

MINUTES OF THE WORK AND REGULAR CITY COUNCIL MEETING HELD BEGINNING AT NOON, MAY 3, 2010, 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 – NOON.**

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) proposed property exchange with Mesquite Independent School District regarding Tosch Elementary School expansion, (2) proposed development agreement for the Heartland Town Center located at Interstate 20 and FM 741 and (3) options for annexation.

(1) It was Council consensus to agree to the property exchange and directed staff to place this item on a future City Council agenda for action.

(2) Council directed staff to bring back some proposed annexation scenarios that would limit the number of annexed residences to less than 100 and that would advance the City's gateway corridor goals for I-20.

(3) It was Council consensus to move forward with finalization of the development agreement.

**WORK SESSION – CITY COUNCIL CHAMBER – 1:08 P.M.**

A. MONTHLY FINANCIAL REPORT FOR MARCH 2010 – RECEIVED.

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

B. INVESTMENT REPORT FOR THE QUARTER ENDING MARCH 31, 2010 – RECEIVED.

Don Simons, Director of Finance, presented the Investment Report for the quarter ending March 31, 2010.

C. BRIEFING FROM DALLAS WATER UTILITIES STAFF REGARDING THE PROPOSED ALIGNMENT FOR THE SOUTHWEST WATER TRANSMISSION PIPELINE PROJECT – RECEIVED.

Jerry Dittman, Assistant Director of Public Works, introduced Greg Hooten with AECOM, Program Manager Mike Hines and Project Manager Erick Steitle with Dallas Water Utilities and Vice President Pat Acker with Halff & Associates.

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Mr. Hooten presented the project objectives, project history and explained the Pipeline Alignment Study. The proposed pipeline is 32 miles in length and estimated to cost in excess of \$200 million, which requires phased construction. The pipeline will carry treated water and will originate at the Water Treatment Plant in Sunnyvale and end in Cedar Hill at the Duncanville pump station. The pipeline is designed to meet the long range regional water demands for South Dallas County. The project portion located in Mesquite is scheduled for construction in 2014-15.

Mr. Acker stated that the right of way can be shared or exclusive to the pipeline and the recommended depth for the pipeline is 12 feet with the utilities placed in-ground above the pipeline. The alignment in Mesquite starts at the south city limit at Lawson Road, follows Lawson Road to Berry Road, follows Berry Road to Faithon P. Lucas, Sr., Boulevard and follows Faithon P. Lucas, Sr., Boulevard to the north city limit. A 150-foot right of way is needed for efficient pipeline construction and maintenance.

Mr. Dittman stated that staff is in agreement with the proposed alignment. Sharing right of way will reduce earthwork costs on the future Lawson Road reconstruction project. The proposed alignment will force the S.H. 190 alignment to be relocated to another alignment east of the Falcon's Lair development.

The work session ended at 1:50 p.m.

**EXECUTIVE SESSION – CITY COUNCIL CONFERENCE ROOM – 2:01 P.M.**

Mayor Monaco announced that the City Council would meet in Executive Session pursuant to Section 551.072 of the Texas Government Code to discuss the purchase, exchange, lease or value of real property (Acquisition of property in conjunction with the Pioneer Road Paving, Drainage, Water and Sanitary Sewer Improvement Project); whereupon, the City Council proceeded to meet in the City Council Conference Room. After the closed meeting ended at 2:13 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 Mark Brewer, Pastor, The Oaks, Mesquite, Texas.

The Pledge of Allegiance was led by Emily Gorden, Teal McCoy, Joshua Paul and Sean Mas, fourth grade students from Porter Elementary School.

**SPECIAL ANNOUNCEMENTS.**

Ms. Roberts stated that new park signage has recently been installed and thanked the Parks and Recreations Department for a job well done.

**CONSENT AGENDA.**

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

1. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD APRIL 19, 2010.
2. ORDINANCE NO. 4087 – AMENDING SECTION 9-195 OF THE CITY CODE TO REFLECT PARKING RESTRICTIONS ALONG POTEET DRIVE EFFECTIVE MAY 10, 2010.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 9 OF THE CODE OF THE CITY OF MESQUITE, TEXAS, BY PROVIDING A CERTAIN DELETION AND A CERTAIN ADDITION UNDER SECTION 9-195 TO REFLECT PARKING RESTRICTIONS ALONG POTEET DRIVE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO HUNDRED (\$200.00) DOLLARS FOR EACH OFFENSE; AND PROVIDING FOR AN EFFECTIVE DATE THEREOF. (Ordinance No. 4087 recorded on page \_\_\_\_\_ of Ordinance Book No. 94.)

3. RESOLUTION NO. 17-2010 – RATIFYING THE EXPENDITURE OF \$51,679.00 WITHOUT COMPETITIVE BIDDING FOR THE EMERGENCY REPLACEMENT OF THE HYDRAULIC OIL LINE, TRAVELING CABLE, HOIST WAY WIRE WAY AND HYDRAULIC CYLINDER FOR THE PASSENGER ELEVATOR AT THE MUNICIPAL CENTER AND AUTHORIZING PAYMENT TO KONE, INC., FOR SUCH SERVICES.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, RATIFYING THE EXPENDITURE OF \$51,679.00 WITHOUT COMPETITIVE BIDDING FOR THE EMERGENCY REPLACEMENT OF THE HYDRAULIC OIL LINE, TRAVELING CABLE, HOIST WAY WIRE WAY AND HYDRAULIC CYLINDER FOR THE PASSENGER ELEVATOR AT THE MUNICIPAL CENTER AND AUTHORIZING PAYMENT TO KONE, INC., FOR SUCH SERVICES. (Resolution No. 17-2010 recorded on page \_\_\_\_\_ of Resolution Book No. 43.)

4. RESOLUTION NO. 18-2010 – AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL COOPERATIVE PURCHASING AGREEMENT WITH NATIONAL JOINT POWERS ALLIANCE TO ALLOW THE PURCHASE OF GOODS AND SERVICES.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, AUTHORIZING THE EXECUTION OF AN INTERLOCAL COOPERATIVE – PURCHASING AGREEMENT WITH NATIONAL JOINT POWERS ALLIANCE THEREBY ALLOWING THE CITY TO PURCHASE VARIOUS GOODS AND SERVICES AT REDUCED PRICES. (Resolution No. 18-2010 recorded on page \_\_\_\_\_ of Resolution Book No. 43.)

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5. BID NO. 2010-053 – INSTALLATION OF OWNER FURNISHED WALL COVERING AT THE MESQUITE CONVENTION CENTER AND EXHIBIT HALL AND BID NO. 2010-072 – PURCHASE OF WALL COVERING FOR THE MESQUITE CONVENTION CENTER AND EXHIBIT HALL – BID NO. 2010-053 AWARDED TO ARTISTIC PAINTING COMPANY, INC., IN THE AMOUNT OF \$23,678.00 AND BID NO. 2010-072 AWARDED TO NATIONAL WALLCOVERING, INC., IN THE AMOUNT OF \$34,474.70, AND CITY MANAGER AUTHORIZED TO EXECUTE THE REQUIRED DOCUMENTS.
6. BID NO. 2010-057 – NORTHRIDGE ADDITION SANITARY SEWER REHABILITATION BY PIPE BURSTING, PHASE 4 – CITY MANAGER AUTHORIZED TO EXECUTE A CONTRACT WITH LOW BIDDER HORSESHOE CONSTRUCTION, INC., IN THE AMOUNT OF \$1,478,346.00.
7. BID NO. 2010-060 – ANNUAL CONTRACT FOR CONCRETE CRUSHING – AWARDED TO SOUTHWEST CRUSHING, LLC, IN THE AMOUNT OF \$84,000.00 PER YEAR.
8. BID NO. 2010-073 – MESQUITE GOLF COURSE ROOF REPLACEMENT – CITY MANAGER AUTHORIZED TO EXECUTE A CONTRACT WITH GARLAND/DBS, INC., THROUGH THE MASTER INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT WITH U.S. COMMUNITIES CONTRACT NO. 09-5408 IN THE AMOUNT OF \$94,975.00.
9. BID NO. 2010-074 – MESQUITE GOLF COURSE HVAC EQUIPMENT REPLACEMENT – CITY MANAGER AUTHORIZED TO EXECUTE A CONTRACT WITH BERGER ENGINEERING COMPANY, THROUGH BID NO. 2008-092, TIME AND MATERIALS, IN THE AMOUNT OF \$59,448.00.
10. BID NO. 2010-075 – PURCHASE OF AUTOSCOPE VIDEO DETECTION SYSTEM – AWARDED TO PARADIGM TRAFFIC SYSTEMS, INC., THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS CONTRACT PE-05-09, IN THE AMOUNT OF \$72,088.00.
11. MAYOR AUTHORIZED TO EXECUTE AN AGREEMENT WITH THE MESQUITE SUNRISE ROTARY CLUB AND MESQUITE SOCIAL SERVICES, INC., FOR THE RENOVATION OF THE JEWELL WESTMORELAND SOCIAL SERVICES BUILDING IN AN AMOUNT NOT TO EXCEED \$50,000.00.
12. APPROVED THE DONATION OF A 1998 DODGE ½-TON PICKUP TRUCK (UNIT 857) TO MESQUITE SOCIAL SERVICES, INC., AND CONFIRMING ITS PUBLIC USE.
13. APPROVED AMENDMENTS TO THE PLANNED DEVELOPMENT SITE PLAN FOR THE 259.359-ACRE RIDGE RANCH DEVELOPMENT LOCATED AT THE SOUTHWEST CORNER OF CARTWRIGHT ROAD AND LAWSON ROAD.

**END OF CONSENT AGENDA.**

**PUBLIC HEARINGS.**

14. PUBLIC HEARING – ZONING – APPLICATION NO. 93-4-2010 SUBMITTED BY C. M. SCHADE FOR A ZONING CHANGE FROM PLANNED DEVELOPMENT-SINGLE FAMILY TO AGRICULTURAL ON THE 7.36-ACRE TRACT LOCATED AT 301 W. CARTWRIGHT ROAD – POSTPONED UNTIL THE MAY 17, 2010, CITY COUNCIL MEETING.

A public hearing was scheduled to be held to consider Application No. 93-4-2010 submitted by C. M. Schade for a zoning change from Planned Development-Single Family to Agricultural. This property is further described as a 7.36-acre tract located at 301 W. Cartwright Road. This item was postponed at the April 5, 2010, and April 19, 2010, City Council meetings.

Mr. Forsythe moved to postpone consideration of Application No. 93-4-2010 for a zoning change from Planned Development-Single Family to Agricultural until the May 17, 2010, City Council meeting. Motion was seconded by Mr. Pickett and approved unanimously.

15. A. PUBLIC HEARING – CONSIDER AMENDMENTS TO THE MESQUITE COMPREHENSIVE PLAN TO CREATE AND MODIFY LAND USE AND DEVELOPMENT POLICIES RELATED TO MULTI-FAMILY RESIDENTIAL DEVELOPMENT – POSTPONED UNTIL THE MAY 17, 2010, CITY COUNCIL MEETING.

A public hearing was scheduled to be held to consider amendments to the Mesquite Comprehensive Plan to create and modify land use and development policies related to multi-family residential development.

Ms. Roberts moved to postpone a public hearing to consider amendments to the Mesquite Comprehensive Plan to create and modify land use and development policies related to multi-family residential development until the May 17, 2010, City Council meeting. Motion was seconded by Mr. Porter and approved unanimously.

- B. PUBLIC HEARING – ZONING TEXT AMENDMENT NO. 2010-02 CREATING A NEW ZONING CLASSIFICATION TO BE KNOWN AS THE TRADITIONAL NEIGHBORHOOD MULTI-FAMILY DISTRICT (TNMD), WHICH SHALL INCLUDE NEW OR AMENDED PROCEDURAL REQUIREMENTS, STANDARDS FOR SITE DESIGN AND REGULATIONS AFFECTING BUILDING FORM, BUILDING DESIGN, SETBACKS, PARKING, LANDSCAPING AND PERMITTED USES – POSTPONED UNTIL THE MAY 17, 2010, CITY COUNCIL MEETING.

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A public hearing was scheduled to be held to consider Zoning Text Amendment No. 2010-02 to create a new zoning classification to be known as the Traditional Neighborhood Multi-Family District (TNMD), which shall include new or amended procedural requirements, standards for site design and regulations affecting building form, building design, setbacks, parking, landscaping and permitted uses.

Ms. Roberts moved to postpone a public hearing to consider Zoning Text Amendment No. 2010-02 to create a new zoning classification to be known as the Traditional Neighborhood Multi-Family District (TNMD) until the May 17, 2010, City Council meeting. Motion was seconded by Mr. Porter and approved unanimously.

Mr. Tarpley moved to adjourn the meeting. Motion was seconded by Ms. Roberts and approved unanimously. The meeting adjourned at 3:10 p.m.

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Sonja Land  
City Secretary

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John Monaco  
Mayor