

MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD BEGINNING AT NOON,
MARCH 15, 2010, CITY COUNCIL CHAMBER, CITY HALL, 711 N. GALLOWAY.

Present: Mayor John Monaco and Councilmembers Al Forsythe, Bill Porter, Shirley Roberts and Dennis Tarpley, City Manager Ted Barron and City Secretary Sonja Land.

Absent: Councilmember Stan Pickett

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 discuss: (1) Fire Department apparatus replacement schedule and (2) participation in the Dallas County Scofflaw Program and receive: (3) briefing regarding rail served development in Sunnyvale and (4) update regarding projects impacting Lawson Road.

(1) It was Council consensus to authorize the Fire Department to accelerate the replacement of a fire engine by one year (from the 2010-11 budget to the current year's amended budget) and to accelerate the next two replacement engines by one year.

(2) Council directed staff to place an item for consideration on a future agenda to participate in the Dallas County Scofflaw Program.

(4) Council directed staff to prepare a resolution for consideration on a future agenda to rescind its support for the Lawson Road alignment, therefore freeing the City to negotiate with Dallas Water Utilities regarding the right-of-way needs along Lawson Road.

EXECUTIVE SESSION – CITY COUNCIL CONFERENCE ROOM – 1:52 P.M.

The City Council met in Executive Session pursuant to Section 551.071 of the Texas Government Code to consider pending and contemplated litigation subjects; whereupon, the City Council proceeded to meet in the City Council Conference Room. After the closed meeting ended at 2:02 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 Fred Bacon, Pastor, First Christian Church, Mesquite, Texas.

The Pledge of Allegiance was led by recreation participants from Spring Break Camp.

SPECIAL ANNOUNCEMENT.

Ms. Roberts announced that according to the Mesquite Convention and Visitors Bureau, five conventions were held in February and March with approximately 5,000 attendees and 156 volunteers being utilized. Several of these organizations are already making plans to return to Mesquite for future conventions. The Council thanked Jeann Wisenbaker for her efforts in recruiting volunteers for these events.

APPOINTMENT FOR PERSONAL APPEARANCE.

1. APPOINTMENT – JEANN WISENBAKER, PRESIDENT, MESQUITE QUALITY OF LIFE CORPORATION.

Jeann Wisenbaker, President, Mesquite Quality of Life Corporation, presented the 2008-09 annual report for the Mesquite Quality of Life Corporation. She stated that over \$89 million has been distributed through this board for projects such as Military Parkway, Tripp Road, Cartwright Road, Fire Station Nos. 1 and 3, Driftwood Drive extension, additional traffic signals, improvements at Evans Recreation Center, Eastfield Soccer Complex improvements and other recreation facilities over the past ten years.

CONSENT AGENDA.

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

2. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD MARCH 1, 2010, AND THE SPECIAL CITY COUNCIL MEETINGS HELD FEBRUARY 26, 2010, AND MARCH 8, 2010.
3. ORDINANCE NO. 4080 – PROVIDING FOR THE ABANDONMENT OF A SEGMENT OF A 15-FOOT-WIDE SANITARY SEWER EASEMENT LOCATED AT 700 GROSS ROAD AND ASSOCIATED WITH THE COMPLETED CONSTRUCTION OF A NEW SANITARY SEWER MAIN.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, PROVIDING FOR THE ABANDONMENT OF A SEGMENT OF A 15-FOOT-WIDE SANITARY SEWER EASEMENT LOCATED AT 700 GROSS ROAD AND ASSOCIATED WITH THE COMPLETED CONSTRUCTION OF A NEW SANITARY SEWER MAIN; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY. (Ordinance No. 4080 recorded on page _____ of Ordinance Book No. 94.)

4. ORDINANCE NO. 4081 – REVISING THE PROCESSING AND REPORTING OF CERTAIN CHANGE ORDERS ON CONTRACTS AND AUTHORIZING THE CITY MANAGER TO APPROVE CERTAIN CHANGE ORDERS ON CONTRACTS.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, REVISING THE PROCESSING AND REPORTING OF CERTAIN CHANGE ORDERS ON CONTRACTS AND AUTHORIZING THE CITY MANAGER TO APPROVE CERTAIN CHANGE ORDERS ON

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CONTRACTS; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE THEREOF. (Ordinance No. 4081 recorded on page of Ordinance Book No. 94.)

5. RESOLUTION NO. 10-2010 – AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE TEMPORARY CLOSURE OF STATE RIGHT-OF-WAY ALONG A PORTION OF MAIN STREET AND DAVIS STREET BETWEEN NORTH FLORENCE STREET AND CARMACK STREET IN CONJUNCTION WITH THE EXCHANGE CLUB OF MESQUITE RODEO PARADE ACTIVITIES ON SATURDAY, MARCH 27, 2010.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE TEMPORARY CLOSURE OF STATE RIGHT-OF-WAY ON MARCH 27, 2010, FOR THE EXCHANGE CLUB OF MESQUITE RODEO PARADE, COMMEMORATING THE 53RD ANNIVERSARY OF THE MESQUITE CHAMPIONSHIP RODEO. (Resolution No. 10-2010 recorded on page of Resolution Book No. 43.)

6. BID NO. 2010-058 – PURCHASE OF TWO 19-PASSENGER LOW-FLOOR CUT-AWAY CHASSIS TYPE BUSES – AWARDED TO NATIONAL BUS SALES IN JUSTIN, TEXAS, THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS COOPERATIVE PURCHASING PROGRAM IN THE AMOUNT OF \$246,050.32.
7. BID NO. 2010-061 – PURCHASE OF ENCOM BROADBAND WIRELESS RADIO SYSTEM – AWARDED TO TEXAS HIGHWAY PRODUCTS, LTD., THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION OPEN MARKET PURCHASE ORDER 6-1348 IN THE AMOUNT OF \$87,400.00.
8. CITY MANAGER AUTHORIZED TO EXECUTE A CONTRACT OF SALE, SELLERS TEMPORARY RESIDENTIAL LEASE AND ALL NECESSARY DOCUMENTS RELATED TO THE ACQUISITION OF PROPERTY LOCATED AT 1036 DARNEL LANE FOR FLOOD MITIGATION.
9. CITY MANAGER AUTHORIZED TO RELEASE FUNDS ASSOCIATED WITH THE PRODUCTION OF THE 2010 REAL. TEXAS. FESTIVAL.
10. CHANGE ORDER REPORT RECEIVED FROM CITY MANAGER.
(CE 29-0970, Concrete Street, Street Lights and Water Main Rehab Project (Town East Blvd.) – \$23,460.00; CE I106-2008, Annual Supply of Freon R-22 – \$420.00 and CE I038-2010, Annual Purchase of Epson GS6000 Plotter Supplies – \$19.77.)

END OF CONSENT AGENDA.

OTHER BUSINESS.

11. SPECIAL MEETING SCHEDULED TO BE HELD AT 9:00 A.M., ON MAY 19, 2010, TO CANVASS THE RETURNS FOR THE MAY 8, 2010, GENERAL ELECTION.

Ms. Roberts moved to schedule a special meeting to be held at 9:00 a.m., on May 19, 2010, to canvass the results of the May 8, 2010, General Election. Motion was seconded by Mr. Tarpley and approved unanimously.

12. APPOINTMENT TO FILL THE MUNICIPAL COURT JUDGE POSITION CREATED BY THE RETIREMENT OF JUDGE DAVID ROSEN, EFFECTIVE APRIL 1, 2010.

Mr. Tarpley recognized Judge David Rosen, who will be retiring on March 31, 2010, for his 22 years of service to the City of Mesquite and wished him well in his retirement. Mr. Tarpley moved to appoint Steve Crane as Municipal Court Judge to fill the position created by the retirement of Judge David Rosen, effective April 1, 2010. Motion was seconded by Mr. Forsythe and approved unanimously.

APPOINTMENT TO BOARDS AND COMMISSIONS.

12. APPOINTMENT OF ONE REGULAR MEMBER TO THE BOARD OF ADJUSTMENT FOR A TERM TO EXPIRE JANUARY 1, 2012.

Mr. Tarpley moved to change the appointment of David Fitzgerald from an alternate member to a regular member on the Board of Adjustment for a term to expire January 1, 2012. Motion was seconded by Ms. Roberts and approved unanimously.

Ms. Roberts moved to adjourn the meeting. Motion was seconded by Mr. Porter and approved unanimously. The meeting adjourned at 3:11 p.m.

Sonja Land
City Secretary

John Monaco
Mayor