

## **ACTION AGENDA**

### **CITY COUNCIL PRE-MEETING – COUNCIL CONFERENCE ROOM** **711 NORTH GALLOWAY** **NOON – JUNE 21, 2010**

#### **Discuss the items on the Regular Agenda and:**

- (1) Receive presentation regarding plans for the City Council Chambers, Council Conference Room and Community Room elements of City Hall project. Received.
- (2) Receive update regarding creation of a railroad Quiet Zone through Mesquite. Received. Council directed staff to pursue Option No. 2, which would necessitate the closure of the railroad crossing at Berry Road, but would not involve closing the Ebrite Street crossing.
- (3) Receive briefing regarding properties subject to City-initiated rezoning to the Traditional Neighborhood Multifamily District (TNMF). Received. Council directed staff to provide topographical information on the Range Drive site and to present a review of the TNMF standards during the City Council Pre-Meeting on July 6, 2010.
- (4) Discuss proposed service plan in conjunction with annexation in the extraterritorial jurisdiction. Discussed.
- (5) Discuss PY 2010 Community Development Block Grant Budget. Discussed. It was Council consensus to proceed with advertisement of the funding scenario presented by staff.

### **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) **PURCHASE, EXCHANGE, LEASE OR VALUE OF PUBLIC PROPERTY (See Notice of Executive Session – Real Property for Listing of Subjects.)**
- (3) **APPOINTMENT AND EVALUATION OF PUBLIC OFFICIALS (See Notice of Executive Session – Personnel Matters for Listing of Subjects.)**
- (4) **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**

(Dr. Tom Wilbanks, Pastor, First Presbyterian Church, Mesquite, Texas.)

**PLEDGE OF ALLEGIANCE**

(Emily Wehrman, Jill Fedderson, Brett Fedderson and Calen Garza, participants in the Summer Reading Club at the Mesquite Public Library.)

**SPECIAL ANNOUNCEMENTS**

None.

**CITIZENS FORUM**

None.

**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 June 7, 2010.  
Approved.
2. A resolution setting dates, times and places for public hearings on the proposed annexation of certain property in the extraterritorial jurisdiction.  
Approved by Resolution No. 26-2010.
3. A resolution authorizing the Mayor to execute an Interlocal Cooperative Purchasing Agreement with the City of McKinney to allow the purchase of goods and services.  
Approved by Resolution No. 27-2010.
4. A resolution adopting the Lincoln Financial Alliance Program Supplemental Retirement 401(a) Plan and amendments with Lincoln Financial Group and authorizing the City Manager to finalize and execute all documents related to this plan, effective July 1, 2010.  
Approved by Resolution No. 28-2010.

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5. A. A resolution authorizing the City Manager to finalize and execute all documents with the State of Texas represented by the Texas Department of Transportation and such other parties as shall be necessary and appropriate for the implementation of the improvements to the Mesquite Metro Airport specifically for the design and construction of an air traffic control tower.  
*Approved by Resolution No. 29-2010.*
- B. Authorize the City Manager to execute a Contract Airport Traffic Control Tower Operating Agreement with the Department of Transportation/ Federal Aviation Administration for the air traffic control tower at the Mesquite Metro Airport.  
*Approved.*
6. Bid No. 2010-070 – Gross Road Bridge Repair Project.  
(Staff recommends the City Manager be authorized to execute a contract with low bidder Brazos Restoration & Waterproofing, Inc., in the amount of \$67,800.00.)  
*Awarded as recommended.*
7. Bid No. 2010-077 – Purchase of Pedestal Poles and Traffic Signal Poles with Mast Arm Assemblies.  
(Staff recommends the City Manager be authorized to execute a contract with low bidder Union Metal Corporation in the amount of \$148,265.00.)  
*Awarded as recommended.*
8. Bid No. 2010-082 – Annual Supply of Auto and Truck Parts and Accessories.  
(Staff recommends award to NAPA Auto Parts/Capitol Supply through a cooperative purchasing agreement with the National Joint Powers Alliance in the amount of \$85,000.00.)  
*Awarded as recommended.*
9. Bid No. 2010-083 – Installation of Fire Alarm Systems for Fire Station Nos. 2, 4, 5, 6 and 7.  
(Staff recommends the City Manager be authorized to execute a contract with Convergent Technologies, through The Cooperative Purchasing Network Contract No. R4789, in the amount of \$71,625.00.)  
*Awarded as recommended.*
10. Bid No. 2010-084 – Repair of Unit 43 – Wrecked Fire Department Pumper.  
(Staff recommends award to Metro Fire Apparatus Specialists, Inc., Arlington, Texas, without competitive bidding, in accordance with Section 252.022(3) of the Texas Local Government Code, in the amount of \$150,599.50.)  
*Awarded as recommended.*

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11. Authorize the City Manager to execute Change Order No. 3 to City Contract No. 2009-097, Concrete Street, Street Lights and Water Main Rehabilitation Project (Town East Boulevard from East Emporium Circle to Belt Line Road), with J&T Excavating, LLC, for placement of decorative pedestrian handrails in the amount of \$30,494.00.  
*Approved.*
12. Authorize the City Manager to execute a change order to City Contract No. 2010-027, South Mesquite Creek Sanitary Sewer Trunk Main Replacement, Phase 2 (Faithon P. Lucas, Sr., Boulevard to Wilkinson Road), with Wright Construction Company, Inc., for renovation of manholes, manhole rings and covers in the amount of \$86,480.00.  
*Approved.*
13. Authorize the City Manager to execute Amendment No. 3 to an engineering design services contract with Wilson & Company, Inc., for the preparation of record drawings in conjunction with the Driftwood Drive Extension Project in the amount of \$6,300.00.  
*Approved.*
14. Receive Change Order Report from City Manager.  
(CE29-9280, Forney Road Paving, Drainage, Water and Sanitary Sewer Improvements – \$13,596.00 and CE10-9770, Paddy Heights Addition Paving Rehabilitation – \$23,625.00.)  
*Received.*

### 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 Webster and the Webster Economic Development Corporation as Original Plaintiffs with the Cities of Denton, Humble, Lewisville, Mesquite, North Richland Hills and Plano, Denton County Transportation Authority and Fort Worth Transportation Authority as Third-Party Intervenors v. Carole Keeton Strayhorn in her Official Capacity as Comptroller of Public Accounts for the State of Texas as Original Defendant with the City of Grand Prairie Added as a Party Defendant by the Intervenors – Filed 4-18-07
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

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- 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 v. City of Mesquite, Texas, and Ted Barron, City Manager of the City of Mesquite, Texas, Filed – 12-10-09

### **Real Property:**

Pursuant to Section 551.072 of the Texas Government Code, the City Council will meet in closed session to consider purchase, exchange, lease or value of real property. The following subject may be discussed:

1. Acquisition of property located in Edgemont Park Addition, Second Installment. **Discussed.**

### **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.

### **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 prospect seeking to locate in the Skyline Industrial District. **Discussed.**

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).**