

CITY COUNCIL PRE-MEETING – COUNCIL CONFERENCE ROOM
711 NORTH GALLOWAY
1:00 P.M. – NOVEMBER 15, 2010

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

- (1) Marketing telephone survey.
- (2) Municipal Setting Designation procedures.

EXECUTIVE SESSION – 1:00 P.M.
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.)
- (3) COMMERCIAL OR FINANCIAL INFORMATION REGARDING A BUSINESS PROSPECT OR PROJECT (See Notice of Executive Session – Economic Development for Subjects.)

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

INVOCATION

(Craig Christina, Pastor, Shiloh Terrace Baptist Church, Dallas, Texas.)

PLEDGE OF ALLEGIANCE

(Recreation After School Program participants from Shaw Elementary School.)

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.)

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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 November 1, 2010.
2. A resolution authorizing the City Manager to execute the Texas Pollutant Discharge Elimination System (TPDES) Storm Water Permit renewal application and approve the associated Storm Water Management Plan.
3. A resolution authorizing the Mayor to execute a 2010 Homeland Security Grant Sub-Recipient Agreement with the Texas Division of Emergency Management in the amount of \$416,178.00, and designating the Fire Chief as the responsible officer for the purpose of signing all subordinate documents associated with this grant.
4. Bid No. 2011-035 – Eastfield Soccer Complex Sportslighting, Phase 2.
(BuyBoard, sponsored by the Texas Local Government Purchasing Cooperative Contract, recommends award to MUSCO Sports Lighting, LLC, in the amount of \$189,212.00.)
5. Bid No. 2011-041 – Group D Traffic Signals Project – Purchase of Traffic Signal Controllers and Cabinet Assemblies.
(Staff recommends award to sole source provider Siemens Industry, Inc., in the amount of \$54,425.00.)
6. Authorize the City Manager to execute a lease agreement, management agreement and any other necessary documents with Mesquite Golf Private Club, Inc., and authorize the initial funding in an amount not to exceed \$10,000.00 for concession operations at the Mesquite Golf Course.

PUBLIC HEARINGS

7. Conduct a public hearing for Application No. 810-23A-2010 for a zoning change from Planned Development – Multifamily to Traditional Neighborhood Multifamily on an undeveloped 2.97-acre tract located at 600 Matador Lane.
8. Conduct a public hearing for Application No. 1462-268-2010 for a zoning change from Planned Development – Townhome and Light Commercial to Traditional Neighborhood Multifamily on two undeveloped tracts comprising 31.973 acres located at 1500 Gross Road.
9. Conduct a public hearing for Application No. 1462-269-2010 for a zoning change from Planned Development – Duplex to Traditional Neighborhood Multifamily on an undeveloped 3.4-acre tract located at 2500 Baker Drive.

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10. Conduct a public hearing for Application No. 1462-270-2010 for a zoning change from A1–Apartments and C–Commercial to Traditional Neighborhood Multifamily on two undeveloped tracts comprising 9.5 acres located in the 2900 and 3000 blocks of East US Highway 80.

APPOINTMENTS TO BOARDS AND COMMISSIONS

11. Consider appointment of two representatives to attend the City/School Joint Tax Office Advisory Board meeting on December 7, 2010, at 10:30 a.m.

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

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.

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Economic Development:

Pursuant to Section 551.087 of the Texas Government Code, the City Council will meet in closed session to consider commercial or financial information regarding business prospects or projects. The following subject may be discussed:

1. Economic development incentives for a prospect locating on Emporium Circle.

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).