

ORDINANCE NO. 4951

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING THE MESQUITE CITY CODE, CHAPTER 20 “BOARDS, COMMISSIONS, AND COMMITTEES” ADDING NEW DIVISION 4 “ECONOMIC DEVELOPMENT ADVISORY BOARD” TO ARTICLE V, THEREBY CREATING THE MESQUITE ECONOMIC DEVELOPMENT ADVISORY BOARD (“MEDA BOARD”); AND MAKING CERTAIN OTHER RELATED ADDITIONS OR DELETIONS; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE.

**WHEREAS**, adding a new Mesquite Economic Development Advisory Board (“**MEDA Board**”) will allow the members of the Board to serve in an advisory capacity regarding Mesquite development initiatives, programs, and other economic development related projects; and

**WHEREAS**, it is the intent of the City Council of the City of Mesquite, Texas (“**City Council**”) to protect the public health, safety, and welfare; and

**WHEREAS**, the City of Mesquite, Texas, (“**City**”) is a home-rule municipality acting under its Charter adopted, and amended, by the electorate pursuant to Article 11, [Section 5](#) of the Texas Constitution and [Chapter 9](#) of the Texas Local Government Code; and

**WHEREAS**, a home-rule municipality has full power of local self-government, pursuant to Texas Local Government Code, Title 2, Subtitle D, Chapter 51, [Section 51.072\(a\)](#); and

**WHEREAS**, the City shall have the power to enact and enforce ordinances necessary to protect health, life and property and to prevent and summarily abate and remove all nuisances, and to preserve and enforce good government and order and security of the City and its inhabitants, pursuant to Article III, [Section 2](#) of the Mesquite City Charter; and

**WHEREAS**, upon full review and consideration of all matters attendant and related thereto, the City Council is of the opinion this ordinance should be approved and adopted.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:**

**SECTION 1.** **Recitals Incorporated.** The City Council hereby finds and determines the recitals made in the preamble of this ordinance are true and correct, and hereby incorporates such recitals here in the body of this ordinance as if copied in their entirety.

**SECTION 2.** **BOARDS, COMMISSIONS, AND COMMITTEES ORGANIZATIONAL STRUCTURE.** The City of Mesquite, Texas, Boards, Commissions, and Committees Organizational Structure chart is attached hereto and made a part hereof as **EXHIBIT A**. Said Chart is provided herein as a visual aid and may be administratively updated from time to time by the City staff as needed, without the need to seek City Council approval.

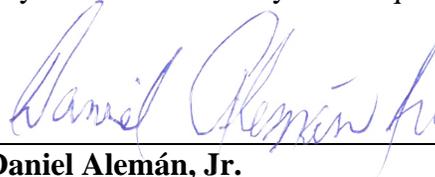
**SECTION 3. MESQUITE CITY CODE TEXT AMENDMENT.**

**CHAPTER 20 – BOARDS, COMMISSIONS, AND COMMITTEES.** The Mesquite City Code is hereby amended as identified in **EXHIBIT B**, thereby revising Chapter 20 – Boards, Commissions, and Committees, and said exhibit is attached hereto and made a part hereof, and in all other respects, said Code, Chapters, and Articles shall remain in full force and effect.

**SECTION 4. Severability Clause.** Should any word, sentence, paragraph, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance and the Mesquite City Code, as hereby or previously amended, which shall remain in full force and effect.

**SECTION 5. Effective Date.** That this ordinance shall take effect and be in force immediately upon its adoption pursuant to Mesquite City Charter, Article IV, [Section 24](#), and it is accordingly so ordained.

**DULY PASSED AND APPROVED** by the City Council of the City of Mesquite, Texas, on the **4th day of APRIL, 2022.**



**Daniel Alemán, Jr.**  
**Mayor**

**ATTEST:**

**APPROVED AS TO LEGAL FORM:**



**Sonja Land**  
**City Secretary**



**David L. Paschall**  
**City Attorney**

**EXHIBIT A**

**To Ordinance No. 4951**

City of Mesquite, Texas  
Boards, Commissions, and Committees Organizational Structure

**CITY OF MESQUITE, TEXAS**  
**BOARDS, COMMISSIONS, & COMMITTEES**  
**Organizational Structure**

**STANDING & AD HOC  
COMMITTEES  
of the  
City Council**

- **STANDING COMMITTEES**  
**MEMBERSHIP:**  
**Less than a quorum  
of the City Council.**  
  
Created by the City Council.  
  
Mayor appoints:  
Members of the CC  
(Less than a quorum)  
and  
Chair.
- **SPECIAL AD HOC  
COMMITTEES**  
**MEMBERSHIP:**  
**Less than a quorum  
of the City Council.**  
  
Created by Mayor.  
  
Mayor appoints:  
Members of the CC  
(Less than a quorum)  
and  
Chair.
- **CITIZEN ADVISORY  
COMMITTEES &  
TASK FORCES**  
**MEMBERSHIP:**  
**Non-members of the CC,  
and may include**  
**Less than a quorum  
of the City Council.**  
  
Created by the City Council.  
  
All members of the City Council (i.e. Individual CC members and the Mayor) may each appoint at least one (1) member.  
  
Mayor appoints Chair.

**NON-PROFIT  
CORPORATIONS**

- Historic Mesquite, Inc.  
(Non-members of the CC)
- Keep Mesquite Beautiful, Inc.  
(Non-members of the CC)
- Mesquite Quality of Life Corporation (“MQOLC”)  
(Non-members of the CC)  
(\* \*\* Same Membership as Economic Development Advisory Board)  
(Subject to TOMA)
- Mesquite Health Facilities Development Corporation  
(Members of the City Council)
- Mesquite Housing Finance Corporation  
(Members of the City Council)
- Mesquite Industrial Development Corporation  
(Members of the City Council)

**Subject to CODE OF ETHICS**  
Some corporations may be subject to TOMA.

**Also governed by State law, Articles of Incorporation, and the Bylaws filed with the Texas Secretary of State.**

**REINVESTMENT ZONE  
TIF & TIRZ  
BOARDS**

- 01. Rodeo City TIF  
(Members of the City Council)
- 02. Towne Centre TIRZ  
(Members of the City Council)
- 07. Skyline TIF  
(Members of the City Council)
- 08. Gus Thomasson TIF  
(Members of the City Council)
- 09. Town East/Skyline TIRZ  
Members of CC & Non-members of the CC
- 10. Polo Ridge TIRZ  
(Members of the City Council)
- 11. Heartland Town Center TIRZ  
(Members of the City Council)
- 12. I-20 Business Park TIRZ  
(Members of the City Council)
- 13. Spradley Farms TIRZ  
Members of CC & Non-members of the CC
- 14. Alcott Logistics Station TIRZ  
(Members of the City Council)
- 15. Solterra TIRZ  
(Members of the City Council)

**Subject to CODE OF ETHICS**  
**Subject to TOMA**

**Also governed by State law and the uncodified City ordinance(s) creating the TIF or TIRZ Board(s).**

**QUASI-JUDICIAL  
Boards, Commissions,  
& Committees**

- Airport Board of Adjustment \*
- Airport Zoning Commission\* \*
- Board of Adjustment \*
- Building Standards Board
- Civil Service System: Civil Service Commission \* \* \*
- (for Fire & Police Sworn Employees)
- Civil Service System: Personnel Board & Trial Board \* \* \*
- (for General Govt Employees)
- Housing Board
- Landmark Commission
- Planning & Zoning Commission \* \*

**Subject to CODE OF ETHICS**  
**Subject to TOMA**  
**Also governed by State law.**

**NOTE:**    \* \* \* Same Membership  
                  \* \*    Same Membership  
                  \*     Same Membership

**ADVISORY  
Boards, Commissions,  
& Committees**

- Animal Services Advisory Committee
- Capital Improvements Advisory Committee \* \*
- (\* \* P&Z +2 additional members)
- Downtown Development Advisory Board
- Economic Development Advisory Board  
(\* \* \* MQOLC membership)
- Library Advisory Board
- Parks & Recreation Advisory Board \*
- Tree Advisory Board \*

**Subject to CODE OF ETHICS**

**NOTE:**    \* \* \* Same Membership  
                  \* \*    Same Membership  
                  \*     Same Membership

**REGIONAL BOARDS, COMMISSIONS, & COMMITTEES**  
North Texas Municipal Water District

**EXHIBIT B**

**To Ordinance No. 4951**

Chapter 20  
Article 1, Article III, and  
Article V, Division 4 – Economic Development Advisory Board

## MESQUITE CITY CODE

\* \* \*

### Chapter 20 – BOARDS, COMMISSIONS, AND COMMITTEES

#### Article I. – In General.

\* \* \*

*[Editor's Note: Make the following revisions with additions identified in green font and underlined and deletions identified in ~~red font with strikethrough~~.]*

#### Sec. 20-2. - Applicability.

\* \* \*

(b) *Not applicable.*

\* \* \*

(2) *Nonprofit corporations.* Nonprofit corporations associated with the City are each governed by the uncodified adopting ordinances and amendments thereto, the business entity's articles of incorporation, bylaws, and federal, State, and other local law as may be applicable. Therefore, unless otherwise provided, the provisions of this chapter shall not apply to any nonprofit corporation associated with the City of Mesquite, including, but not limited to the following:

\* \* \*

(3) *Reinvestment zones.* Tax Increment Financing (TIF) or Tax Increment Reinvestment Zone (TIRZ) boards, commissions, and committees are governed by adopting ordinances and amendments thereto and other State or local law as may be applicable. Therefore, unless otherwise provided, the provisions of this chapter shall not apply to any TIF or TIRZ board, commission, or committee associated with the City of Mesquite.

\* \* \*

**Sec. 20-4. Abbreviations and Acronyms.**

The following abbreviations and acronyms may be used within this chapter or other City resource materials:

- (1) Airport-BOA: Airport Board of Adjustment.
- (2) BOA: Board of Adjustment.
- (3) BSB: Building Standards Board.
- (4) CHRI: Criminal History Record Information.
- (5) CIAC: Capital Improvements Advisory Committee.
- (6) DL: Driver's License.
- (7) ETJ: Extraterritorial Jurisdiction.
- (8) ID: Identification.
- (9) MEDA: Mesquite Economic Development Advisory Board.
- ~~(9)~~MLC: Mesquite Landmark Commission.
- (11) MQOLC: Mesquite Quality of Life Corporation
- ~~(10)~~ PIA: Public Information Act.
- ~~(11)~~ P&Z: Planning and Zoning Commission.
- ~~(12)~~ TIF: Tax Increment Financing.
- ~~(13)~~ TIRZ: Tax Increment Reinvestment Zone.
- ~~(14)~~ TOMA: Texas Open Meetings Act.
- ~~(15)~~ TSLAC: Texas State Library and Archives Commission.
- ~~(16)~~ U.S.: United States.

**Sec. 20-5. - Definitions.**

\* \* \*

*REGULAR MEMBER* means a full voting member of a City board, commission, or committee, usually appointed by a vote of the City Council, or who is automatically appointed by way of other position (i.e., EX OFFICIO MEMBER). A REGULAR MEMBER enjoys the full rights of participating on the board, including the rights of discussing board business, making motions, debating and discussing motions, and voting on all matters of the board. An EX OFFICIO MEMBER may also be classified as a REGULAR MEMBER having voting rights, unless otherwise provided. When, or if, applicable, a member of the Board of Directors of a nonprofit corporation referenced in Sec. 20-2 (b)(2), or its successor and as amended, may be considered a REGULAR MEMBER.

\* \* \*

**ARTICLE III. – GENERAL REGULATIONS.**

**Division 1. – Regulations Applicable to All Boards, Commissions, and Committees.**

\* \* \*

**Sec. 20-326. - Officers of the board, commission, or committee.**

\* \* \*

(f) Vacancy of Officer. A vacancy in an officer position which occurs by reason of death, resignation, disqualification, removal, or otherwise, shall be filled by election by the Board, for the unexpired portion of the term of that office.

\* \* \*

*[The remainder of this page is left blank intentionally]*

## ARTICLE V. -        **ADVISORY BOARDS, COMMISSIONS, AND COMMITTEES**

\* \* \*

*[Editor's note: Insert the following new Economic Development Advisory Board as Division 4, and re-number the remaining Divisions accordingly.]*

### **DIVISION 4. – ECONOMIC DEVELOPMENT ADVISORY BOARD**

#### **Sec. 20-5331. -        Establishment of the Economic Development Advisory Board.**

The City of Mesquite, Texas, Economic Development Advisory Board was created and established by the City Council on April 4, 2022. The Economic Development Advisory Board may also be referred to as “Mesquite Economic Development Advisory Board,” or “MEDA Board.”

#### **Sec. 20-5332. -        In general.**

The Economic Development Advisory Board was created and established by the City Council to serve in an advisory capacity regarding Mesquite development initiatives, programs, and other economic development related projects.

#### **Sec. 20-5333. -        Members.**

The Board of Directors of the Mesquite Quality of Life Corporation (“MQOLC”) shall serve as the REGULAR MEMBERS of the Economic Development Advisory Board. The Board of Directors of the Mesquite Quality of Life Corporation may hereinafter be referred to as the REGULAR MEMBERS of the MQOLC.

#### **Cross references –**

Definition of “REGULAR MEMBER”, Article I, [Sec. 20-5](#).  
City Council action for appointments and confirmations, Article II, [Sec. 20-206](#).

*[The remainder of this page is left blank intentionally.]*

**Sec. 20-5334. - Organization.**

*Regular Members.* REGULAR MEMBERS shall be appointed by the City Council to a specified position as designated below. Position numbers are assigned for term expiration date purposes and do not signify rank or seniority.

<b>Economic Development Advisory Board – Regular Members</b>	
Position No. 1.	MQOLC regular member. Appointed for a term expiring in odd-numbered years.
Position No. 2.	MQOLC regular member. Appointed for a term expiring in even-numbered years.
Position No. 3.	MQOLC regular member. Appointed for a term expiring in odd-numbered years.
Position No. 4.	MQOLC regular member. Appointed for a term expiring in even-numbered years.
Position No. 5.	MQOLC regular member. Appointed for a term expiring in odd-numbered years.
Position No. 6.	MQOLC regular member. Appointed for a term expiring in even-numbered years.
Position No. 7.	MQOLC regular member. Appointed for a term expiring in odd-numbered years.

*Alternates.* No alternates are appointed to the Economic Development Advisory Board.

**Sec. 20-5335. - Officers.**

- (a) *Chair.* The MQOLC President shall serve as the Economic Development Advisory Board Chair.
- (b) *Vice-Chair.* The MQOLC Vice-President shall serve as the Economic Development Advisory Board Vice-Chair.

**Cross reference** – Officers of the board, commission, or committee, Article III, Division 1, [Sec. 20-326](#).

**Sec. 20-5336. - Duties.**

- (a) *Code of ethics.* All REGULAR MEMBERS and ALTERNATES of the Economic Development Advisory Board shall comply with the City's CODE OF ETHICS.
- (b) *Regulations for regular members and alternates.* All REGULAR MEMBERS and ALTERNATES of the Economic Development Advisory Board shall comply with Article III (General Regulations) of this chapter.
- (c) *Other law.* All REGULAR MEMBERS and ALTERNATES of the Economic Development Advisory Board shall comply with State and other law as may be applicable.

**Cross reference** – City Code Ch. 2, Article IV, Division 2 – Code of Ethics.

**Sec. 20-5337. - Responsibilities and matters of the Economic Development Advisory Board.**

The Economic Development Advisory Board shall have the following responsibilities:

- (1) Serving as liaison to the City Council and making recommendations regarding Mesquite economic development initiatives.
- (2) Making recommendations to the City Council for incentive programs.
- (3) Monitoring programs and activities of the organization, promotion, economic vitality, and design committees of the board.
- (4) Serving as a forum for the exchange of information related to current or future Mesquite economic development programs.
- (5) Updating City Council of the status of Mesquite economic development progress as needed.

**Sec. 20-5338. - Quorum.**

To conduct the business of the Economic Development Advisory Board a QUORUM shall be present. A QUORUM shall be calculated as a majority number of the FULL MEMBERSHIP of the Board; therefore, four (4) persons shall constitute a QUORUM.

**Cross reference** – “Quorum” defined, Article I, Sec. 20-5.

**Similar State Law provision** – “Quorum” defined, V.T.C.A., Government Code, Open Meetings Act, § 551.001.

**Sec. 20-5339. - Rules of procedure.**

- (a) *In general.* The Economic Development Advisory Board shall comply with Sec. 20-324 (Rules of Procedure) of Article III, Division 1 in this Chapter, and as may be identified by law.
- (b) *Board specific rules of procedure.* The Economic Development Advisory Board specific rules of procedure, if any, shall be adopted in accordance with Sec. 20-324 (Rules of Procedure) of Article III, Division 1 in this Chapter. If the City Council approves specific rules of procedure for the Economic Development Advisory Board, said rules shall be filed in the Office of the City Secretary and posted on the City's website.

**Secs. 20-5340 – 20-5400. – Reserved.**

\* \* \*