

## **ACTION AGENDA**

### **CITY COUNCIL PRE-MEETING – COUNCIL CONFERENCE ROOM** **711 NORTH GALLOWAY** **10:30 A.M. – JULY 19, 2010**

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

- (1) Tour multifamily housing development. **Conducted.**
- (2) Discuss proposed 2010-11 budgets for the Finance, Housing and Community Services and Community Development Departments. **Discussed. It was Council consensus to pursue a court of record, including the finish-out of a second courtroom as part of the new City Hall construction project.**
- (3) Receive update from Den Bishop, Holmes Murphy Benefit Consultant, regarding health care. **Received.**

### **EXECUTIVE SESSION – 10:30 A.M.** **711 NORTH GALLOWAY – CITY COUNCIL CONFERENCE ROOM**

- (1) **PENDING AND CONTEMPLATED LITIGATION (See Notice of Executive Session – Litigation for Listing of Subjects.)**
- (2) **APPOINTMENT AND EVALUATION OF PUBLIC OFFICIALS (See Notice of Executive Session – Personnel Matters for Listing of Subjects.)**

### **CITY COUNCIL – STAFF WORK SESSION** **CITY COUNCIL CHAMBER** **1:00 P.M.**

- A. Receive monthly financial report for May 2010. **Received.**
- B. Receive Investment Report for the quarter ending June 30, 2010.  
**Received.**

### **REGULAR CITY COUNCIL MEETING** **CITY COUNCIL CHAMBER** **3:00 P.M.**

#### **INVOCATION**

(Nelson Leeman, Pastor, Cornerstone Baptist Church, Mesquite, Texas.)

#### **PLEDGE OF ALLEGIANCE**

(Matt Taylor, Sarah Mayfield, Ricky Thomas and Chelsea Lamb, teen volunteers and participants of Anime Club and summer teen programs at the Mesquite Public Library.)

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### **SPECIAL ANNOUNCEMENTS**

None.

### **CITIZENS FORUM**

None.

### **CITIZENS INPUT HEARING**

1. Conduct a public hearing to receive input from citizens regarding the proposed 2010-11 City budget.  
Public hearing held.

### **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 July 6, 2010.  
Approved.
3. A resolution amending Resolution No. 09-2010 by updating procedural authorization to continue the Neighborhood Stabilization Program (NSP) with income generated from the sale of homes originally purchased with NSP funds granted to the City of Mesquite by the U.S. Department of Housing and Urban Development under NSP Grant #B-08-MN-48-0007.  
Approved by Resolution No. 32-2010.
4. RFP No. 2010-004 – Annual Purchase of LED Illuminated Street Signs.  
(Staff recommends award to Texas Highway Products, Round Rock, Texas, Inc., in the amount of \$74,802.40.)  
Awarded as recommended.
5. Bid No. 2010-023 – Town East Corridor TIF Project – Traffic Signals Upgrade, Phase 1.  
(Staff recommends the City Manager be authorized to execute a contract with low bidder Roadway Solutions, Inc., in the amount of \$248,000.00.)  
Awarded as recommended.
6. Authorize the City Manager to execute a contract with Beck Disaster Recovery, Inc., through the Houston-Galveston Area Council of Governments Cooperative Purchasing Program for professional planning and consulting services for development of the citywide Continuity of Operations Plan in the amount of \$102,788.00.  
Approved.

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7. Receive Change Order Report from City Manager.  
(CE 2009-112, Annual Grinding of Brush – \$12,000.00.)  
**Received.**

### **PUBLIC HEARINGS**

8. Conduct a public hearing for the purpose of considering annexation of approximately 2.0 square miles of territory within the City of Mesquite's extraterritorial jurisdiction.  
(This is the first of three public hearings to be held to consider annexation of approximately 2.0 square miles of territory within the City's extraterritorial jurisdiction.)  
**Public hearing held.**
9. Conduct a public hearing for Application No. 1095-52-2010 submitted by Roundstone Development, LLC, for a zoning change from Commercial to Planned Development – Traditional Neighborhood Multifamily Development. This property is further described as a 14.256-acre tract located at 3500 Emporium Square.  
**Postponed until the August 2, 2010, City Council meeting.**

### **RECEIPT OF RESIGNATION AND APPOINTMENTS TO BOARDS AND COMMISSIONS**

10. Receive resignation from Bruce Archer as a member of the Municipal Library Advisory Board.  
**Received.**
11. Consider appointment of one member to the Mesquite Health Facilities Development Corporation for a term to expire December 31, 2011.  
**Brian Hutcheson was appointed to the Mesquite Health Facilities Development Corporation for a term to expire December 31, 2011.**
12. Consider appointment of one member to the Mesquite Housing Finance Corporation for a term to expire December 31, 2011.  
**Brian Hutcheson was appointed to the Mesquite Housing Finance Corporation for a term to expire December 31, 2011.**

### **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:

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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 and William C. Veal v. City of Mesquite, Texas – Filed 2-10-09
6. Report by Revell Company (Buck Revell) concerning the investigation into a complaint and potential litigation regarding an arrest by the Police Department.

**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.

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).**