

MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD BEGINNING AT 1:00 P.M.,
DECEMBER 7, 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 – 1:00 P.M.

The City Council met in the City Council Conference Room beginning at 1:00 p.m. to discuss the items on the Regular Agenda and receive an update regarding a hangar/maintenance facility at Mesquite Metro Airport.

It was Council consensus to proceed with plans for the facility contingent upon Barr Air executing a long-term lease to occupy the hangar/office space.

EXECUTIVE SESSION – CITY COUNCIL CONFERENCE ROOM – 2:28 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 ([1] Economic development incentives for a medical office building located on North Galloway Avenue and [2] Economic development incentives for a residential development located within the Town East Retail and Restaurant Area); whereupon the City Council proceeded to meet in the City Council Conference Room. After the closed meeting ended at 3:02 p.m., the City Council reconvened in Open Session.

- (1) No executive action was necessary.
- (2) See Consent Agenda Item No. 5A for executive action taken.

REGULAR CITY COUNCIL MEETING – CITY COUNCIL CHAMBER – 3:06 P.M.

Invocation was given by John Schelter, Pastor, Our Savior Lutheran Church, Mesquite, Texas.

The Pledge of Allegiance was led by Recreation After School Program participants from Rutherford Recreation Center.

CONSENT AGENDA.

Item No. 3 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. Porter and approved unanimously.

1. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD
NOVEMBER 16, 2009.

2. ORDINANCE NO. 4072 – REVISING CHAPTER 15 OF THE GENERAL GOVERNMENT POLICIES AND PROCEDURES MANUAL BY ADDING A NEW SECTION 15.4(5) REGARDING CATASTROPHIC FAMILY SICK LEAVE DONATION POLICY.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, REVISING CHAPTER 15 OF THE GENERAL GOVERNMENT POLICIES AND PROCEDURES MANUAL BY ADDING A NEW SECTION 15.4(5) REGARDING CATASTROPHIC FAMILY SICK LEAVE DONATION POLICY; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR A SEVERABILITY CLAUSE. (Ordinance No. 4072 recorded on page _____ of Ordinance Book No. 94.)

4. BID NO. 2010-024 – CITY HALL EXPANSION PHASE 2, UTILITY IMPROVEMENTS – CITY MANAGER AUTHORIZED TO EXECUTE THE NECESSARY DOCUMENTS WITH LOW BIDDER MUNIZ CONSTRUCTION, INC., IN THE AMOUNT OF \$194,324.50.
5. CITY MANAGER AUTHORIZED TO EXECUTE A CHANGE ORDER WITH ENVIRONMENTAL RECONSTRUCTION SERVICES, INC., FOR CITY CONTRACT NO. 2009-100, INSTALLATION AND CONTAINMENT SYSTEM FOR UNDERGROUND STORAGE WITH CONCRETE REPLACEMENT, IN THE AMOUNT OF \$9,288.46 FOR ADDITIONAL REPAIRS AND SERVICES.
 - A. RESOLUTION NO. 42-2009 – CALLING A PUBLIC HEARING TO BE HELD ON DECEMBER 21, 2009, AT 3:00 P.M., REGARDING THE CREATION OF REINVESTMENT ZONE NO. TWENTY FOR TAX ABATEMENT FOR PROPERTY LOCATED ON EMPORIUM SQUARE.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, CALLING A PUBLIC HEARING ON THE CREATION OF REINVESTMENT ZONE NO. TWENTY FOR COMMERCIAL/INDUSTRIAL TAX ABATEMENT AND AUTHORIZING NOTICE OF SUCH HEARING. (Resolution No. 42-2009 recorded on page _____ of Resolution Book No. 43.)

CONSENT AGENDA ITEM CONSIDERED SEPARATELY.

3. CONSIDER AN ORDINANCE PROVIDING FOR FLEXIBILITY IN STAFFING IN THE FIRE DEPARTMENT FIRE PREVENTION DIVISION AND SPECIFICALLY REPEALING ORDINANCE NO. 3194 – POSTPONED UNTIL THE DECEMBER 21, 2009, CITY COUNCIL MEETING.

Mr. Tarpley moved to postpone consideration of an ordinance providing for flexibility in staffing in the Fire Department Fire Prevention Division and specifically repealing Ordinance No. 3194 until the December 21, 2009, City Council meeting. Motion was seconded by Mr. Pickett and approved unanimously.

END OF CONSENT AGENDA.

PUBLIC HEARING.

6. PUBLIC HEARING – ZONING – ZONING TEXT AMENDMENT NO. 2009-05 AMENDING SECTIONS 2-600 AND 6-100 OF THE MESQUITE ZONING ORDINANCE PERTAINING TO THE MODIFICATION AND CREATION OF NEW REGULATIONS GOVERNING CONSTRUCTION STANDARDS FOR FRONT CARPORTS – POSTPONED UNTIL THE JANUARY 19, 2010, CITY COUNCIL MEETING.

A public hearing was scheduled to be held to consider Zoning Text Amendment No. 2009-05 amending Sections 2-600 and 6-100 of the Mesquite Zoning Ordinance pertaining to the modification and creation of new regulations governing construction standards for front carports.

Mr. Pickett moved to postpone consideration of Zoning Text Amendment No. 2009-05 amending Sections 2-600 and 6-100 of the Mesquite Zoning Ordinance until the January 19, 2010, City Council meeting. Motion was seconded by Mr. Porter and approved unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS.

7. APPOINTMENT OF FOUR MEMBERS TO THE HISTORIC MESQUITE, INC., BOARD OF DIRECTORS FOR TERMS TO EXPIRE DECEMBER 31, 2012.

Mr. Pickett moved to reappoint Emily Tosch, Stephen Fagin, Kimberly Holloway and Lynn Rockwood as members of the Historic Mesquite, Inc., Board of Directors for terms to expire December 31, 2012. Motion was seconded by Ms. Roberts and approved unanimously.

8. APPOINTMENT OF FOUR MEMBERS TO THE FALCON'S LAIR TAX INCREMENT FINANCE REINVESTMENT ZONE NO. FOUR BOARD OF DIRECTORS FOR TERMS TO EXPIRE DECEMBER 31, 2011, AND APPOINTMENT OF A CHAIRPERSON TO SERVE A ONE-YEAR TERM BEGINNING JANUARY 1, 2010.

Mr. Pickett moved to appoint Dennis Tarpley, John Monaco, Shirley Roberts and Don Simons as members of the Falcon's Lair Tax Increment Finance Reinvestment Zone No. Four Board of Directors for terms to expire December 31, 2011, and to appoint Dennis Tarpley as Chairperson to serve a one-year term beginning January 1, 2010. Motion was seconded by Mr. Forsythe and approved unanimously.

EXECUTIVE SESSION – CITY COUNCIL CONFERENCE ROOM – 3:18 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 renovation of a retail development within the Towne Centre Tax Increment Finance Reinvestment Zone No. Two); whereupon the City Council proceeded to meet in the City Council Conference Room. After the closed meeting ended at 3:30 p.m., the City Council reconvened in Open Session.

No executive action was necessary.

The meeting adjourned at 3:30 p.m.

Sonja Land
City Secretary

John Monaco
Mayor