

MINUTES OF THE WORK AND REGULAR CITY COUNCIL MEETING HELD BEGINNING AT 1:00 P.M., OCTOBER 4, 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 – 1:00 P.M.**

The City Council met in the City Council Conference Room beginning at Noon to discuss the items on the Work and Regular Agenda and discuss: (1) rules and regulations regarding Parks and Recreation reservation facilities; (2) Keep Mesquite Beautiful, Inc., sign project and (3) State Highway 161 Regional Toll Revenue Project funding opportunities.

(1) It was Council consensus to permit toasting with alcohol at the Lakeside Activity Center and Goodbar Recreation Center.

(2) It was Council consensus to approve the Keep Mesquite Beautiful, Inc., sign project.

(3) Council directed staff to propose three projects to the Regional Transportation Council – (1) complete northbound I-635 to eastbound US Highway 80 ramp and reconfigure eastbound North Galloway exit ramp; (2) Northwest Drive widening from LaPrada to IH 30 and (3) Bruton Road widening from western city limit to IH 635.

**WORK SESSION – CITY COUNCIL CHAMBER – 1:38 P.M.**

**A. ANNUAL REPORT FROM THE MESQUITE ARTS COUNCIL – RECEIVED.**

Keith Singleton, Chairperson for the Mesquite Arts Council, introduced members of the Board of Directors – Jeann Wisenbaker, George Venner, Dana Mitchell, Carol Zolnerowich and Managing Director Mike Templeton.

Mr. Singleton reviewed the activities at the Mesquite Arts Center for the period from October 1, 2009, through September 30, 2010, and provided a briefing regarding the Mesquite Arts Council five-year strategic plan. In the past year, the Mesquite Arts Center hosted 516 events including jazz concerts in June, band concerts in the park, theatrical productions in the Black Box Theater and the Mesquite Symphony Orchestra concerts in the Concert Hall. The Mesquite Arts Council is supported by the hotel occupancy tax, fundraising efforts and grants from both state and federal programs. Through its local grants program the Mesquite Arts Council financially supports after-school creative writing programs at both Mesquite libraries and contracts with the Junior Players to fund children's summer theater camps at City recreation centers.

The demand for utilizing the Mesquite Arts Center has increased and requires the operation of service seven days a week. The number of requests for event dates has increased with staff being unable to accommodate some requestors due to scheduling conflicts. In November 2009, the Mesquite Arts Council Board of Directors

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asked staff to initiate the development of a five-year strategic plan. Two consultants were hired and their work culminated in a report to the Mesquite Arts Council in the spring of 2010. The stakeholders and patrons of the Mesquite Arts Center would like to see an expansion of programming and services to the community and expansion of the physical plant. The plan addresses both infrastructure and resources required to support this growth. Mesquite Arts Council staff will present the strategic plan to the City Council in the near future.

Councilmembers expressed appreciation to the members of the Mesquite Arts Council for their dedicated work and time contributed to making the Mesquite Arts Center an asset to the community.

#### **B. MONTHLY FINANCIAL REPORT FOR AUGUST 2010 – RECEIVED.**

Don Simons, Director of Finance, presented the monthly financial report for August 2010.

The work session ended at 1:53 p.m.

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

Invocation was given by Chad Flowers, Youth Pastor, Emmanuel Pentecostal Church, Mesquite, Texas.

The Pledge of Allegiance was led Gail Pagerly, member of the Mesquite Historical and Genealogical Society, Mesquite Public Library volunteers Judy Womack and Tom Brown and library patron John Reichter.

#### **SPECIAL ANNOUNCEMENTS.**

Ms. Roberts announced the Creek Crossing Crime Watch will be hosting its annual National Night Out at the Crossing Baptist Church on Tuesday, October 5 and invited citizens to attend.

Ms. Roberts announced the fifth annual Addressing Mesquite Day will be held on Saturday, October 9. The kickoff will begin at 7:45 a.m. at Poteet High School and volunteers will help to clean up neighborhoods and assist residents with home improvement projects.

Ms. Roberts announced that the annual Mesquite Pumpkin Fest will be held on Saturday, October 16 at City Lake Park and invited citizens to attend.

#### **CITIZENS FORUM.**

Ron Newman, 1607 Uvalde, expressed concerns regarding juvenile and afterhour's activities at Kimball School Park.

**CONSENT AGENDA.**

Item No. 1 was removed from the Consent Agenda to be considered separately. Mr. Pickett moved to approve the remaining items on the Consent Agenda, as follows. Motion was seconded by Mr. Forsythe and approved unanimously.

2. BID NO. 2010-056 – NORTHRIDGE ADDITION SANITARY SEWER REPLACEMENT, PHASE 3 AND 12-INCH WATER MAIN REPLACEMENT ALONG US HIGHWAY 80 – CITY MANAGER AUTHORIZED TO EXECUTE A CONTRACT WITH LOW BIDDER UTILITEX CONSTRUCTION, LLP, IN THE AMOUNT OF \$1,348,041.80.
3. CITY MANAGER AUTHORIZED TO EXECUTE A PARK USE PERMIT WITH OLD TOWN MESQUITE, INC., FOR THE 2010 PUMPKIN FEST TO BE HELD SATURDAY, OCTOBER 16, 2010, AT CITY LAKE PARK.
4. CITY MANAGER AUTHORIZED TO EXECUTE AN AUTHORIZATION LETTER WITH NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS (NCTCOG) FOR THE REGIONAL STORM WATER MANAGEMENT PROGRAM TO PROVIDE FY 2010-11 ADMINISTRATIVE AND IMPLEMENTATION ASSISTANCE IN COMPLIANCE WITH THE TEXAS POLLUTION DISCHARGE ELIMINATION SYSTEM (TPDES) STORM WATER DISCHARGE PERMIT IN AN AMOUNT NOT TO EXCEED \$6,301.00.
5. CITY MANAGER AUTHORIZED TO EXECUTE AN ENGINEERING DESIGN CONTRACT WITH FREESE AND NICHOLS, INC., FOR DESIGN OF REPLACEMENT OVERFLOW PIPING, PREPARATION OF AN EMERGENCY ACTION PLAN AND OPERATION AND MAINTENANCE MANUAL AND ADMINISTRATIVE ASSISTANCE IN PREPARATION OF A WATER RIGHTS PERMIT FOR THE PALOS VERDES LAKE AND DAM IN THE AMOUNT OF \$61,500.00.
6. CITY MANAGER AUTHORIZED TO EXECUTE AN ENGINEERING DESIGN CONTRACT WITH FREESE AND NICHOLS, INC., FOR HYDROLOGY AND HYDRAULIC ANALYSIS OF THE DAM AND LAKE INCLUDING A DAM BREACH ANALYSIS, PREPARATION OF AN EMERGENCY ACTION PLAN AND OPERATION AND MAINTENANCE MANUAL AND ADMINISTRATIVE ASSISTANCE IN PREPARATION OF A WATER RIGHTS PERMIT FOR THE CITY LAKE PARK LAKE AND DAM IN THE AMOUNT OF \$63,800.00.
7. APPROVED A MEMORANDUM OF UNDERSTANDING WITH THE TEXAS DEPARTMENT OF PUBLIC SAFETY FOR TESTING AND PROTOTYPING THE RAPID SEARCH OF THE REPOSITORY FOR INDIVIDUALS OF SPECIAL CONCERN (RISC) AND AUTHORIZED THE CHIEF OF POLICE TO EXECUTE THE DOCUMENT.

**CONSENT AGENDA ITEM CONSIDERED SEPARATELY.**

1. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD SEPTEMBER 20, 2010.

Mr. Tarpley moved to approve the minutes of the regular City Council meeting held September 20, 2010, with revisions to the wording on Page 5, Consent Agenda Item No. 6 to read "Mr. Tarpley expressed opposition to the use of 4B funds for the purposes of a rail study (\$850,000) and DART bus express service (\$300,000) in the proposed Mesquite Quality of Life Corporation Budget for Fiscal Year 2010-11" and additional wording included in Consent Agenda Item No. 9 to read "Mr. Tarpley's vote to support this motion was based on staff recommendations as well as benefits consultant Holmes Murphy's recommendations." Motion was seconded by Mr. Pickett and approved unanimously.

**END OF CONSENT AGENDA.**

**APPOINTMENT TO BOARDS AND COMMISSIONS.**

8. APPOINTMENT OF ONE ALTERNATE MEMBER TO THE PLANNING AND ZONING COMMISSION/CAPITAL IMPROVEMENTS ADVISORY COMMITTEE FOR A TERM TO EXPIRE OCTOBER 4, 2012.

Mr. Forsythe moved to appoint N.N. Dharmarajan as an alternate member to the Planning and Zoning Commission/Capital Improvements Advisory Committee for a term to expire October 4, 2012. Motion was seconded by Mr. Hutcheson and approved unanimously.

Ms. Roberts moved to adjourn the meeting. Motion was seconded by Mr. Hutcheson and approved unanimously. The meeting adjourned at 3:15 p.m.

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Sonja Land  
City Secretary

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John Monaco  
Mayor