

**CITY COUNCIL PRE-MEETING – COUNCIL CONFERENCE ROOM**  
**711 NORTH GALLOWAY**  
**NOON – DECEMBER 20, 2010**

Discuss the items on the Regular Agenda and receive briefing regarding:

- (1) Hazard Mitigation Grant Program submission.
- (2) Request for a two-year extension to the terms of the Chapter 380 agreement for the Ridge Ranch Development and
- (3) Establishment of a Court of Record.

**EXECUTIVE SESSION – NOON**  
**711 N. GALLOWAY – CITY COUNCIL CONFERENCE ROOM**

- (1) PENDING AND CONTEMPLATED LITIGATION (See Notice of Executive Session – Litigation for Listing of Subjects.)
- (2) APPOINTMENT AND EVALUATION OF PUBLIC OFFICIALS (See Notice of Executive Session – Personnel Matters for Listing of Subjects.)

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

**INVOCATION**

(Dr. W.R. Willis, Pastor, Calvary Temple Community Church, Mesquite, Texas.)

**PLEDGE OF ALLEGIANCE**

(Helen Page, Hannah Ray Bailey, Leah Salinas and Zachary Thomson, patrons at the Mesquite Public Library.)

**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 ten (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.)

## **Agenda for City Council meeting**

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### **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.)

1. Minutes of the regular City Council meeting held December 6, 2010.
2. An ordinance amending Chapter 5 of the City Code providing certain additions and deletions under Section 5-25, thereby defining the scope, authority and additional powers of the Building Standards Board and providing for the review of national model codes prior to adoption or amendment.
3. An ordinance revising Chapter 13 of the General Government Policies and Procedures Manual regarding employee loss of driving privileges policy, effective January 1, 2011.
4. Bid No. 2011-020 – Annual Landscape Maintenance of the Creek Crossing Area Medians, Rights of Way and Landscape Areas.  
(Staff recommends the City Manager be authorized to execute a contract with SLM Landscaping and Maintenance in the amount of \$129,000.00.)
5. Bid No. 2011-028 – Annual Laundry and Dry Cleaning Services for the Fire Department.  
(Staff recommends award to Cinderella Cleaners #3, Comet Cleaners, Debonair Cleaners, Inc., DEZ Cleaners dba Stafford Cleaners, Pro Dry Cleaners and Toudanines Fine Dry Cleaning in the total amount of \$60,502.00.)
6. Bid No. 2011-050 – Purchase of Ten ½ Ton Pickups.  
(BuyBoard, sponsored by the Texas Local Government Purchasing Cooperative Contract, recommends award to Caldwell County Chevrolet, in Caldwell, Texas, in the amount of \$200,273.70.)
7. Bid No. 2011-051 – Purchase of Eight 4-Door Sedans.  
(BuyBoard, sponsored by the Texas Local Government Purchasing Cooperative Contract, recommends award to Caldwell County Chevrolet, in Caldwell, Texas, in the amount of \$145,597.28.)
8. Bid No. 2011-061 – Motorola Motobridge System.  
(Staff recommends award to Motorola, Inc., through the Houston-Galveston Area Council of Governments Cooperative Purchasing Program, in the amount of \$89,995.00.)

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9. RFP No. 2011-062 – Medical Reinsurance (Stop Loss) Contract for the 2011 Plan Year.  
(Staff recommends the City Manager be authorized to finalize and execute the appropriate documents to purchase the Medical Plan Reinsurance [Stop Loss] policy with ING, for the self-funded medical plan.)
10. Appoint Patrick Reyes, James T. Wofford and Richard G. Walker, Jr., as regular members and Rickey Kennedy as an alternate member to the Building Standards Board for terms to expire January 1, 2013.
11. Appoint Stan Pickett, John Monaco and Shirley Roberts as members to the Rodeo City Tax Increment Finance Reinvestment Zone No. One Board of Directors for terms to expire December 31, 2012, and appoint John Monaco as Chairperson to serve a one-year term beginning January 1, 2011.
12. Appoint Al Forsythe, Shirley Roberts, John Monaco and Carol Zolnerowich as members to the Towne Centre Tax Increment Finance Reinvestment Zone No. Two Board of Directors for terms to expire December 31, 2012, and appoint Shirley Roberts as Chairperson to serve a one-year term beginning January 1, 2011.
13. Appoint John Monaco, Bill Porter, Al Forsythe, Stan Pickett, Shirley Roberts, Brian Hutcheson and Dennis Tarpley as members to the Ridge Ranch Tax Increment Finance Reinvestment Zone No. Five Board of Directors for terms to expire December 31, 2012, and appoint John Monaco as Chairperson to serve a one-year term beginning January 1, 2011.
14. Appoint John Monaco, Bill Porter, Al Forsythe, Stan Pickett, Shirley Roberts, Brian Hutcheson and Dennis Tarpley as members to the Lucas Farms Tax Increment Finance Reinvestment Zone No. Six Board of Directors for terms to expire December 31, 2012, and appoint John Monaco as Chairperson to serve a one-year term beginning January 1, 2011.
15. Appoint Dennis Tarpley as Chairperson for the Falcon's Lair Tax Increment Finance Reinvestment Zone No. Four Board of Directors to serve a one-year term beginning January 1, 2011.
16. Receive Change Order Report from City Manager.  
(CE10-9760, Forney Road Paving, Drainage, Water and Sanitary Sewer Improvements – \$20,921.20 and CE2010-055, Hailey Pump Station Improvements, 1,000kW Emergency Generator and Electrical Improvements – \$8,712.00.)

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### **PUBLIC HEARING**

17. A. Conduct a public hearing to consider a Municipal Setting Designation for property located at 4414 Gus Thomasson Road.
- B. Consider an ordinance prohibiting the use of designated groundwater from beneath certain property generally located at 4414 Gus Thomasson Road and supporting certification of a Municipal Setting Designation by the Texas Commission on Environmental Quality.

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

18. Consider appointment of three members to the Keep Mesquite Beautiful, Inc., Board of Directors for terms to expire December 31, 2013, and one member for a term to expire December 31, 2012.
19. Consider appointment of two members to the Mesquite Veterans' Affairs and Memorial Advisory Board for terms to expire September 7, 2012.
20. Consider appointment of three regular members and one alternate member to the Board of Adjustment for terms to expire January 1, 2013.
21. Consider appointment of four members to the Automated Traffic Signal Enforcement Advisory Committee for terms to expire January 1, 2013.

### **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 and contemplated litigation subjects or settlement offers. The following cases/subjects may be discussed:

1. PKG Contracting, Inc. v. City of Mesquite – Filed 10-30-03
2. City of Mesquite v. Roger Lawler – Filed 10-12-09
3. Curtis Fritz and Wendy Fritz, Individually and as Next Friends of Morgan Fritz, a Minor v. the City of Mesquite, Texas, and Rink Management Services Corporation dba "The Ice at Stonebriar," Filed – 10-26-09
4. Kelly Phillips v. the City of Mesquite, Texas, Filed – 11-12-09
5. Robert J. Fuller and William C. Veal v. City of Mesquite, Texas – Filed 12-10-09
6. City of Mesquite v. DCJC Investments Limited L.P. – Filed 7-29-10
7. Elijah Robinson v. City of Mesquite and Johnathan Yates – Filed 8-27-10

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**Personnel Matters:**

Pursuant to Section 551.074 of the Texas Government Code, the City Council will 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 about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development); Texas Tax Code Section 321.3022 (Sales Tax Information) and Texas Government Code Section 418.183(f) (Emergency Management).**