchase of Two 1500 GPM Pumper Trucks.
(Staff recommends the purchase of two Pierce Enforcer Pumper Trucks offered by Siddons Martin Emergency Group, LLC., through Houston-Galveston Area Council of Governments Cooperative Purchasing Program (HGAC Buy) Contract No. FS12-19, in the amount of \$1,676,799.52.) **Approved as recommended.**
- 10 Bid No. 2022-123 - Supplemental Landscape Maintenance of City Medians and Right-of-Ways.
(Authorize the City Manager to finalize and execute a contract with Greener Pastures Landscaping, LLC dba Yellowstone Landscape - Central, Inc., through Choice Partners Cooperative Contract No. 20/030MR-04, in an amount not to exceed \$175,000.00. The term of this contract is for one year, with one additional one-year renewal option. The City Manager is authorized to exercise the renewal options, subject to annual appropriation of sufficient funds.) **Approved as recommended.**

APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES

- 11 Consider appointment of principal and alternate members to the Regional Transportation Council for a term to expire June 30, 2024. **Mayor Alemán was appointed as the principal member of the Regional Transportation Council and Tandy Boroughs was appointed as the alternate member for terms to expire June 30, 2024.**

OTHER BUSINESS

- 12 Consider an application to allow fee in lieu of parkland dedication for the subdivision of a parcel from three lots to four lots resulting in a net increase of one lot, located at 1409 and 1427 Oriole Street. **Approved.**

PUBLIC HEARINGS

- 13 Conduct a public hearing and consider an ordinance for Zoning Application No. Z0322-0238 submitted by Ted Murday, Langan Engineering and Environmental Services, Inc., on behalf of Leon Capital Group for a Zoning Change to amend Planned Development - Industrial Ordinance No. 4753 by adding two parcels to the approved Planned Development to allow an industrial business park on approximately 48.356 acres subject to certain stipulations,

thereby approving a change of zoning from R-3, Single Family Residential, to Planned Development - Industrial, located at 380 State Highway 352 and from R-1, Single Family Residential, to Planned Development - Industrial, located at 180 Long Creek Road and incorporating the following properties into the Planned Development: 300 East Main Street, 1500 McLead Drive, and 200, 270 and 300 Long Creek Road.

(No responses in favor and one in opposition to the application has been received from property owners within the statutory notification area. The Planning and Zoning Commission recommends approval with certain stipulations.) **Public hearing held. Approved by Ordinance No. 4962.**

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. City of Allen, et al v. Time Warner Cable Texas, LLC d/b/a Spectrum and Charter Communications, Cause No. 6:19-cv-345-ADA-JCM – Filed 10-19-18
2. Tejas Motel, LLC v. City of Mesquite, acting by and through its Board of Adjustment, Cause No. DC-18-16933 – Filed 11-8-18
3. Patricia Brennan and Alyssa Sanders, Individually and as Heirs of Natalie Sanders v. City of Mesquite, et al, Cause No. 3:19-CV-01263-L – Filed 5-24-19
4. Tejas Motel, L.L.C. v. City of Mesquite, Acting by and through its Board of Adjustment, Civil Action No. 3:20-cv-20-01982-X – Filed 7-27-20
5. City of Mesquite v. Ulises Rivera, Jessica Rivera and 3509 Byrd Drive, Mesquite, Texas 75150 in rem, Cause No. DC-20-12465 – Filed 9-3-20
6. Vault Ventures, LLC v. City of Mesquite and Cliff Keheley, in his Official Capacity as Mesquite City Manager, Cause No. DC-20-19115 – Filed 12-28-20, on Appeal to the Fifth Court of Appeals, Case No. 05-21-00986-CV
7. Kasia Varsak v. Jeremy Thomas Meeks and the City of Mesquite, Texas, Cause No. CC-21-00813-B – Filed 3-4-21
8. John Alexander v. City of Mesquite and Emilio F. Henry, Cause No. DC-21-06832 - Filed 5-28-21
9. Raina Naomi Brechbiel v. Danielle Larrison and Christopher Odom, Cause No. 3:21-cv-01563-E - Filed 7-7-21
10. Landon Harris v. City of Mesquite, Cause No. DC-21-08418 - Filed 6-30-21
11. Daniel Gonzales v. City of Mesquite, Cause No. CC-21-05087-D - Filed 11-22-21
12. City of Mesquite v. CC Hillcrest, LLC, Summit Hillcrest Apartments, Ltd, Hillcrest GP, LLC and 2119 Hillcrest St., Mesquite, Texas 75149 in rem, Cause No. DC-22-01764 - Filed 2-14-22
13. Anthony Wagner v. City of Mesquite, Texas, Cause No. DC-22-02864 - Filed 3-14-22
14. Clement Bernard v. City of Mesquite, Texas, Civil Action No. 3:22-cv-00928 - Filed 4-26-22

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 discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations or to deliberate the offer of a financial or other incentive to such a business prospect. The following subjects may be discussed:

- 14 Discuss economic development incentives for a prospective company considering locating at Alcott Logistics Station on Scyene Road near Clay Mathis Road. **Discussed.**

Following discussions in executive session, the City Council will reconvene in open session where any final action regarding executive session items will be taken.