

MINUTES OF REGULAR CITY COUNCIL MEETING HELD BEGINNING AT 11:30 A.M.,
DECEMBER 17, 2007, CITY COUNCIL CHAMBER, CITY HALL, 711 N. GALLOWAY.

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

PRE-MEETING – CITY COUNCIL CONFERENCE ROOM – 11:30 A.M.

The City Council met in the City Council Conference Room beginning at 11:30 a.m., to discuss the items on the Regular Agenda and discuss proposed studies in the Long Branch drainage basin.

REGULAR CITY COUNCIL MEETING – CITY COUNCIL CHAMBER – 3:01 P.M.

Invocation was given by Nelson Solares, Pastor of Spanish, Family Cathedral of Praise, Mesquite, Texas.

The Pledge of Allegiance was led by Taylor Quinn, Kyle Quinn, Jake Walzel, Caleb Beck and Isabel Gracia, fourth grade students from Pirrung Elementary School.

SPECIAL ANNOUNCEMENTS.

(1) Mayor Monaco introduced the City Hall Singers who sang a Christmas Carol.

(2) Mr. Heiman announced that this year's Christmas in the Park attracted record-breaking crowds with over 30,000 visitors over the three-day period with a record number of volunteers to help host the event.

APPOINTMENT FOR PERSONAL APPEARANCE.

1. **APPOINTMENT – CHRISTI JONES-HILBERT, 3329 AQUEDUCT COURT – REQUEST FOR INSTALLATION OF SPEED BUMPS IN THE ALLEY BETWEEN AQUEDUCT COURT AND CLEAR CREEK DRIVE – APPROVED.**

Christi Jones-Hilbert, 3329 Aqueduct Court, presented a petition signed by 24 of the 32 residents adjacent to the alley between Aqueduct Court and Clear Creek Drive, requesting installation of speed bumps.

Mr. Heiman moved to approve the installation of speed bumps in the alley between Aqueduct Court and Clear Creek Drive. Motion was seconded by Ms. Roberts and approved unanimously.

CONSENT AGENDA.

Item Nos. 4 and 11 were removed from the Consent Agenda to be considered separately. Mr. Paschall moved to approve the remaining items on the Consent Agenda, as follows. Motion was seconded by Mr. Heiman and approved unanimously.

2. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD DECEMBER 3, 2007.
3. ORDINANCE NO. 3918 – ON THIRD AND FINAL READING, GRANTING A GAS FRANCHISE TO ATMOS ENERGY CORPORATION, MID-TEX DIVISION.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, GRANTING TO ATMOS ENERGY CORPORATION, MID-TEX DIVISION, A TEXAS AND VIRGINIA CORPORATION, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE TO FURNISH, TRANSPORT AND SUPPLY GAS TO THE GENERAL PUBLIC IN THE CITY OF MESQUITE, DALLAS COUNTY, TEXAS, FOR THE TRANSPORTING, DELIVERY, SALE AND DISTRIBUTION OF GAS IN, OUT OF AND THROUGH SAID MUNICIPALITY FOR ALL PURPOSES; PROVIDING FOR THE PAYMENT OF A FEE OR CHARGE FOR THE USE OF THE PUBLIC RIGHTS-OF-WAY; REPEALING ALL PREVIOUS ATMOS ENERGY GAS FRANCHISE ORDINANCES; PROVIDING THAT IT SHALL BE IN LIEU OF OTHER FEES AND CHARGES, EXCEPTING AD VALOREM TAXES; PRESCRIBING THE TERMS, CONDITIONS, OBLIGATIONS AND LIMITATIONS UNDER WHICH SUCH FRANCHISE SHALL BE EXERCISED; A MOST FAVORED NATIONS CLAUSE AND A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE. (Ordinance No. 3918 recorded on page of Ordinance Book No. 89.)

5. ORDINANCE NO. 3920 – AMENDING CHAPTER 5 OF THE CITY CODE REGARDING THE RENTAL CERTIFICATE-OF-OCCUPANCY PROGRAM.

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 5 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTION 5-468(H) IN ITS ENTIRETY AND ADDING A NEW SECTION 5-468(H) THEREBY ASSESSING AN ADMINISTRATIVE FEE OF ONE HUNDRED (\$100.00) DOLLARS FOR OCCUPYING A RENTAL DWELLING UNIT PRIOR TO INSPECTION; 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 THEREOF. (Ordinance No. 3920 recorded on page of Ordinance Book No. 89.)

6. RESOLUTION NO. 54-2007 – AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL COOPERATIVE PURCHASING AGREEMENT WITH THE CITY OF BAYTOWN TO PURCHASE VARIOUS GOODS AND SERVICES.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH THE CITY OF BAYTOWN TO ESTABLISH A COOPERATIVE PURCHASING PROGRAM BETWEEN THE TWO CITIES. (Resolution No. 54-2007 recorded on page of Resolution Book No. 40.)

7. BID NO. 2008-008 – FIBER OPTIC EQUIPMENT FOR CITY FACILITIES – AWARDED TO MERCURY NETWORKS, INC., THROUGH AN INTERLOCAL AGREEMENT WITH THE MESQUITE INDEPENDENT SCHOOL DISTRICT IN THE AMOUNT OF \$62,018.00.
8. BID NO. 2008-033 – ANNUAL LAUNDRY AND DRY CLEANING FOR FIRE DEPARTMENT – AWARDED TO DEBONAIR CLEANERS, INC.; DRY CLEAN SUPER CENTER AND TOUDANINES FINE DRY CLEANING IN THE TOTAL AMOUNT OF \$58,410.00.
9. BID NO. 2008-048 – PURCHASE AND INSTALLATION OF SHADE STRUCTURES AT VALLEY CREEK PARK – AWARDED TO USA SHADE & STRUCTURES, INC., THROUGH TEXAS MULTIPLE AWARD SCHEDULE (TXMAS), AN ALTERNATIVE PURCHASING METHOD OF THE TEXAS PROCUREMENT AND SUPPORT SERVICES, IN THE AMOUNT OF \$123,161.00.
10. BID NO. 2008-049 – ANNUAL SUPPLY OF FIRE DEPARTMENT UNIFORMS – AWARDED TO GST PUBLIC SAFETY SUPPLY THROUGH AN INTERLOCAL AGREEMENT WITH THE CITY OF GRAND PRAIRIE IN THE AMOUNT OF \$76,803.50.
12. CITY MANAGER AUTHORIZED TO EXECUTE AN ENGINEERING DESIGN SERVICES CONTRACT WITH FREEMAN-MILLICAN, INC., IN CONJUNCTION WITH THE CITY WATER SYSTEM MASTER PLAN IN THE AMOUNT OF \$73,300.00.
13. CITY MANAGER AUTHORIZED TO EXECUTE AN ENGINEERING DESIGN SERVICES CONTRACT WITH FREEMAN-MILLICAN, INC., FOR DESIGN IMPROVEMENTS AND REHABILITATION OF THE BARNES BRIDGE PUMP STATION AND DESIGN RETROFITTING FOR EMERGENCY GENERATORS AT THE HAILEY PUMP STATION AND SOUTHEAST PUMP STATION IN THE TOTAL AMOUNT OF \$327,000.00.
14. CITY MANAGER AUTHORIZED TO EXECUTE A CONTRACT INCLUDING AMENDMENTS TO THE TERMS AND CONDITIONS AS RECOMMENDED BY THE CITY ATTORNEY'S OFFICE WITH BRINKLEY SARGENT ARCHITECTS FOR DESIGN OF A NEW CITY HALL FACILITY AS PHASE TWO OF THE POLICE FACILITY/CITY HALL EXPANSION PROJECT IN THE AMOUNT OF \$1,587,115.00.

15. AUTHORIZED PURCHASE OF THE FIRST YEAR RENEWAL OPTION FOR THE EMPLOYEE MEDICAL PLAN REINSURANCE POLICY UNDER BID NO. 2007-064, REINSURANCE (STOP LOSS), WITH ING IN AN AMOUNT NOT TO EXCEED \$354,906.00 AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE APPROPRIATE DOCUMENTS.
16. CITY MANAGER AUTHORIZED TO EXECUTE A CONTRACT WITH NATHAN D. MAIER CONSULTING ENGINEERS, INC., TO PERFORM ENGINEERING SERVICES RELATED TO THE CONCEPTUAL RECLAMATION OF THE LONG BRANCH DRAINAGE BASIN IN THE AMOUNT OF \$79,250.00.

CONSENT AGENDA ITEMS CONSIDERED SEPARATELY.

4. ORDINANCE NO. 3919 – ADOPTING A COMMUNITY APPEARANCE MANUAL – APPROVED.

Mr. Paschall explained that the proposed ordinance represents one facet of the new Project Renewal program. The ordinance will raise the standard for new construction, assist in efforts to enhance the community's image and stabilize property values. He recognized Director of Development Services Richard Gertson and his staff, along with members of the Planning and Zoning Commission, for their efforts in developing the Community Appearance Manual and implementing the Project Renewal program.

Mr. Paschall moved to approve Ordinance No. 3919, AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 11 OF THE CODE OF THE CITY OF MESQUITE BY ADDING A NEW ARTICLE X; THEREBY ADOPTING THE COMMUNITY APPEARANCE MANUAL; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND DECLARING AN EFFECTIVE DATE THEREOF. Motion was seconded by Mr. Tarpley and approved by all voting "Aye." (Ordinance No. 3919 recorded on page of Ordinance Book No. 89.)

11. BID NO. 2008-056 – PURCHASE AND INSTALLATION OF 15 OUTDOOR WARNING SIRENS AND OTHER EQUIPMENT – CITY MANAGER AUTHORIZED TO EXECUTE A CONTRACT WITH SOLE-SOURCE PROVIDER FEDERAL SIGNAL CORPORATION IN THE AMOUNT OF \$349,893.60 - APPROVED.

Mr. Paschall stated that purchase of these 15 outdoor warning sirens will be beneficial to the entire City, particularly to the southeast portion of Mesquite. The purchase will complete the upgrade to replace outdated sirens throughout the City. Of the 15 sirens, 11 are replacement sirens and four are new sirens to be located at: (1) Lawson Road and Old Lawson Road; (2) Farm to Market Road (FM) 2757; (3) Fire Station No. 1 and (4) Mesquite Metro Airport. These sirens should be operational by June 2008.

Mr. Paschall moved to authorize the City Manager to execute a contract with sole-source provider Federal Signal Corporation for Bid No. 2008-056, the Purchase and Installation of 15 Outdoor Warning Sirens and Other Equipment, in the amount of \$349,893.60. Motion was seconded by Mr. Heiman and approved unanimously.

Mayor Monaco expressed appreciation to Phillip Mongeau and his staff in the Emergency Management office of the Fire Department for initiating the purchase of these high-tech sirens.

END OF CONSENT AGENDA.

PUBLIC HEARINGS AND CONSIDERATION OF ORDINANCES.

17. PUBLIC HEARING – ZONING – APPLICATION NO. 2007-4 AND ORDINANCE NO. 3921 AMENDING THE ZONING ORDINANCE REGARDING THE COMMUNITY APPEARANCE MANUAL – APPROVED.

A public hearing was held to consider Application No. 2007-4 and an ordinance amending the Zoning Ordinance regarding the Community Appearance Manual.

Richard Gertson, Director of Development Services, explained that the proposed amendment to the Zoning Ordinance will add a reference in the ordinance to the Community Appearance Manual which stipulates that new construction and renovation projects comply with the requirements of the manual.

No one appeared regarding the proposed zoning change. Mayor Monaco declared the public hearing closed.

Mr. Paschall moved to approve Application No. 2007-4 amending the Zoning Ordinance regarding the Community Appearance Manual, as recommended by the Planning and Zoning Commission, and to approve Ordinance No. 3921, AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING THE MESQUITE ZONING ORDINANCE ADOPTED ON SEPTEMBER 4, 1973, AND RECODIFIED ON NOVEMBER 21, 1988, BY ADDING A NEW SECTION 1-104(I); THEREBY REQUIRING THAT CONSTRUCTION SHALL BE IN COMPLIANCE WITH THE COMMUNITY APPEARANCE MANUAL; 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 THEREOF. Motion was seconded by Mr. Heiman and approved by all voting "Aye." (Ordinance No. 3921 recorded on page of Ordinance Book No. 89.)

18. PUBLIC HEARING – ZONING – APPLICATION NO. 2007-9 AND ORDINANCE NO. 3922 AMENDING THE ZONING ORDINANCE REGARDING THE REQUIREMENTS FOR RESTAURANTS WITH PRIVATE CLUBS IN VARIOUS OVERLAY DISTRICTS – APPROVED.

Ms. Roberts abstained from discussions regarding this item and left the meeting.

A public hearing was held to consider Application No. 2007-9 and an ordinance amending the Zoning Ordinance regarding the requirements for restaurants with private clubs in various overlay districts.

Richard Gertson, Director of Development Services, explained that passage of Proposition No. 1 on the November 6, 2007, Local Option Election ballot affected a portion of the existing overlay districts, specifically restaurants that serve alcoholic beverages. The proposed amendments have been approved by the Planning and Zoning Commission and will repeal the Restaurant/Private Club overlay district. The Texas Alcoholic Beverage Commission will enforce its regulations on any restaurants that apply to serve alcohol. Mr. Gertson added that the proposed amendments will also modify the remaining overlay districts by deleting special requirements for restaurants that serve alcohol. The Zoning Ordinance will retain hotel/private club overlay district regulations so that any future full-serve hotel that applies for private club designation may be considered if it meets all the zoning requirements.

No one appeared regarding the proposed zoning change. Mayor Monaco declared the public hearing closed.

Mr. Tarpley moved to approve Application No. 2007-9 amending the Zoning Ordinance regarding the requirements for restaurants with private clubs in various overlay districts, as recommended by the Planning and Zoning Commission, and to approve Ordinance No. 3922, AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING THE MESQUITE ZONING ORDINANCE ADOPTED ON SEPTEMBER 4, 1973, AND RECODIFIED ON NOVEMBER 21, 1988, BY PROVIDING CERTAIN ADDITIONS AND DELETIONS UNDER SECTIONS 3-200, 4-500, 4-600, 4-700, 4-800 AND 4-900 THEREBY MODIFYING CERTAIN REGULATIONS FOR ALCOHOL SALES; PROVIDING A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE THEREOF. Motion was seconded by Mr. Pickett. On call for a vote on the motion, the following votes were cast:

Ayes:	Tarpley, Pickett, Monaco, Heiman, Paschall
Nays:	None
Abstention:	Roberts

Motion passed. (Ordinance No. 3922 recorded on page of Ordinance Book No. 89.)

19. PUBLIC HEARING – ZONING – APPLICATION NO. 2007-10 AND ORDINANCE NO. 3923 AMENDING THE ZONING ORDINANCE REGARDING PUBLICATION REQUIREMENTS FOR THE BOARD OF ADJUSTMENT – APPROVED.

Ms. Roberts re-entered the meeting.

A public hearing was held to consider Application No. 2007-10 and an ordinance amending the Zoning Ordinance regarding publication requirements for the Board of Adjustment.

Richard Gertson, Director of Development Services, explained that the proposed amendment will eliminate the requirement to publish notices in the newspaper for pending Board of Adjustment cases. He stated that State law requires written notice be given to surrounding property owners within 200 feet of the subject property, which will continue. However, no State law requires publication of notices in the newspaper. Mr. Gertson stated that during 2007, it is estimated that approximately \$1,500 will be spent publishing notices for Board of Adjustment cases. This annual savings could be realized if the proposed amendment is approved.

No one appeared regarding the proposed zoning change. Mayor Monaco declared the public hearing closed.

Mr. Heiman moved to approve Application No. 2007-10 amending the Zoning Ordinance regarding publication requirements for the Board of Adjustment, as recommended by the Planning and Zoning Commission, and to approve Ordinance No. 3923, AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING THE MESQUITE ZONING ORDINANCE ADOPTED ON SEPTEMBER 4, 1973, AND RECODIFIED ON NOVEMBER 21, 1988, BY DELETING SECTION 5-202(B)(1) IN ITS ENTIRETY; THEREBY DELETING THE PROCEDURE OF NOTIFICATION OF A PUBLIC HEARING IN THE OFFICIAL NEWSPAPER OF THE CITY IN REGARDS TO THE PROCEDURES OF APPEAL, VARIANCE AND SPECIAL EXCEPTION TO THE BOARD OF ADJUSTMENT; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY. Motion was seconded by Mr. Pickett and approved by all voting "Aye." (Ordinance No. 3923 recorded on page of Ordinance Book No. 89.)

20. A. PUBLIC HEARING – ZONING – APPLICATION NO. OT-73 SUBMITTED BY DAVID BELT FOR WHITE PROPERTIES AND ORDINANCE NO. 3924 FOR A ZONING CHANGE FROM R-3 SINGLE FAMILY RESIDENTIAL AND MIXED USE TO PLANNED DEVELOPMENT – MIXED USE IN ORIGINAL TOWN, BLOCK 18, ABSTRACT NO. 1607 AT THE SOUTHEAST CORNER OF BELT LINE ROAD AND HOLLEY STREET – APPROVED WITH CERTAIN AMENDMENTS.

A public hearing was held to consider Application No. OT-73 and an ordinance for a zoning change from R-3 Single Family Residential and Mixed Use to Planned Development – Mixed Use in Original Town, Block 18, Abstract No. 1607. This property is further described as a 1.008-acre tract located at the southeast corner of Belt Line Road and Holley Street. The City Council referred this item back to the Planning and Zoning Commission at the November 19, 2007, City Council meeting.

Terry Anderson, representing White Properties, stated that the applicant worked with staff after the November 19, 2007, City Council meeting and presented the revised application to the Planning and Zoning Commission on December 10, 2007. The proposed amendment will revise the zoning on the three tracts discussed at the November 19 City Council meeting to Planned Development – Mixed Use.

No one appeared regarding the proposed zoning change. Mayor Monaco declared the public hearing closed.

Richard Gertson, Director of Development Services, stated that the Planning and Zoning Commission recommended that the screening wall requirement be reduced from eight feet to six feet. If Council supports this screening height change, the motion to approve the proposed ordinance should reflect this change.

Mr. Anderson confirmed that the six-foot screening height was agreeable to the applicant. He requested clarification regarding the separation between the existing street and abandoned right of way and stated, if needed by the Fire Department, a gate can be included at the street closure.

Mr. Paschall expressed appreciation to Mr. Anderson and the applicant for working with the Council and staff to resolve their concerns.

Mr. Paschall moved to approve Application No. OT-73 for a zoning change from R-3 Single Family Residential and Mixed Use to Planned Development – Mixed Use, as recommended by the Planning and Zoning Commission, modifying Stipulation No. 1 and adding Stipulation No. 4, as follows:

1. A six-foot masonry screening wall shall be required along adjacent residential-zoned property.
2. Any screening wall along Bryan-Belt Line Road or Holley Street shall be no closer to the street than the building façade.
3. Any outdoor storage must be screened in a manner that matches the residential screening wall.
4. Coordinate the closure of Holley Street and any gate with the Fire Department.

And, to approve Ordinance No. 3924, AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING THE MESQUITE ZONING ORDINANCE ADOPTED ON SEPTEMBER 4, 1973, AND RECODIFIED ON NOVEMBER 21, 1988, SO AS TO APPROVE A CHANGE OF ZONING FROM R-3 SINGLE FAMILY RESIDENTIAL AND MIXED USE TO PLANNED DEVELOPMENT – MIXED USE WITH CERTAIN STIPULATIONS; REPEALING ALL ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND DECLARING AN EMERGENCY. Motion was seconded by Mr. Pickett and approved by all voting “Aye.” (Ordinance No. 3924 recorded on page of Ordinance Book No. 89.)

- B. ORDINANCE NO. 3925 – ABANDONING RIGHT OF WAY ALONG A PORTION OF HOLLEY STREET BETWEEN BRYAN-BELT LINE ROAD AND CARVER STREET - APPROVED.

Mr. Paschall moved to approve Ordinance No. 3925, AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, ABANDONING THE HOLLEY STREET RIGHT-OF-WAY BETWEEN BRYAN-BELT LINE ROAD AND CARVER STREET; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY. Motion was seconded by Mr. Pickett and approved by all voting "Aye." (Ordinance No. 3925 recorded on page _____ of Ordinance Book No. 89.)

21. PUBLIC HEARING – ZONING – APPLICATION NO. 261-31 SUBMITTED BY KENT JONES, INC., FOR A ZONING CHANGE FROM COMMERCIAL AND PLANNED DEVELOPMENT – MULTI-FAMILY TO PLANNED DEVELOPMENT – COMMERCIAL IN THE BIG TOWN ADDITION LOCATED AT THE SOUTHWEST CORNER OF U.S. HIGHWAY 80 AND BIG TOWN BOULEVARD – POSTPONED.

A public hearing was scheduled to be held to consider Application No. 261-31 for a zoning change from Commercial and Planned Development – Multi-Family to Planned Development – Commercial in the Big Town Addition. This property is further described as an 89.75-acre tract formerly occupied by Big Town Mall located at the southwest corner of U.S. Highway 80 and Big Town Boulevard.

Tom Palmer, Manager of Economic Development, introduced Kent Jones, the applicant, and his partner Omar Washington, and staff from Turner Construction who were in the audience. Mr. Palmer stated that staff is excited about the proposed application. However, because of the size of the development, there are some outstanding issues that staff and the applicant still need to review before the Council considers approving the zoning change. He suggested Council postpone the public hearing for Application No. 261-31 until the January 7, 2008, City Council meeting.

Mr. Heiman moved to postpone consideration of Application No. 261-31 until the January 7, 2008, City Council meeting. Motion was seconded by Mr. Tarpley and approved unanimously.

22. PUBLIC HEARING – ZONING – APPLICATION NO. 337-12 SUBMITTED BY QUINE & ASSOCIATES, INC., FOR A ZONING CHANGE FROM COMMERCIAL TO COMMERCIAL WITH A CONDITIONAL USE PERMIT TO ALLOW THE PROPERTY TO BE USED FOR MINIWAREHOUSES AT 2133 NORTH BELT LINE ROAD – POSTPONED.

A public hearing was scheduled to be held to consider a zoning change from Commercial to Commercial with a Conditional Use Permit to allow the property to be used for miniwarehouses in East Dallas Estates, Block 1, Lot 6R. This property is further described as a 5.997-acre tract located at 2133 North Belt Line Road.

Mr. Paschall stated that the applicant has not submitted a letter of appeal to staff since the Planning and Zoning Commission denied the application. He suggested that consideration of the application be postponed until the January 7, 2008, City Council meeting to avoid the requirement of renotifying adjacent property owners, in case the applicant appeals the Planning and Zoning

Commission's decision to the Council.

Mr. Paschall moved to postpone consideration of Application No. 337-12 for a zoning change from Commercial to Commercial with a Conditional Use Permit to allow the property to be used for miniwarehouses until the January 7, 2008, City Council meeting. Motion was seconded by Ms. Roberts and approved unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS.

23. APPOINTMENT OF FOUR REGULAR MEMBERS AND ONE ALTERNATE MEMBER TO THE BUILDING STANDARDS BOARD FOR TERMS TO EXPIRE JANUARY 1, 2010.

Mr. Pickett moved to reappoint Cecil Mackey, Sam Motley, Glenn Dickerson and Ron Hall as regular members and reappoint Joe Smith as an alternate member of the Building Standards Board for terms to expire January 1, 2010. Motion was seconded by Mr. Heiman and approved unanimously.

24. APPOINTMENT OF ONE MEMBER TO THE HISTORIC MESQUITE, INC., BOARD OF DIRECTORS FOR A TERM TO EXPIRE DECEMBER 31, 2010.

Mr. Roberts moved to reappoint Lois Hampton as a member of the Historic Mesquite, Inc., Board of Directors for a term to expire December 31, 2010. Motion was seconded by Mr. Tarpley and approved unanimously.

25. APPOINTMENT OF SIX MEMBERS TO THE MESQUITE HEALTH FACILITIES DEVELOPMENT CORPORATION FOR TERMS TO EXPIRE DECEMBER 31, 2009.

Mr. Tarpley moved to reappoint Stan Pickett, Shirley Roberts, Dennis Tarpley, David Paschall, John Heiman and John Monaco as members of the Mesquite Health Facilities Development Corporation for terms to expire December 31, 2009. Motion was seconded by Mr. Pickett and approved unanimously.

26. APPOINTMENT OF SIX MEMBERS TO THE MESQUITE HOUSING FINANCE CORPORATION FOR TERMS TO EXPIRE DECEMBER 31, 2009.

Ms. Roberts moved to reappoint Stan Pickett, Shirley Roberts, Dennis Tarpley, David Paschall, John Heiman and John Monaco as members of the Mesquite Housing Finance Corporation for terms to expire December 31, 2009. Motion was seconded by Mr. Heiman and approved unanimously.

EXECUTIVE SESSION – CITY COUNCIL CONFERENCE ROOM – 3:45 P.M.

Mayor Monaco announced that the City Council would meet in Executive Session pursuant to Section 551.087 of the Texas Government Code to consider commercial or financial information regarding a business prospect or project (business incentive for a project in the Skyline Industrial District); whereupon, the City Council proceeded to meet in the City Council Conference Room. After the closed meeting ended at 3:58 p.m., the City Council reconvened in Open Session.

No executive action was necessary.

EXECUTIVE SESSION – CITY COUNCIL CONFERENCE ROOM – 4:00 P.M.

Mayor Monaco announced that the City Council would meet in executive session pursuant to Section 551.074 of the Texas Government Code to 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 other City employees (annual review of Police Chief and Council-appointed positions for City Manager, City Attorney, Municipal Court Judge and City Secretary); whereupon the City Council proceeded to meet in the City Council Conference Room. After the closed meeting ended at 5:30 p.m., the City Council reconvened in Open Session.

No executive action was necessary.

The meeting adjourned at 5:35.

Judy Womack
City Secretary

John Monaco
Mayor