

**CITY COUNCIL PRE-MEETING – COUNCIL CONFERENCE ROOM**  
**711 NORTH GALLOWAY**  
**NOON – MAY 17, 2010**

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

- (1) Discuss options for a Municipal Settings Designation for property located in the Gus Thomasson Corridor.
- (2) Discuss operations at Mesquite Golf Club.
- (3) Discuss Environmental Code annual report on caseload and disposition of complaints.
- (4) Receive briefing regarding the Mesquite Quality of Life Corporation's five-year plan.
- (5) Receive staff report regarding the proposed resolution of maintenance responsibilities for the Blackfoot Trail/Parkwood Trail alley.
- (6) Receive briefing regarding traffic impacts of three Texas Department of Transportation projects on US Highway 80.

**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**

(Chad Flowers, Youth Pastor, Emmanuel Pentecostal Church, Mesquite, Texas.)

**PLEDGE OF ALLEGIANCE**

(Recreation After School Program participants from Rutherford Recreation Center.)

**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.)

**APPOINTMENT FOR PERSONAL APPEARANCE**

1. A. Appointment – Representative of First Southwest Company.  
(A representative of First Southwest Company will review pricing for the issuance and sale of bonds.)
- B. Consider an ordinance authorizing the issuance of City of Mesquite, Texas, Combination Tax and Limited Surplus Revenue Certificates of Obligation, Series 2010, approving an official statement, authorizing the execution of a purchase agreement, making provisions for the security thereof, and ordaining other matters relating to the subject.
- C. Consider an ordinance authorizing the issuance of City of Mesquite, Texas, General Obligation Refunding Bonds, Series 2010, approving an official statement, authorizing the execution of a purchase agreement and an escrow agreement, making provisions for the security thereof, and ordaining other matters relating to the subject.
- D. Consider an ordinance authorizing the issuance of City of Mesquite, Texas, Waterworks and Sewer System Revenue Bonds, Series 2010, approving an official statement, authorizing the execution of a purchase agreement, making provisions for the security thereof, and ordaining other matters relating to the subject.

## Agenda for City Council meeting

May 17, 2010

Page 3 of 6

### 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.)

2. Minutes of the regular City Council meeting held May 3, 2010.
3. An ordinance authorizing the City Attorney to institute condemnation proceedings following non-acceptance or rejection of final offers to acquire rights-of-way and easements for the Pioneer Road Paving and Drainage Improvement Project and the South Mesquite Creek Sanitary Sewer Trunk Main Replacement, Phase 2.
4. A resolution approving the recommended alignment of the proposed Dallas Water Utilities water transmission pipeline.
5. A. Bid No. 2010-079 – Purchase of a 70-Foot Quint Aerial Truck.  
(Staff recommends award to Sutphen Corporation in Amlin, Ohio, through BuyBoard, sponsored by the Texas Local Government Purchasing Cooperative Contract, in the amount of \$793,601.25.)  
B. Consider down payment option on the purchase of a 70-Foot Quint Aerial Truck in the amount of \$198,400.00.
6. Authorize the City Manager to execute a contract with Binkley & Barfield, Inc., for engineering services in conjunction with the 2010 Alley Reconstruction Project in the amount of \$71,000.00.
7. A. Authorize the City Manager to execute a contract with KSA Engineers for design and site development of the corporate hangar at the Mesquite Metro Airport in the amount of \$131,947.00, contingent upon execution of a Letter of Agreement with Barr Air Patrol for reimbursement of these expenses and those associated with the actual construction cost of the facility.  
B. Authorize the City Manager to execute a Letter of Agreement with Barr Air Patrol for an Engineering Design/Site Development Reimbursement Plan for new aircraft hangar and office space.
8. Receive Change Order Report from City Manager.  
(RQ910702, Golf Course Equipment Purchase – \$5,000.00 and NCTCOG Traffic Signal Retiming Project – Install Traffic Signal Fiber Optic Lines – \$5,759.00.)

## **Agenda for City Council meeting**

**May 17, 2010**

**Page 4 of 6**

### **PUBLIC HEARINGS**

9. Conduct a public hearing and consider an ordinance for Application No. 1397-27-2010 submitted by Michael Alturk on behalf of Nedal Nasser for a zoning change from Service Station and General Retail to Planned Development – Office. This property is further described as a 0.8273-acre tract located at 910 and 1000 North Galloway Avenue.  
(No opposition to the proposed amendment has been received. The Planning and Zoning Commission recommends approval of the application with certain stipulations.)
  
10. A. Conduct a public hearing and consider an ordinance amending the Mesquite Comprehensive Plan by establishing policies for the design and location of urban multifamily development in high intensity development areas, and modifying the regional retail and business corridor maps to designate certain areas as appropriate for Urban Multifamily Residential.  
(The Planning and Zoning Commission recommends approval of the amendment. This item was postponed at the May 3, 2010, City Council meeting.)
  
- B. Conduct a public hearing and consider an ordinance on Zoning Text Amendment No. 2010-02 to create a new zoning classification to be known as the Traditional Neighborhood Multi-Family District (TNMF), 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.  
(The Planning and Zoning Commission recommends approval of the amendment. This item was postponed at the May 3, 2010, City Council meeting.)

### **APPOINTMENTS TO BOARDS AND COMMISSIONS**

11. Consider appointment of one member to the North Texas Municipal Water District Board of Directors for a term to expire May 31, 2012.
  
12. Consider appointment of one member to the Personnel/Trial Board for a term to expire November 7, 2012, who will also serve on the Civil Service Commission.
  
13. Consider appointment of two representatives to attend the City/School Joint Tax Office Advisory Board meeting on June 1, 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 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 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 adjacent to the Mesquite Metro Airport.

**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.

**Agenda for City Council meeting**

**May 17, 2010**

**Page 6 of 6**

**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 medical office building located on North Galloway Avenue.

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).**