

MINUTES OF WORK AND REGULAR CITY COUNCIL MEETING HELD BEGINNING AT NOON, MARCH 17, 2008, CITY COUNCIL CHAMBER, CITY HALL, 711 N. GALLOWAY.

Present: Mayor John Monaco and Councilmembers David Paschall, John Heiman, Dennis Tarpley and Shirley Roberts, City Manager Ted Barron and City Secretary Judy Womack.

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 Work and Regular Agenda and: (1) receive update regarding the Ridge Ranch development and discuss (2) proposed amendments to Water Conservation and Drought Contingency Plan and (3) Public Works Department policies and (4) review proposed façade improvement program.

WORK SESSION – CITY COUNCIL CHAMBER – 1:10 P.M.

A. INVESTMENT REPORT FOR THE QUARTER ENDING DECEMBER 31, 2007 – RECEIVED.

Don Simons, Director of Finance, presented the Investment Report for the quarter ending December 31, 2007.

The Work Session ended at 1:15 p.m.

EXECUTIVE SESSION – CITY COUNCIL CONFERENCE ROOM – 2:20 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 (briefing regarding pending litigation). After the closed meeting ended at 2:36 p.m., the City Council reconvened in Open Session.

No executive action was necessary.

REGULAR CITY COUNCIL MEETING – CITY COUNCIL CHAMBER – 3:07 P.M.

Invocation was given by Teresa Jackson, Executive Director, Sharing Life Community Outreach.

The Pledge of Allegiance was led by recreation participants from Goodbar Senior Citizens Center.

CONSENT AGENDA.

Item No. 8 was removed from the Consent Agenda to be considered separately. Mr. Heiman moved to approve the remaining items on the Consent Agenda, as follows. Motion was seconded by Mr. Paschall and approved unanimously.

1. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD MARCH 3, 2008.
2. A. ORDINANCE NO. 3937 – ADOPTING THE 2006 EDITION OF THE INTERNATIONAL BUILDING CODE EFFECTIVE APRIL 16, 2008.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 5 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTIONS 5-26 AND 5-27 OF ARTICLE II IN THEIR ENTIRETY AND ADDING NEW SECTIONS 5-26 AND 5-27 OF ARTICLE II THEREBY ADOPTING THE INTERNATIONAL BUILDING CODE, 2006 EDITION, AND PROVIDING CERTAIN ADDITIONS AND DELETIONS THERETO; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND DECLARING AN EFFECTIVE DATE. (Ordinance No. 3937 recorded on page of Ordinance Book No. 89.)

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- B. ORDINANCE NO. 3938 – ADOPTING THE 2006 EDITION OF THE INTERNATIONAL MECHANICAL CODE EFFECTIVE APRIL 16, 2008.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 5 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTIONS 5-316 AND 5-317 OF ARTICLE VII IN THEIR ENTIRETY AND ADDING NEW SECTIONS 5-316 AND 5-317 OF ARTICLE VII THEREBY ADOPTING THE INTERNATIONAL MECHANICAL CODE, 2006 EDITION, AND PROVIDING CERTAIN ADDITIONS AND DELETIONS THERETO; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND DECLARING AN EFFECTIVE DATE. (Ordinance No. 3938 recorded on page of Ordinance Book No. 89.)

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- C. ORDINANCE NO. 3939 – ADOPTING THE 2006 EDITION OF THE INTERNATIONAL PLUMBING CODE EFFECTIVE APRIL 16, 2008.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 5 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTIONS 5-186 AND 5-187 OF ARTICLE VI IN THEIR ENTIRETY AND ADDING NEW SECTIONS 5-186 AND 5-187 OF ARTICLE VI THEREBY ADOPTING THE INTERNATIONAL PLUMBING CODE, 2006 EDITION, AND PROVIDING CERTAIN ADDITIONS AND DELETIONS THERETO; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND (\$2,000.00) DOLLARS

FOR EACH OFFENSE; AND DECLARING AN EFFECTIVE DATE. (Ordinance No. 3939 recorded on page _____ of Ordinance Book No. 89.)

- D. ORDINANCE NO. 3940 – ADOPTING THE 2006 EDITION OF THE INTERNATIONAL ENERGY CONSERVATION CODE EFFECTIVE APRIL 16, 2008.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 5 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTIONS 5-469 AND 5-470 OF ARTICLE XIV IN THEIR ENTIRETY AND ADDING NEW SECTIONS 5-469 AND 5-470 OF ARTICLE XIV THEREBY ADOPTING THE INTERNATIONAL ENERGY CONSERVATION CODE, 2006 EDITION, AND PROVIDING CERTAIN ADDITIONS AND DELETIONS THERETO; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND DECLARING AN EFFECTIVE DATE. (Ordinance No. 3940 recorded on page _____ of Ordinance Book No. 89.)

- E. ORDINANCE NO. 3941 – ADOPTING THE 2006 EDITION OF THE INTERNATIONAL FUEL GAS CODE EFFECTIVE APRIL 16, 2008.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 5 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTIONS 5-465 AND 5-466 OF ARTICLE XII IN THEIR ENTIRETY AND ADDING NEW SECTIONS 5-465 AND 5-466 OF ARTICLE XII THEREBY ADOPTING THE INTERNATIONAL FUEL GAS CODE, 2006 EDITION, AND PROVIDING CERTAIN ADDITIONS AND DELETIONS THERETO; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND DECLARING AN EFFECTIVE DATE. (Ordinance No. 3941 recorded on page _____ of Ordinance Book No. 89.)

- F. ORDINANCE NO. 3942 – ADOPTING THE 2006 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE EFFECTIVE APRIL 16, 2008.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 7 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTIONS 7-1, 7-2 AND 7-3 OF ARTICLE I IN THEIR ENTIRETY AND ADDING NEW SECTIONS 7-1, 7-2 AND 7-3 OF ARTICLE I THEREBY ADOPTING THE INTERNATIONAL PROPERTY MAINTENANCE CODE, 2006 EDITION, AND PROVIDING CERTAIN ADDITIONS AND DELETIONS THERETO; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND DECLARING AN EFFECTIVE DATE. (Ordinance No. 3842 recorded on page _____ of Ordinance Book No. 89.)

- G. ORDINANCE NO. 3943 – ADOPTING THE 2006 EDITION OF THE INTERNATIONAL RESIDENTIAL CODE EFFECTIVE APRIL 16, 2008.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 5 OF THE CODE OF THE CITY OF MESQUITE BY DELETING ARTICLE XIII IN ITS ENTIRETY AND ADDING A NEW ARTICLE XIII THEREBY ADOPTING THE INTERNATIONAL RESIDENTIAL CODE, 2006 EDITION, AND PROVIDING CERTAIN ADDITIONS AND DELETIONS THERETO; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND DECLARING AN EFFECTIVE DATE. (Ordinance No. 3943 recorded on page of Ordinance Book No. 89.)

3. ORDINANCE NO. 3944 – ADOPTING THE 2006 EDITION OF THE INTERNATIONAL FIRE CODE EFFECTIVE APRIL 16, 2008.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 6 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTIONS 6-1 THROUGH 6-6 IN THEIR ENTIRETY AND ADDING NEW SECTIONS 6-1 THROUGH 6-6 THEREBY ADOPTING THE INTERNATIONAL FIRE CODE, 2006 EDITION, BY PROVIDING CERTAIN AMENDMENTS AND DELETIONS THERETO; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND (\$2,000.00) DOLLARS FOR EACH OFFENSE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE. (Ordinance No. 3944 recorded on page of Ordinance Book No. 89.)

4. BID NO. 2008-044 – ANNUAL SUPPLY OF AUTOMOTIVE BRAKES, PADS AND ACCESSORIES – AWARDED TO LOW BIDDERS: GROUP I – CONTINENTAL PARTS COMPANY - \$42,918.12; DALLAS DODGE CHRYSLER JEEP - \$36,809.16; PARK CITIES FORD - \$32,741.08; BOB TOMES FORD - \$10,609.96; CLASSIC CHEVROLET - \$6,357.00; BRAKE & CLUTCH - \$3,833.76 AND PRESTIGE FORD - \$2,163.52 FOR A TOTAL AMOUNT OF \$135,432.60 AND GROUP II, ITEMS 1 AND 2 – BRAKE & CLUTCH FOR LABOR CHARGES FOR TURNING MEDIUM AND LARGE TRUCK DRUMS.
5. BID NO. 2008-047 – ANNUAL SUPPLY OF AMMUNITION – AWARDED TO PRECISION DELTA FOR PRACTICE AND DUTY AMMUNITION IN THE AMOUNT OF \$66,545.00 AND BAILEY’S HOUSE OF GUNS, INC., FOR 10MM FMJ AND .223 FMJ IN THE AMOUNT OF \$15,527.00 FOR A TOTAL AMOUNT OF \$82,072.00.
6. BID NO. 2008-060 – ANNUAL SUPPLY OF HEAVY-DUTY CHEVROLET TRUCK OEM PARTS – AWARDED TO BANKSTON CHEVROLET AT DEALER COST PLUS A 12 PERCENT MARKUP.

7. CHANGE ORDER REPORT RECEIVED FROM CITY MANAGER.
(CE28-0280, ANNUAL TXDOT CORRIDOR MAINTENANCE CONTRACT - \$12,250.00; BID NO. 2007-088, ANNUAL SUPPLY OF TIRES - \$6,075.00; CE25-5300, FEMA FLOODPLAIN MAPPING, DALLAS COUNTY DFIRM UPDATE – MESQUITE HYDROLOGY AND HYDRAULICS UPDATE - \$8,250.00; CE27-7810, US 80 AT TOWN EAST BOULEVARD 24-INCH WATER MAIN AND SANITARY SEWER RELOCATION - \$3,945.00; BID NO. 1063-2007, ANNUAL SUPPLY OF FORMS FOR MUNICIPAL COURT - \$1,510.00 AND BID (ITB) NO. 2008-030, CONTRACT FOR REPLACEMENT OF CITY OF MESQUITE TREES - \$5,170.00.)

CONSENT AGENDA ITEM CONSIDERED SEPARTELY.

8. CITY MANAGER APPOINTMENT OF DEREK ROHDE AS POLICE CHIEF FOR THE CITY OF MESQUITE EFFECTIVE MARCH 18, 2008 – CONFIRMED.

City Manager Ted Barron announced that, after a nationwide search, he has named Derek Rohde to be the new Police Chief, effective March 18, 2008. He explained that Chapter 143 of the Local Government Code requires the appointment to be confirmed by the governing body.

Mr. Heiman moved to confirm the appointment of Assistant Police Chief Derek Rohde as Police Chief effective March 18, 2008. Motion was seconded by Ms. Roberts and approved unanimously.

END OF CONSENT AGENDA.

OTHER BUSINESS.

9. SPECIAL MEETING SCHEDULED TO BE HELD AT 9:00 A.M., ON MAY 21, 2008, TO CANVASS THE RETURNS FOR THE MAY 10, 2008, GENERAL ELECTION.

Ms. Roberts moved to schedule a special meeting to be held at 9:00 a.m., on May 21, 2008, to canvass the results of the May 10, 2008, General Election. Motion was seconded by Mr. Tarpley and approved unanimously.

Mr. Heiman moved to adjourn the meeting. Motion was seconded by Ms. Roberts and approved unanimously. The meeting adjourned at 3:15 p.m.

Judy Womack
City Secretary

John Monaco
Mayor