

MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD BEGINNING AT NOON  
DECEMBER 20, 2010, CITY COUNCIL CHAMBER, CITY HALL, 711 N. GALLOWAY.

Present: Mayor John Monaco and Councilmembers Bill Porter, Dennis Tarpley, Al Forsythe, Stan Pickett, Shirley Roberts and Brian Hutcheson, 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 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.

- (1) Council directed staff to proceed with the grant submission.
- (2) It was Council consensus to grant the extension and direct staff to place an item on a future Council agenda for approval.
- (3) It was Council consensus to provide Senator Bob Deuell and State Representative-Elect Cindy Burkett with copies of draft legislation for the introduction of a court of record.

**EXECUTIVE SESSION – CITY COUNCIL CONFERENCE ROOM – 12:48 P.M.**

The City Council met in executive Session pursuant to Section 551.087 of the Texas Government Code to consider commercial or financial information regarding business prospects or projects (Economic development incentives for a manufacturing prospect seeking to locate in the Skyline Business Park); whereupon the City Council proceeded to meet in the City Council Conference Room. After the closed meeting ended at 1:06 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 was given by Councilmember Stan Pickett.

The Pledge of Allegiance was led by Helen Page, Hannah Ray Bailey, Leah Salinas and Zachary Thomson, patrons at the Mesquite Public Library.

**SPECIAL ANNOUNCEMENTS.**

Councilmembers wished everyone a Merry Christmas and a Happy and Prosperous New Year.

**CONSENT AGENDA.**

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

1. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD DECEMBER 6, 2010.
2. ORDINANCE NO. 4123 – 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.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 5 OF THE CODE OF THE CITY OF MESQUITE, TEXAS, BY PROVIDING CERTAIN ADDITIONS AND DELETIONS UNDER SECTION 5-25 THEREBY DEFINING THE SCOPE, AUTHORITY AND ADDITIONAL POWERS OF THE BUILDING STANDARDS BOARD; PROVIDING FOR THE REVIEW OF NATIONAL MODEL CODES PRIOR TO ADOPTION OR AMENDMENT; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR A SEVERABILITY CLAUSE. (Ordinance No. 4123 recorded on page        of Ordinance Book No. 95.)

3. ORDINANCE NO. 4124 – REVISING CHAPTER 13 OF THE GENERAL GOVERNMENT POLICIES AND PROCEDURES MANUAL REGARDING EMPLOYEE LOSS OF DRIVING PRIVILEGES POLICY, EFFECTIVE JANUARY 1, 2011.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, REVISING CHAPTER 13 OF THE GENERAL GOVERNMENT POLICIES AND PROCEDURES MANUAL BY DELETING SECTION 13.8(3) IN ITS ENTIRETY AND ADDING A NEW SECTION 13.8(3) REGARDING EMPLOYEE LOSS OF DRIVING PRIVILEGES POLICY; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE OF JANUARY 1, 2011. (Ordinance No. 4124 recorded on page        of Ordinance Book No. 95.)

4. BID NO. 2011-020 – ANNUAL LANDSCAPE MAINTENANCE OF THE CREEK CROSSING AREA MEDIANS, RIGHTS OF WAY AND LANDSCAPE AREAS – CITY MANAGER 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 – AWARDED 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.

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6. BID NO. 2011-050 – PURCHASE OF TEN ½ TON PICKUPS – AWARDED TO CALDWELL COUNTY CHEVROLET, IN CALDWELL, TEXAS, THROUGH BUYBOARD, SPONSORED BY THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE CONTRACT IN THE AMOUNT OF \$200,273.70.
7. BID NO. 2011-051 – PURCHASE OF EIGHT 4-DOOR SEDANS – AWARDED TO CALDWELL COUNTY CHEVROLET, IN CALDWELL, TEXAS, THROUGH BUYBOARD, SPONSORED BY THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE CONTRACT IN THE AMOUNT OF \$145,597.28.
8. BID NO. 2011-061 – MOTOROLA MOTOBRIDGE SYSTEM – AWARDED TO MOTOROLA, INC., THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS COOPERATIVE PURCHASING PROGRAM, IN THE AMOUNT OF \$89,995.00.
9. RFP NO. 2011-062 – MEDICAL REINSURANCE (STOP LOSS) CONTRACT FOR THE 2011 PLAN YEAR – CITY MANAGER 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. APPOINTED 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. APPOINTED 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 APPOINTED JOHN MONACO AS CHAIRPERSON TO SERVE A ONE-YEAR TERM BEGINNING JANUARY 1, 2011.
12. APPOINTED 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 APPOINTED SHIRLEY ROBERTS AS CHAIRPERSON TO SERVE A ONE-YEAR TERM BEGINNING JANUARY 1, 2011.
13. APPOINTED 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 APPOINTED JOHN MONACO AS CHAIRPERSON TO SERVE A ONE-YEAR TERM BEGINNING JANUARY 1, 2011.

14. APPOINTED 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 APPOINTED JOHN MONACO AS CHAIRPERSON TO SERVE A ONE-YEAR TERM BEGINNING JANUARY 1, 2011.
15. APPOINTED 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. CHANGE ORDER REPORT RECEIVED 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.)

**END OF CONSENT AGENDA.**

**PUBLIC HEARING.**

17. A. CONDUCT A PUBLIC HEARING TO CONSIDER A MUNICIPAL SETTING DESIGNATION FOR PROPERTY LOCATED AT 4414 GUS THOMASSON ROAD – POSTPONED UNTIL THE JANUARY 18, 2011, CITY COUNCIL MEETING.

A public hearing was scheduled to be held to consider a Municipal Setting Designation for property located at 4414 Gus Thomasson Road. Manager of Economic Development Tom Palmer stated that the applicant has requested the public hearing be postponed until the January 18, 2011, City Council meeting.

Mr. Pickett moved to postpone the public hearing to consider a Municipal Setting Designation for property located at 4414 Gus Thomasson Road until the January 18, 2011, City Council meeting. Motion was seconded by Mr. Porter and approved unanimously.

- 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 – POSTPONED UNTIL THE JANUARY 18, 2011, CITY COUNCIL MEETING.

Mr. Pickett moved to postpone consideration of 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, until the January 18, 2011, City Council meeting. Motion was seconded by Mr. Porter and approved unanimously.

**APPOINTMENTS TO BOARDS AND COMMISSIONS.**

18. APPOINTMENT OF THREE MEMBERS TO THE KEEP MESQUITE BEAUTIFUL, INC., BOARD OF DIRECTORS FOR TERMS TO EXPIRE DECEMBER 31, 2013.

Mr. Pickett moved to appoint Lillie White, Susie Court and Angel Gregory as members to the Keep Mesquite Beautiful, Inc., Board of Directors for terms to expire December 31, 2013. Motion was seconded by Ms. Roberts and approved unanimously.

19. APPOINTMENT OF ONE MEMBER TO THE MESQUITE VETERANS' AFFAIRS AND MEMORIAL ADVISORY BOARD FOR A TERM TO EXPIRE SEPTEMBER 7, 2012.

Ms. Roberts moved to appoint Andrew Leake as a member of the Mesquite Veteran's Affairs and Memorial Advisory Board for a term to expire September 7, 2012. Motion was seconded by Mr. Porter and approved unanimously.

20. APPOINTMENT OF THREE REGULAR MEMBERS AND ONE ALTERNATE MEMBER TO THE BOARD OF ADJUSTMENT FOR TERMS TO EXPIRE JANUARY 1, 2013.

Ms. Roberts moved to appoint Lonnie Crane and Dianne Mendoza as regular members to the Board of Adjustment, Bruce Archer was moved from an alternate member to a regular member and Judith Zuber was appointed as an alternate member, all for terms to expire January 1, 2013. Motion was seconded by Mr. Porter and approved unanimously.

21. APPOINTMENT OF THREE MEMBERS TO THE AUTOMATED TRAFFIC SIGNAL ENFORCEMENT ADVISORY COMMITTEE FOR TERMS TO EXPIRE JANUARY 1, 2013.

Mr. Pickett moved to reappoint Lonnie Crane and Dianne Mendoza and appoint Judith Zuber, by designation of Deputy Mayor Pro Tem Dennis Tarpley, City Council, Place 6, as members to the Automated Traffic Signal Enforcement Advisory Committee for terms to expire January 1, 2013. Motion was seconded by Mr. Tarpley and approved unanimously.

Mr. Hutcheson moved to adjourn the meeting. Motion was seconded by Mr. Porter and approved unanimously. The meeting adjourned at 3:06 p.m.

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Sonja Land  
City Secretary

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John Monaco  
Mayor