

City of Mesquite, Texas

Minutes - Final City Council

Monday, January 6, 2014 1:30 PM City Hall | Council Chamber 757 N. Galloway | Mesquite, Texas

Present: Mayor Pro Tem Shirley Roberts and Councilmembers Al Forsythe, Bill Porter, Stan Pickett, Greg Noschese and Dennis Tarpley, City Manager Ted Barron and City Secretary Sonja Land.

Absent: Mayor John Monaco.

Mayor Pro Tem Shirley Roberts presided over the meeting in Mayor Monaco's absence.

PRE-MEETING - COUNCIL CONFERENCE ROOM - 1:30 P.M.

AGENDA REVIEW

EXECUTIVE SESSION - EXECUTIVE CONFERENCE ROOM - 1:35 P.M.

The City Council met in Executive Session pursuant to Section 551.072 of the Texas Government Code to discuss the purchase, exchange, lease or value of real property (discuss acceptance of offer to donate property at 1301 Hackamore Street); whereupon, the City Council proceeded to meet in the City Council Conference Room. After the closed meeting ended at 1:59 p.m., the City Council reconvened in Open Session.

No executive action was necessary.

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

INVOCATION

Councilmember Stan Pickett.

PLEDGE OF ALLEGIANCE

Recreation participants from Rutherford Senior Citizens Center.

SPECIAL ANNOUNCEMENTS

(1) Mr. Porter announced that National Punt, Pass and Kick Finalist Kloie Oguntodu, second grade student from Shaw Elementary School, will be one of 40 finalists who will be competing in the National Championship of the NFL Punt, Pass and Kick competition in Denver, Colorado on Sunday, January 12, 2014. She had the highest total scores for her age group in the country. Mr. Porter wished Kloie good luck in her competition this weekend.

(2) Mr. Porter announced that the Mesquite Parks and Recreation Department is hosting the annual Daddy/Daughter Dance on Friday, February 7, 2014, at the Mesquite Convention Center located at 1700 Rodeo Drive for fathers and daughters ages 4-12 years. This year's theme is "Once Upon A Time" and tickets go on sale today for \$15 per person/per session. Mr. Porter encouraged all fathers to participate in this special night with their daughters.

$(3)\ Mr.\ Noschese\ wished\ everyone\ a\ Happy\ New\ Year.$

CONSENT AGENDA

1

2

Approval of the Consent Agenda

Mr. Noschese moved to approve the items on the Consent Agenda, as follows. Motion was seconded by Mr. Pickett and approved unanimously.

Minutes of the regular City Council meeting held December 16, 2013.

Approved on the Consent Agenda.

A resolution authorizing the City Manager to execute an amendment to the Tax Saver Plan adding a carryover provision and deleting certain grace periods applicable only to health care expense reimbursements as permitted by the Internal Revenue Service in Notice 2013-71 and amending the maximum employee contribution levels for health care expense reimbursements effective for plan years beginning after December 31, 2012, and notifying eligible employees of the amendment.

Approved on the Consent Agenda.

Resolution No. 01-2014, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUTHORIZING MESQUITE, TEXAS, THE CITY MANAGER TO AMENDMENT TO THE TAX SAVER PLAN ADDING A CARRYOVER PROVISION AND DELETING CERTAIN GRACE PERIODS APPLICABLE ONLY TO HEALTH REIMBURSEMENTS CARE EXPENSE AS **PERMITTED** BY THE INTERNAL REVENUE SERVICE IN NOTICE 2013-71 AND **AMENDING** THE **MAXIMUM CONTRIBUTION FOR HEALTH CARE EMPLOYEE LEVELS EXPENSE** REIMBURSEMENTS **EFFECTIVE** FOR **PLAN YEARS BEGINNING AFTER NOTIFYING ELIGIBLE EMPLOYEES** THE DECEMBER 31, 2012, AND OF AMENDMENT; AND PROVIDING A SEVERABILITY CLAUSE. (Resolution No. of Resolution Book No. 46.) 01-2014 recorded on page

Bid No. 2014-017 - Annual Landscape Maintenance of the Creek Crossing Area Medians, Rights-of-Way and Landscape Areas and Mesquite Metro Airport.

(Authorize the City Manager to execute a contract with low bidder SLM Landscape in the amount of \$132,850.00.)

Approved on the Consent Agenda.

Bid No. 2014-046 - Purchase of Three Standard 16-Passenger Cut-Away Chassis Type Buses.

(Staff recommends award to National Bus Sales & Leasing, Inc., in Justin, Texas, through Texas SmartBuy Contract No. 072-A1, in the amount of \$211,481.41.)

3

Approved on the Consent Agenda.

5

Approve an Interlocal Agreement with the City of Dallas for Biomedical Online Medical Supervision in an amount not to exceed \$55,260.00 for fiscal year 2013-14 and \$55,260.00 for year 2014-15, for a total amount not to exceed \$110,521.00.

Approved on the Consent Agenda.

END OF CONSENT AGENDA

PUBLIC HEARINGS

6

Conduct a public hearing and consider an ordinance for Application No. 261-32-2013, submitted by Alka Patel, for a zoning change from Service Station to Planned Development - General Retail to allow for the expansion of the main building to include additional businesses for property located at 3021 Big Town Boulevard.

(No opposition to the proposed amendment has been received. The Planning and Zoning Commission recommends approval of the application with certain stipulations.)

A public hearing was scheduled to be held for Application No. 261-32-2013. In the absence of the applicant, Mr. Tarpley moved to postpone consideration of Application No. 261-32-2013 until the January 21, 2014, City Council meeting. Motion was seconded by Mr. Porter and approved unanimously.

7

Conduct a public hearing and consider an ordinance for Application No. 545-24-2013, submitted by Ken Strickler for Stadium Auto, for a zoning change from Commercial to Commercial with a Conditional Use Permit, to allow the sale of new and used cars on two tracts located at 2960 and 3200 Interstate Highway 30.

(One letter in favor and two letters in opposition to the proposed amendment have been received. Two persons appeared in favor of the proposed amendment before the Planning and Zoning Commission. The Commission recommends approval of the application with certain stipulations.)

A public hearing was scheduled to be held to consider Application No. 545-24-2013. At the request of the applicant, Mr. Tarpley moved to postpone consideration of Application No. 545-24-2013, until the January 21, 2014, City Council meeting. Motion was seconded by Mr. Pickett and approved unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS

8

Consider appointment of one regular member to the Planning and Zoning Commission/Capital Improvements Advisory Committee for a term to expire September 30, 2015.

Mr. Porter moved to appoint Jennifer Vidler as a regular member to the Planning and Zoning Commission/Capital Improvements Advisory Committee for a term to expire September 30, 2015. Motion was seconded by Mr. Noschese and approved unanimously.

9

Consider appointment of two regular members and one alternate member to the Board of Adjustment for terms to expire January 1, 2016, and one regular member for a term to expire January 1, 2015, who will also serve on the Automated Traffic Signal Enforcement Advisory Committee.

Mr. Pickett moved to appoint Duddly Hargrove and Sid Agent as regular members to the Board of Adjustment for terms to expire January 1, 2016, change the appointment of Michael Hooker from an alternate member to a regular member for a term to expire January 1, 2015, and to appoint Fernando Rojas as an alternate member for a term to expire January 1, 2016, who will also serve on the Automated Traffic Signal Enforcement Advisory Committee by designation of Councilmember Bill Porter, Place 1. Motion was seconded by Mr. Noschese and approved unanimously.

ADJOURNMENT

Mr. Noschese moved to adjourn the meeting. Motion was seconded by Mr. Pickett and approved unanimously. The meeting adjourned at 3:17 p.m.

Approved:	Attest:	
Shirley Roberts, Mayor Pro Tem	Sonia Land, City Secretary	