

MINUTES OF THE WORK AND REGULAR CITY COUNCIL MEETING HELD BEGINNING AT NOON, SEPTEMBER 21, 2009, CITY COUNCIL CHAMBER, CITY HALL, 711 N. GALLOWAY.

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

PRE-MEETING – CITY COUNCIL CONFERENCE ROOM – NOON.

The City Council met in the City Council Conference Room beginning at Noon to discuss the items on the Work and Regular Agenda and receive briefing regarding: (1) flooding and Drainage Utility District Projects, (2) proposed Sustainable Development Call-for-Projects submission, (3) extraterritorial jurisdiction and (4) commuter rail service.

(2) It was Council consensus to proceed with submission of the two projects outlined.

(4) Council directed staff to develop a survey instrument to be utilized in identifying potential express bus/rail commuters and to bring it back to Council prior to posting it online.

WORK SESSION – CITY COUNCIL CHAMBER – 1:00 P.M.

A. MONTHLY FINANCIAL REPORT FOR JULY 2009 – RECEIVED.

Don Simons, Director of Finance, presented the monthly financial report for July 2009.

The Work Session ended at 1:07 p.m.

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

Invocation was given by Rocky Pope, Senior Pastor, Mimosa Lane Baptist Church, Mesquite, Texas.

The Pledge of Allegiance was led by Recreation After School Program participants from Shaw Elementary School.

INSTALLATION OF COUNCILMEMBER

1. INSTALLATION OF NEWLY ELECTED COUNCILMEMBER FOR PLACE 4.

Mayor Monaco administered the Oath of Office to Councilmember Shirley Roberts, Place 4.

CONSENT AGENDA.

Mr. Pickett moved to approve the items on the Consent Agenda, as follows.

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Motion was seconded by Mr. Porter and approved unanimously.

2. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD SEPTEMBER 8, 2009.
3. ORDINANCE NO. 4060 – APPROVING A CHANGE OF ZONING FROM COMMERCIAL MILITARY PARKWAY-SCYENE CORRIDOR (MP-SC) TO COMMERCIAL MP-SC WITH A CONDITIONAL USE PERMIT FOR AN AMBULANCE AND DISPATCH SERVICE LOCATED AT 1210 WEST SCYENE ROAD, SUITE D.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING THE MESQUITE ZONING ORDINANCE ADOPTED ON SEPTEMBER 4, 1973, AND RECODIFIED ON NOVEMBER 21, 1988, SO AS TO APPROVE A CHANGE OF ZONING FROM COMMERCIAL MP-SC TO COMMERCIAL MP-SC WITH A CONDITIONAL USE PERMIT FOR AN AMBULANCE AND DISPATCH SERVICE SUBJECT TO CERTAIN STIPULATIONS; REPEALING ALL ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND DECLARING AN EMERGENCY. (Ordinance No. 4060 recorded on page _____ of Ordinance Book No. 93.)

4. RESOLUTION NO. 33-2009 – ADOPTING AN INVESTMENT POLICY.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, ADOPTING AN INVESTMENT POLICY; AND DECLARING AN EFFECTIVE DATE THEREOF. (Resolution No. 33-2009 recorded on page _____ of Resolution Book No. 43.)

5. RFP NO. 2009-068 – PURCHASE AND INSTALLATION OF A MOBILE DATA TERMINAL FOR MTED BUSES – ALL BIDS REJECTED.
6. BID NO. 2010-006 – ANNUAL RADIO MAINTENANCE CONTRACT – CITY MANAGER AUTHORIZED TO EXECUTE A CONTRACT WITH SOLE SOURCE PROVIDER MOTOROLA, INC., IN THE AMOUNT OF \$307,592.04.
7. BID NO. 2010-009 – ANNUAL MAINTENANCE OF COMPUTER AIDED DISPATCH (CAD)/RECORDS MANAGEMENT SYSTEM (RMS) AND PREMIER MOBILE DATA COMPUTER (PMD) – CITY MANAGER AUTHORIZED TO EXECUTE A CONTRACT WITH SOLE SOURCE PROVIDER MOTOROLA, INC., IN THE AMOUNT OF \$265,092.00.
8. BID NO. 2010-010 – PUBLIC SAFETY MOBILE DATA SYSTEM CONNECTIVITY SERVICE – AWARDED TO AT&T MOBILITY THROUGH THE STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES IN THE AMOUNT OF \$9,097.30 PER MONTH FOR A TOTAL ANNUAL AMOUNT OF \$109,167.00.

9. BID NO. 2010-011 – PURCHASE OF ONE 33,000 GVW CAB AND CHASSIS WITH REFUSE BODY – AWARDED TO SOUTHWEST INTERNATIONAL IN DALLAS, TEXAS, THROUGH BUYBOARD, SPONSORED BY THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE CONTRACT, IN THE AMOUNT OF \$111,223.02.
10. BID NO. 2010-012 – PURCHASE OF FOUR 25,500 GVW CAB AND CHASSIS WITH RECYCLE BODIES – AWARDED TO SOUTHWEST INTERNATIONAL IN DALLAS, TEXAS, THROUGH BUYBOARD, SPONSORED BY THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE CONTRACT, IN THE AMOUNT OF \$448,974.00.
11. BID NO. 2010-013 – PURCHASE OF ONE 33,000 GVW CAB AND CHASSIS WITH KNUCKLE BOOM – AWARDED TO SOUTHWEST INTERNATIONAL IN DALLAS, TEXAS, THROUGH BUYBOARD, SPONSORED BY THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE CONTRACT, IN THE AMOUNT OF \$135,658.02.
12. BID NO. 2010-014 – PURCHASE OF ONE 27,000 GVW CAB AND CHASSIS WITH DUMP BODY – AWARDED TO SOUTHWEST INTERNATIONAL IN DALLAS, TEXAS, THROUGH BUYBOARD, SPONSORED BY THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE CONTRACT, IN THE AMOUNT OF \$68,444.42.
13. BID NO. 2010-015 – PURCHASE OF ONE 46,000 GVW CAB AND CHASSIS WITH DUMP BODY – AWARDED TO SOUTHWEST INTERNATIONAL IN DALLAS, TEXAS, THROUGH BUYBOARD, SPONSORED BY THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE CONTRACT, IN THE AMOUNT OF \$120,687.20.
14. CITY MANAGER AUTHORIZED TO EXECUTE A LETTER OF AUTHORIZATION WITH NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS (NCTCOG) TO PROVIDE ADMINISTRATIVE AND IMPLEMENTATION ASSISTANCE IN COMPLIANCE WITH THE TEXAS POLLUTION DISCHARGE ELIMINATION SYSTEM (TPDES) STORM WATER DISCHARGE PERMIT IN AN AMOUNT NOT TO EXCEED \$6,484.00.
15. CITY MANAGER AUTHORIZED TO EXECUTE A LETTER OF AUTHORIZATION WITH NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS (NCTCOG) FOR THE FISCAL YEAR 2010 REGIONAL STORM WATER MONITORING PROGRAM IN COMPLIANCE WITH THE TEXAS POLLUTION DISCHARGE ELIMINATION SYSTEM (TPDES) STORM WATER DISCHARGE PERMIT IN AN AMOUNT NOT TO EXCEED \$10,537.00.

16. CITY MANAGER AUTHORIZED TO EXECUTE A LOCAL PROJECT ADVANCE FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE DESIGN AND CONSTRUCTION OF A PORTION OF THE MESQUITE HIKE AND BIKE TRAIL, PHASE 1 PROJECT IN THE AMOUNT OF \$3,822,663.00.
17. CITY MANAGER AUTHORIZED TO EXECUTE AMENDMENT NO. 12 TO THE ENGINEERING DESIGN SERVICES CONTRACT WITH HNTB CORPORATION FOR ADDITIONAL SURVEYING SERVICES IN CONJUNCTION WITH THE MESQUITE SECTION OF THE LBJ CORRIDOR PROJECT, PHASES 2 AND 2B IN AN AMOUNT NOT TO EXCEED \$44,580.00.
18. CITY MANAGER AUTHORIZED TO EXECUTE AN AMENDMENT TO THE ENGINEERING SERVICES CONTRACT WITH PIPELINE ANALYSIS, LLC FOR ADDITIONAL ENGINEERING SERVICES IN CONJUNCTION WITH THE SANITARY SEWER MASTER PLAN UPDATE IN THE AMOUNT OF \$12,368.00.
19. CITY MANAGER AUTHORIZED TO EXECUTE THE 2010 PREMIUM RENEWAL AGREEMENT WITH CIGNA DENTAL PROVIDING EMPLOYEE/RETIREE DPPO AND DHMO DENTAL PLANS EFFECTIVE JANUARY 1, 2010.
20. CITY MANAGER AUTHORIZED TO EXECUTE THE 2010 SELF-INSURED MEDICAL PLAN ADMINISTRATIVE SERVICES ONLY (ASO) AND PRESCRIPTION DRUG BENEFITS RENEWAL AGREEMENT WITH CIGNA HEALTHCARE, INC., PROVIDING EMPLOYEE/RETIREE OAP AND HMO GROUP MEDICAL PLANS EFFECTIVE JANUARY 1, 2010.

END OF CONSENT AGENDA.

PUBLIC HEARINGS.

21. PUBLIC HEARING – ZONING – APPLICATION NO. 1461-144-2009 SUBMITTED BY F. MICHAEL GRAVES FOR A ZONING CHANGE FROM LIGHT COMMERCIAL WITH A CONDITIONAL USE PERMIT TO LIGHT COMMERCIAL WITH A REVISED CONDITIONAL USE PERMIT TO ALLOW FOR THE SALE OF USED CARS, OR IN THE ALTERNATIVE TO COMMERCIAL WITH A CONDITIONAL USE PERMIT TO ALLOW FOR THE SALE OF USED CARS AND MINIWAREHOUSES LOCATED AT 1919 OATES DRIVE – POSTPONED UNTIL THE OCTOBER 5, 2009, CITY COUNCIL MEETING.

A public hearing was held to consider Application No. 1461-144-2009 submitted by F. Michael Graves for a zoning change from Light Commercial with a Conditional Use Permit to Light Commercial with a revised Conditional Use Permit to allow for the sale of used cars, or in the alternative to Commercial with a Conditional Use Permit to allow for the sale of used cars and miniwarehouses. This property is further described as a 7.95-acre tract located at 1919 Oates Drive.

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Applicant F. Michael Graves presented the application and expressed concern regarding three of Planning and Zoning Commission's recommended stipulations. He stated that his first concern is the recommendation to install ten new landscaped parking islands. Mr. Graves stated that the company would rather install additional landscaping along Oates Drive which they feel would be more beneficial since it is a highly visible area. He stated that a revised site plan was submitted to the Planning and Zoning staff just prior to today's City Council meeting.

Mr. Graves stated that he is also concerned about the recommendation limiting the maximum number of vehicles on this site to 150. He stated that the property currently contains 479 parking spaces and the dealership would like to utilize this space for displaying additional vehicles. Another concern is Planning and Zoning Commission's recommendation that no vehicle may be over four years old. Mr. Graves explained that this is a Ford dealership and Ford Motor Company prohibits financing vehicles over five years old or vehicles with more than 100,000 miles. Mr. Graves explained that, at this time, several new vehicles are for sale on the lot to keep from violating the zoning requirements now in place. However, due to an agreement with certain auto-makers, new vehicles are prohibited from being sold at this location. The dealership has received a temporary exemption from Ford Motor Company to sell new vehicles until the zoning situation can be resolved. Therefore, Mr. Graves is requesting approval to sell up to 100 percent used vehicles that are no more than five years old.

Mr. Graves stated that his request for miniwarehouses was initiated by individuals contacting him regarding storage for classic show cars and similar vehicles. However, he agrees to dismiss this request.

No one appeared regarding the proposed zoning change. Mayor Monaco declared the public hearing closed.

Councilmembers expressed concern regarding utilizing this site, which is a gateway into the City, for the sale of used vehicles and that the revised site plan had not been submitted prior to today's meeting to allow staff and Council adequate time for review.

Mr. Tarpley moved to postpone Application No. 1461-144-2009 submitted by F. Michael Graves for a zoning change from Light Commercial with a Conditional Use Permit to Light Commercial with a revised Conditional Use Permit until the October 5, 2009, City Council meeting. Motion was seconded by Ms. Roberts and approved unanimously.

22. PUBLIC HEARING – ZONING – APPLICATION NO. 1462-265-2009 SUBMITTED BY DANNY GAMEZ AND ORDINANCE NO. 4061 FOR A ZONING CHANGE FROM INDUSTRIAL TO INDUSTRIAL WITH A CONDITIONAL USE PERMIT TO ALLOW FOR THE SALE OF USED FORKLIFTS AND THE OUTDOOR DISPLAY OF FORKLIFTS LOCATED AT 3510 E. US HIGHWAY 80 – APPROVED WITH CERTAIN STIPULATIONS.

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A public hearing was held to consider Application No. 1462-265-2009 submitted by Danny Gamez for a zoning change from Industrial to Industrial with a Conditional Use Permit to allow for the sale of used forklifts and the outdoor display of forklifts. This property is further described as a 1.3109-acre tract located at 3510 E. US Highway 80.

Applicant Danny Gamez, Texas Forklift, presented the application and stated that the proposed use is for a start-up business selling new and used forklifts in a 15,950-square-foot warehouse building. The Planning and Zoning Commission recommended that the proposed outdoor display be located along Presidential Row; however, he requested approval for outdoor display along the frontage road of US Highway 80. Mr. Gamez stated that approximately 15 forklifts can be stored inside the building and is requesting five of these be displayed outside.

No one appeared regarding the proposed zoning change. Mayor Monaco declared the public hearing closed.

Councilmembers expressed opposition to the request for outdoor display at this location.

Mr. Pickett moved to approve Application No. 1461-144-2009, as recommended by the Planning and Zoning Commission, with the following stipulations:

1. Used forklifts shall account for no more than 40 percent of the forklift inventory. It shall not include the sale of any other used merchandise.
2. Outside display of new or used forklifts shall be prohibited.
3. No signs, banners or balloons of any kind may be placed on the property with the following exceptions:
 - a. One monument sign.
 - b. Wall signs.
 - c. One flag pole.
 - d. Directional/instructional signage as needed. Such signage shall not include advertising.
 - e. Signs must comply with City sign ordinance.
4. Site development shall conform to the Concept Plan. The improvements shown on the Concept Plan shall be made prior to issuing the Certificate of Occupancy.
5. This Conditional Use Permit is limited to the applicant, Texas Forklift, and is not transferable to a different person or business entity.

And to approve Ordinance No. 4061, AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING THE MESQUITE ZONING ORDINANCE ADOPTED ON SEPTEMBER 4, 1973, AND RECODIFIED ON NOVEMBER 21, 1988, SO AS TO APPROVE A CHANGE OF ZONING FROM INDUSTRIAL TO INDUSTRIAL WITH A CONDITIONAL USE PERMIT THEREBY ALLOWING FOR THE SALE OF USED FORKLIFTS SUBJECT TO CERTAIN STIPULATIONS; REPEALING ALL ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY

NOT TO EXCEED TWO THOUSAND (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND DECLARING AN EMERGENCY. Motion was seconded by Mr. Porter and approved by all voting "Aye." (Ordinance No. 4061 recorded on page of Ordinance Book No. 93.)

OTHER BUSINESS.

23. A. CONSIDERATION OF ORDINANCES RELATING TO THE 2009-10 BUDGET.

Mr. Tarpley moved to approve the following ordinances relating to the 2009-10 budget. Motion was seconded by Mr. Pickett and approved unanimously.

(1) ORDINANCE NO. 4062 – AN APPROPRIATION ORDINANCE.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, PROVIDING FUNDS FOR THE FISCAL YEAR 2009-10 BY APPROVING THE BUDGET FOR SAID PERIOD AND APPROPRIATING AND SETTING ASIDE THE NECESSARY FUNDS OUT OF THE GENERAL AND OTHER REVENUES OF THE CITY OF MESQUITE FOR SAID FISCAL YEAR FOR THE MAINTENANCE AND OPERATION OF VARIOUS DEPARTMENTS AND FOR VARIOUS ACTIVITIES AND IMPROVEMENTS OF THE CITY; TERMINATING THE AUTOMATICALLY REPEATING ALLOWANCE OF UPDATED SERVICE CREDITS AND INCREASED PRIOR AND CURRENT SERVICE ANNUITIES UNDER THE TEXAS MUNICIPAL RETIREMENT SYSTEM; AUTHORIZING AND ALLOWING, UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, "UPDATED SERVICE CREDITS" IN SAID SYSTEM FOR SERVICE PERFORMED BY QUALIFYING MEMBERS OF SUCH SYSTEM WHO PRESENTLY ARE MEMBERS OF THE CITY OF MESQUITE; PROVIDING FOR INCREASED PRIOR AND CURRENT SERVICE ANNUITIES FOR RETIREES AND BENEFICIARIES OF DECEASED RETIREES OF THE CITY OF MESQUITE; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; DECLARING AN EMERGENCY; AND PROVIDING EFFECTIVE DATES THEREOF. (Ordinance No. 4062 recorded on page of Ordinance Book No. 93.)

(2) ORDINANCE NO. 4063 – DESIGNATING THE OFFICIAL POPULATION OF THE CITY OF MESQUITE, TEXAS, AS 137,850.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, DETERMINING THE POPULATION OF THE CITY AS OF OCTOBER 1, 2009; AND DECLARING AN EMERGENCY. (Ordinance No. 4063 recorded on page of Ordinance Book No. 93.)

(3) ORDINANCE NO. 4064 – SETTING THE APARTMENT AND COMMERCIAL SOLID WASTE COLLECTION RATES, EFFECTIVE OCTOBER 1, 2008.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 14 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTION 14-45 IN ITS ENTIRETY AND ADDING A NEW SECTION 14-45 THEREBY AMENDING THE APARTMENT AND COMMERCIAL SOLID WASTE COLLECTION RATES AND ESTABLISHING OCTOBER 1, 2009, AS THE DATE SUCH RATES BECOME EFFECTIVE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR A SEVERABILITY CLAUSE. (Ordinance No. 4064 recorded on page of Ordinance Book No. 93.)

- (4) a. ORDINANCE NO. 4065 – SETTING WATER RATES, EFFECTIVE OCTOBER 1, 2009.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 16 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTION 16-1 IN ITS ENTIRETY AND ADDING A NEW SECTION 16-1 THEREBY AMENDING THE RATES CHARGED FOR SERVICES PROVIDED BY THE WATER DEPARTMENT OF THE CITY OF MESQUITE; ESTABLISHING OCTOBER 1, 2009, AS THE DATE SUCH RATES BECOME EFFECTIVE; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY. (Ordinance No. 4065 recorded on page of Ordinance Book No. 93.)

- b. ORDINANCE NO. 4066 – SETTING SEWER RATES, EFFECTIVE OCTOBER 1, 2008.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 16 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTION 16-59(a) IN ITS ENTIRETY AND ADDING A NEW SECTION 16-59(a) THEREBY AMENDING THE RATES CHARGED FOR SERVICES FURNISHED BY THE SANITARY SEWER SYSTEM OF THE CITY OF MESQUITE; ESTABLISHING OCTOBER 1, 2009, AS THE DATE SUCH RATES BECOME EFFECTIVE; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY. (Ordinance No. 4066 recorded on page of Ordinance Book No. 93.)

- (5) ORDINANCE NO. 4067 – ADOPTING THE 2009-10 GENERAL GOVERNMENT PAY PLAN, EFFECTIVE OCTOBER 1, 2009, AND THE 2009-10 POLICE AND FIRE PAY PLAN, EFFECTIVE JANUARY 1, 2010.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, ADOPTING PAY PLANS FOR GENERAL GOVERNMENT EMPLOYEES WITH AN EFFECTIVE DATE OF OCTOBER 1, 2009, THEREBY PROVIDING ALL ELIGIBLE GENERAL GOVERNMENT EMPLOYEES MEETING PERFORMANCE STANDARDS WITH A THREE-PERCENT MERIT INCREASE ON THEIR ANNIVERSARY DATE; ADOPTING REVISED PAY PLANS FOR POLICE AND FIRE PERSONNEL WITH AN EFFECTIVE DATE OF JANUARY 1, 2010, THEREBY PROVIDING A THREE-PERCENT MARKET ADJUSTMENT TO ALL RANKS OF THE POLICE AND FIRE PERSONNEL ON THE EFFECTIVE DATE AS WELL AS STEP INCREASES FOR ELIGIBLE POLICE AND FIRE EMPLOYEES ON THEIR ANNIVERSARY DATE; PROVIDING THAT THE CIVIL SERVICE CLASSIFICATIONS AND POSITIONS SET FORTH IN THE 2009-10 FISCAL YEAR BUDGET ARE HEREBY ESTABLISHED; PROVIDING FOR A

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REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING EFFECTIVE DATES THEREOF. (Ordinance No. 4067 recorded on page of Ordinance Book No. 93.)

B. ORDINANCE NO. 4068 – LEVYING THE AD VALOREM TAXES FOR THE YEAR 2009.

Mr. Tarpley moved to approve Ordinance No. 4068, levying the 2009 ad valorem tax rate at \$0.64 per \$100.00 assessed valuation, the same tax rate as levied for the year 2008, AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, LEVYING THE AD VALOREM TAXES FOR THE YEAR 2009 AT A RATE OF \$0.64 PER \$100.00 ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF MESQUITE AS OF JANUARY 1, 2009, TO PROVIDE REVENUE FOR THE PAYMENT OF CURRENT EXPENSES AND INTEREST AND SINKING FUND REQUIREMENTS; PROVIDING FOR DUE AND DELINQUENT DATES TOGETHER WITH PENALTIES AND INTEREST; PROVIDING FOR PLACE OF PAYMENT; APPROVING THE 2009 TAX ROLLS AND ANY SUPPLEMENT THERETO; PROVIDING CERTAIN EXEMPTIONS; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY. Motion was seconded by Ms. Roberts and approved by all voting “Aye.” (Ordinance No. 4068 recorded on page of Ordinance Book No. 93.)

C. AMENDMENT NOS. 1 AND 2 TO THE 2008-09 POLICE SEIZURE BUDGET IN COMPLIANCE WITH CHAPTER 59 OF THE TEXAS CODE OF CRIMINAL PROCEDURE IN THE AMOUNT OF \$348,850.00 – APPROVED.

Mr. Pickett moved to approve Amendment Nos. 1 and 2 to the 2008-09 Police Seizure Budget in compliance with Chapter 59 of the Texas Code of Criminal Procedure in the amount of \$348,850.00. Motion was seconded by Mr. Forsythe and approved unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS.

24. APPOINTMENT OF FOUR REGULAR MEMBERS TO THE PLANNING AND ZONING COMMISSION/CAPITAL IMPROVEMENTS ADVISORY COMMITTEE FOR TERMS TO EXPIRE SEPTEMBER 30, 2011.

Mr. Pickett moved to reappoint Robert Johnson, Place 1, Terry Tosch, Place 3, and Barbara Dunn, Place 5, as regular members of the Planning and Zoning Commission/Capital Improvements Advisory Committee for terms to expire September 30, 2011. Motion was seconded by Ms. Roberts and approved unanimously.

25. APPOINTMENT OF ONE MEMBER TO THE MESQUITE YOUTH SERVICES, INC., BOARD OF DIRECTORS FOR A TERM TO EXPIRE MAY 31, 2010.

Ms. Roberts moved to appoint Cliff Keheley as a member of the Mesquite Youth Services, Inc., Board of Directors for a term to expire May 31, 2010. Motion was seconded by Mr. Forsythe and approved unanimously.

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Mr. Pickett moved to adjourn the meeting. Motion was seconded by Ms. Roberts and approved unanimously. The meeting adjourned at 3:49 p.m.

Sonja Land
City Secretary

John Monaco
Mayor