MINUTES OF REGULAR CITY COUNCIL MEETING HELD BEGINNING AT NOON, JUNE 2, 2008, CITY COUNCIL CHAMBER, CITY HALL, 711 N. GALLOWAY.

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

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 Regular Agenda and discuss: (1) proposed Community Development Block Grant 2008 Program Year budget, (2) the International Inland Port of Dallas, (3) interest rate in conjunction with the 50/50 Cost Share Program and Alley Paving Petition Policy and (4) development options for the two proposed restrooms at City Lake Park and (5) receive Texas Municipal Retirement System update.

(4) Council consensus was to continue work on City Lake Park restrooms as designed and to identify an additional funding source.

EXECUTIVE SESSION – CITY COUNCIL CONFERENCE ROOM – 1:18 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 subjects or settlement offers (Liberty Legal Institute's May 22, 2008, letter asserting a notice of rights and claims under the Religious Land Use and Institutionalized Persons Act [RLUIPA]); whereupon, the City Council proceeded to meet in the City Council Conference Room. After the closed meeting ended at 1:30 p.m., the City Council reconvened in Open Session.

No executive action was necessary.

REGULAR CITY COUNCIL MEETING - CITY COUNCIL CHAMBER - 3:10 P.M.

Invocation was given by Councilmember Greg Noschese.

The Pledge of Allegiance was led by Recreation After School Program participants from Florence Recreation Center.

SPECIAL ANNOUNCEMENTS.

(1) Mayor Monaco recognized Libby Buuck, chairwoman of Preservation Texas, who presented the Mayor and Council with a plaque recognizing the Lawrence House and Barn as a recipient of the Preservation Texas Historic Restoration Award. The Mayor recognized those in attendance who worked to help restore the Lawrence House and Barn.

(2) Mr. Tarpley announced that City Manager Ted Barron shot his first hole-in-one during a round of golf on Saturday.

PRESENTATION OF CERTIFICATES.

1. <u>CERTIFICATES OF ELECTION PRESENTED TO MAYOR JOHN MONACO AND</u> <u>COUNCILMEMBERS STAN PICKETT, PLACE 3, GREG NOSCHESE, PLACE 4</u> <u>AND SHIRLEY ROBERTS, PLACE 5.</u>

Certificates of Election were presented to Mayor John Monaco and Councilmembers Stan Pickett, Place 3, Greg Noschese, Place 4 and Shirley Roberts, Place 5.

CONSENT AGENDA.

Item No. 3 was removed from the Consent Agenda to be considered separately. Mr. Tarpley moved to approve the remaining items on the Consent Agenda, as follows. Motion was seconded by Ms. Roberts and approved unanimously.

- 2. <u>MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD</u> <u>MAY 19, 2008, AND THE SPECIAL CITY COUNCIL MEETING HELD MAY 21,</u> <u>2008.</u>
- 4. <u>RESOLUTION NO. 25-2008 AUTHORIZING A MASTER</u> <u>INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT WITH</u> <u>THE NATIONAL INTERGOVERNMENTAL PURCHASING ALLIANCE TO</u> <u>PURCHASE VARIOUS GOODS AND SERVICES.</u>

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, AUTHORIZING THE EXECUTION OF A MASTER INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT WITH THE NATIONAL INTERGOVERNMENTAL PURCHASING ALLIANCE (NATIONAL IPA) TO PURCHASE VARIOUS GOODS AND SERVICES MADE AVAILABLE BY LEAD PUBLIC AGENCIES THROUGH THE PURCHASING AGREEMENT. (Resolution No. 25-2008 recorded on page of Resolution Book No. 41.)

5. <u>RESOLUTION NO. 26-2008 – RATIFYING THE EXPENDITURE OF \$146,291.00</u> WITHOUT COMPETITIVE BIDDING FOR EMERGENCY REPAIRS TO THE 36-INCH-DIAMETER SANITARY SEWER AERIAL CROSSING ON NORTH MESQUITE CREEK (SOUTH OF EDWARDS CHURCH ROAD) AND AUTHORIZING PAYMENT TO B&B CONCRETE SAWING FOR SUCH REPAIRS.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, RATIFYING THE EXPENDITURE OF \$146,291.00 WITHOUT COMPETITIVE BIDDING FOR EMERGENCY REPAIRS TO THE 36-INCH-DIAMETER SANITARY SEWER AERIAL CROSSING ON NORTH MESQUITE CREEK (SOUTH OF EDWARDS CHURCH ROAD); AND AUTHORIZING PAYMENT TO B&B CONCRETE SAWING FOR SUCH REPAIRS. (Resolution No. 26-2008 recorded on page of Resolution Book No. 41.)

- 6. <u>BID NO. 2008-089 MAIN LIBRARY CARPET REPLACEMENT AWARDED TO</u> <u>BAGLEY'S FLOOR SERVICES, LTD., FROM TEXAS PROCUREMENT AND</u> <u>SUPPORT SERVICES (TPASS) THROUGH THE TEXAS MULTIPLE AWARD</u> <u>SCHEDULE (TxMAS) PROGRAM IN THE AMOUNT OF \$149,275.56.</u>
- 7. <u>CITY MANAGER AUTHORIZED TO EXECUTE AN AMENDMENT TO AN</u> <u>ENGINEERING SERVICES CONTRACT WITH BUCHER, WILLIS & RATLIFF</u> <u>CORPORATION IN THE AMOUNT OF \$16,500.00 FOR ADDITIONAL SERVICES</u> <u>IN CONJUNCTION WITH THE FAITHON P. LUCAS, SR., BOULEVARD</u> <u>UTILITY RELOCATIONS AT SOUTH MESQUITE CREEK.</u>
- 8. <u>CITY MANAGER AUTHORIZED TO EXECUTE AMENDMENT NO. 2 TO A</u> <u>CONTRACT WITH BINKLEY AND BARFIELD CONSULTING ENGINEERS,</u> <u>INC., FOR ADDITIONAL ENGINEERING AND SURVEYING SERVICES IN</u> <u>CONJUNCTION WITH THE 2005-06 ALLEY RECONSTRUCTION AND</u> <u>DRAINAGE IMPROVEMENT PROJECT IN THE AMOUNT OF \$9,600.00.</u>
- 9. <u>CITY MANAGER AUTHORIZED TO EXECUTE A CHANGE ORDER TO THE</u> 2006-07 AUDIT CONTRACT WITH DELOITTE & TOUCHE LLP IN THE AMOUNT OF \$33,000.00.

CONSENT AGENDA ITEM CONSIDERED SEPARATELY.

3. <u>CONSIDER AN ORDINANCE AMENDING CHAPTER 13 OF THE CITY CODE</u> <u>REGARDING THE SIZE AND LOCATION OF MONUMENT AND POLE SIGNS –</u> <u>POSTPONED UNTIL THE JUNE 16, 2008, CITY COUNCIL MEETING.</u>

Mr. Pickett moved to postpone consideration of an ordinance amending Chapter 13 of the City Code regarding the size and location of monument and pole signs until the June 16, 2008, City Council meeting. Motion was seconded by Ms. Roberts and approved unanimously.

END OF CONSENT AGENDA.

PUBLIC HEARINGS.

10. A. <u>PUBLIC HEARING – CONSIDER A PROGRAM (CHAPTER 380</u> <u>AGREEMENT) WITH MESQUITE HIGHWAY 80 BUSINESS CENTER,</u> <u>L.P., (AKA TRANSWESTERN) TO PROMOTE ECONOMIC</u> <u>DEVELOPMENT AND STIMULATE BUSINESS AND COMMERCIAL</u> <u>ACTIVITY IN CONJUNCTION WITH DEVELOPMENT IN THE</u> <u>MESQUITE BUSINESS CENTER LOCATED AT BIG TOWN BOULEVARD</u> <u>AND U.S. HIGHWAY 80 - HELD.</u>

A public hearing was held to consider a program (Chapter 380 Agreement) with Mesquite Highway 80 Business Center, L.P., (aka Transwestern) to promote economic development and stimulate business and commercial activity in conjunction with development in the Mesquite Business Center located at Big Town Boulevard and U.S. Highway 80.

Tom Palmer, Manager of Economic Development, stated that White House Custom Colour has committed to leasing approximately 26,000 square feet in the Mesquite Business Center located at the intersection of Big Town Boulevard and U.S. Highway 80, managed and developed by Transwestern. White House Custom Colour is a computerized custom printing company focusing on the digital professional photographer. Of the lease space, 3,000 square feet will contain offices with the remaining space being utilized as production and distribution areas. He stated that White House Custom Colour is headquartered outside of Minneapolis, Minnesota. This location will be the first satellite facility outside of that state.

Henry Knapek, Senior Vice-President of Transwestern, developer of the project, spoke in favor of the proposed agreement. He stated that White House Custom Colour has agreed to a seven-year lease and will begin operations with approximately 50 employees, anticipating an increase to 100 employees within three years. Mesquite Highway 80 Business Center, L.P., will invest approximately \$750,000 for tenant finish outs, air conditioning the entire space and replacing four of the six dock doors with glass fronts.

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

B. <u>RESOLUTION NO. 27-2008 – APPROVING THE TERMS AND</u> <u>CONDITIONS OF A PROGRAM (CHAPTER 380 AGREEMENT) WITH</u> <u>MESQUITE HIGHWAY 80 BUSINESS CENTER, L.P., (AKA</u> <u>TRANSWESTERN) TO PROMOTE ECONOMIC DEVELOPMENT AND</u> <u>STIMULATE BUSINESS AND COMMERCIAL ACTIVITY IN</u> <u>CONJUNCTION WITH DEVELOPMENT IN THE MESQUITE BUSINESS</u> <u>CENTER LOCATED AT BIG TOWN BOULEVARD AND U.S. HIGHWAY</u> <u>80 AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE</u> <u>AGREEMENT – APPROVED.</u>

Mr. Tarpley moved to approve Resolution No. 27-2008, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, APPROVING THE TERMS AND CONDITIONS OF A PROGRAM TO PROMOTE ECONOMIC DEVELOPMENT AND STIMULATE BUSINESS AND COMMERCIAL ACTIVITY IN THE CITY; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH MESQUITE HIGHWAY 80 BUSINESS CENTER, L.P., FOR SUCH PURPOSES; AND PROVIDING AN EFFECTIVE DATE. Motion was seconded by Mr. Pickett. On call for a vote on the motion, the following votes were cast:

Ayes:	Tarpley, Pickett, Monaco, Roberts
Nays:	Noschese

Motion carried. (Resolution No. 27-2008 recorded on page

of Resolution Book No. 41.)

11. <u>PUBLIC HEARING TO CONSIDER AN ALTERNATE SCREENING METHOD</u> <u>SUBMITTED BY TODD ROHE FOR AN ELECTRICAL CONTRACTING</u> <u>BUSINESS LOCATED AT 3929 SAMUELL BOULEVARD – APPROVED.</u>

A public hearing was held to consider an alternate screening method submitted by Todd Rohe for an electrical contracting business located at 3929 Samuell Boulevard.

Todd Rohe, 442 San Gabriel Way, Sunnyvale, requested approval of a six-foot wrought iron fence with a three-foot-high landscaped hedge along the northern and western perimeters of the property in lieu of the required masonry screening wall. He explained that there are currently 20-foothigh shrubs along the western and northern boundaries and erecting a masonry wall would require removal of the natural screening wall.

No one appeared regarding the proposed alternate screening request. Mayor Monaco declared the public hearing closed.

Mr. Pickett expressed support for a landscape hedge that would eventually grow to six feet in height in lieu of the proposed three-foot landscape hedge, along with a six-foot wrought iron fence.

Mr. Pickett moved to approve the alternate screening method utilizing a six-foot wrought iron fence and a landscaping hedge to ultimately reach six feet in height and that all outdoor storage shall be prohibited in the rear and interior side yards abutting the residential use. Motion was seconded by Mr. Noschese and approved unanimously.

12. <u>PUBLIC HEARING – ZONING – APPLICATION NO. 1462-260 SUBMITTED BY</u> <u>MICHAEL RAY HUNT FOR A ZONING CHANGE FROM GENERAL RETAIL TO</u> <u>COMMERCIAL AT 1402 EAST U.S. HIGHWAY 80 – WITHDRAWN BY</u> <u>APPLICANT.</u>

A public hearing was scheduled to be held to consider Application No. 1462-260 submitted by Michael Ray Hunt for a zoning change from General Retail to Commercial in the Daniel Tanner Survey between I 635 and North Galloway Avenue along the service road on the south side of U.S. Highway 80. This property is further described as a 0.73-acre tract located at 1402 East U.S. Highway 80.

Mayor Monaco announced that Application No. 1462-260 has been withdrawn by the applicant.

13. <u>PUBLIC HEARING – ZONING – APPLICATION NO. 1359-8 SUBMITTED BY</u> <u>MAC COSTLOW ON BEHALF OF CALVARY FIRST BAPTIST CHURCH AND</u> <u>ORDINANCE NO. 3961 FOR A ZONING CHANGE FROM PLANNED</u> <u>DEVELOPMENT-INDUSTRIAL TO PLANNED DEVELOPMENT-OFFICE AT</u> <u>2600 EAST GLEN BOULEVARD, 2600 NEWSOM ROAD AND 2821 NEWSOM</u> <u>ROAD – APPROVED.</u>

A public hearing was held to consider Application No. 1359-8 submitted by Mac Costlow on behalf of Calvary First Baptist Church and an ordinance for a zoning change from Planned Development-Industrial to Planned Development-Office to allow the property to be used for a church with access provided to the church site from Newsom Road. This property is further described as a 7.1-acre tract located at 2600 East Glen Boulevard, 2600 Newsom Road and 2821 Newsom Road.

Mac Costlow on behalf of Calvary First Baptist Church, stated that the church, previously located at 1002 South Peachtree Road, was destroyed by fire on October 4, 2007. They plan to relocate to the 7.1-acre tract which is currently under contract.

Danny Saenz, 2909 Fowler Court, expressed concern regarding traffic congestion on Newsom Road if access is allowed from the church.

Richard Gertson, Director of Community Development, stated that the Planning and Zoning Commission's stipulations allow access to Newsom Road only if a church occupies the property. Any other use of the property will be denied access to Newsom Road.

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

Mr. Costlow stated that the church is requesting access from both East Glen Boulevard and Newsom Road for the members' convenience and for easier access to the adjacent neighborhoods. Access to Newsom Road will only be available during church services. The church auditorium will seat 480 persons and 107 parking spaces will be located on both sides of the church with additional spaces located at the rear of the gym. Mr. Costlow stated that speed bumps would be installed in the parking areas to discourage cut-through traffic.

Mr. Noschese expressed concern regarding increased traffic along Newsom Road if access is allowed and the City's ability to enforce closure of the access road if the property changes uses in the future.

Mr. Noschese moved to approve the application without access to Newsom Road. Motion died for lack of a second.

Mr. Tarpley moved to approve Application No. 1359-8 submitted by Mac Costlow on behalf of Calvary First Baptist Church for a zoning change from Planned Development-Industrial to Planned Development-Office, as recommended by the Planning and Zoning Commission, with the following stipulations:

- 1. All standards of development required in the Office Zoning District shall apply to the development of this site.
- 2. The site must be developed with uses permitted-by-right in the Office Zoning District as prescribed in the City of Mesquite Zoning Ordinance.
- 3. Pole signs shall be prohibited on the site.
- 4. Thirty-five percent of the site must be retained as open space as defined by the City of Mesquite Zoning Ordinance.

- 5. A wrought iron fence and tree buffer line or landscape hedge as defined in the City of Mesquite Zoning Ordinance shall be established and maintained along the property lines abutting the residential use to the southwest.
- 6. Both the north and south façades of the structure must comply with the primary façade requirements prescribed by the Community Appearance Manual, Ordinance No. 3919.
- 7. With the exception of a church, traffic ingress and egress to Newsom Road from the site shall be prohibited. Access shall be physically removed before a certificate of occupancy is approved for any future use other than a church.

And to approve Ordinance No. 3961, 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 PLANNED DEVELOPMENT-INDUSTRIAL TO PLANNED DEVELOPMENT-OFFICE SUBJECT TO CERTAIN STIPULATIONS; 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 EMERGENCY. Motion was seconded by Mr. Pickett. On call for a vote on the motion, the following votes were cast:

Ayes:	Tarpley, Pickett, Monaco, Roberts
Nays:	Noschese

Motion carried. (Ordinance No. 3961 recorded on page of Ordinance Book No. 91.)

14. <u>PUBLIC HEARING – ZONING – APPLICATION NO. EP-11 SUBMITTED BY</u> <u>ALKA PATEL, ALKA ENTERPRISES, INC., FOR A ZONING CHANGE FROM</u> <u>SERVICE STATION TO PLANNED DEVELOPMENT-GENERAL RETAIL AT</u> <u>3021 BIG TOWN BOULEVARD – POSTPONED UNTIL THE JUNE 16, 2008, CITY</u> <u>COUNCIL MEETING.</u>

A public hearing was held to consider Application No. EP-11 submitted by Alka Patel, Alka Enterprises, Inc., for a zoning change from Service Station to Planned Development-General Retail to allow the property to be used for the expansion of a convenience store in addition to other uses in Block A, Lot 1, Eastfield Plaza. This property is located at 3021 Big Town Boulevard at the southwest corner of Big Town Boulevard and John West Road.

Alka Patel representing Alka Enterprises, Inc., stated that the Planning and Zoning Commission approved the zoning change to Planned Development-General Retail. However, she is requesting the zoning be changed to Commercial to allow construction of a coin-operated laundry on the site in addition to other approved uses.

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

Richard Gertson, Director of Community Development, explained that the original application requested a zoning change from Service Station to Commercial. However, the Planning and Zoning Commission required additional restrictions and approved the zoning change to Planned Development-General Retail.

Ms. Patel stated she plans to retain as much of the existing convenience store structure as possible as more square footage is added. The site is approximately 34,000 square feet. A 2,500-to 2,700-square-foot building is planned for Phase One as a convenience store with a limited number of fuel pumps. Phase Two will include expansion of the building. She agreed with the list of acceptable uses with the addition of a coin-operated laundry.

Mayor Monaco stated that the information provided to Council states that the site would be redeveloped by demolishing the existing carwash and convenience store and replacing it with a new convenience store and additional tenant space for other commercial uses. However, Ms. Patel is stating that the existing building may or may not be demolished. Mayor Monaco stated he could not support the application if the existing structure is maintained.

Ms. Patel explained that the architect will determine if any of the existing structure can be retained.

Mr. Noschese moved to postpone consideration of Application No. EP-11 submitted by Alka Patel, Alka Enterprises, Inc., for a zoning change from Service Station to Planned Development-General Retail until the June 16, 2008, City Council meeting. Motion was seconded by Mr. Pickett. On call for a vote on the motion, the following votes were cast:

Ayes:	Noschese, Pickett, Monaco, Roberts
Nays:	Tarpley

Motion carried.

15. <u>PUBLIC HEARING – ZONING – APPLICATION NO. VIC-3 SUBMITTED BY</u> <u>DR. MAHDI DEZHAM AND ORDINANCE NO. 3962 FOR A ZONING CHANGE</u> <u>FROM SERVICE STATION TO PLANNED DEVELOPMENT-GENERAL RETAIL</u> <u>AT 3225 NORTH TOWN EAST BOULEVARD – APPROVED.</u>

A public hearing was held to consider Application No. VIC-3 submitted by Dr. Mahdi Dezham and an ordinance for a zoning change from Service Station to Planned Development-General Retail to allow the property to be used for a dental office in addition to other uses in Block A, Lot 1, Vickers Addition Revised. This property is located at 3225 North Town East Boulevard at the north corner of North Town East Boulevard and Motley Drive.

Dr. Mahdi Dezham presented the zoning application.

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

Dr. Dezham stated that the existing building will be demolished along with the canopy and pole sign and replaced with a 7,000-to 8,000-square-foot building to be utilized for a dental office. He stated that the Planning and Zoning Commission approved a 15 percent landscape requirement that he is requesting to be lowered to 10 percent due to concerns regarding limited parking spaces. Dr. Dezham stated that he currently operates two dental offices located in Garland and Balch Springs with many of his patients coming from Mesquite. He will utilize a portion of the building's space for a dental office and may lease a portion to a dental lab.

Richard Gertson, Director of Community Development, stated that the site contains 25,483 square feet. The 15 percent landscaping requirement, which consists of 3,800 square feet, can be accomplished in the required 25-foot front setback along Town East Boulevard and Motley Drive and will not disturb the building area. The total buildable area makes it difficult to build a 7,000-to 8,000-square-foot building with adequate parking. One or two parking spaces can be included in the front setback.

Mr. Pickett explained that the City's new Project Renewal Program was developed to address sites similar to this location as a way to enhance the City's image.

Mr. Pickett moved to approve Application No. VIC-3 submitted by Dr. Mahdi Dezham for a zoning change from Service Station to Planned Development-General Retail, as recommended by the Planning and Zoning Commission, with the following stipulations:

- 1. Only those uses permitted-by-right under the following Standard Industrial Classifications (SIC) shall be allowed:
 - Retail: 56 Apparel, Accessory Stores
 - 57 Furniture, Home Furnishings
 - 58 Eating, Drinking Places
 - 594 Miscellaneous Shopping Goods Stores, except 5947 Gift, Novelty, Souvenir Shops
 - 5992 Florists
 - 5995 Optical Goods Stores
 - Finance, Insurance, Real Estate:
 - 60-67 Depository Institutions, Security and Commodity Services, Insurance Carriers, Agents and Brokers, Real Estate, Holding Companies, except 60a, Alternative Financial Institutions and 61, Nondepository Institutions
 - Services: 722 Photographic, Portrait Studios
 - 7291 Tax Preparation Services
 - 7299 Tanning Salon only
 - 7334 Photocopying, Duplicating Services
 - 80 Health Services
 - 81 Legal Services
 - 82 Educational Services
 - 83 Social Services

- 87 Engineering, Accounting, Research, Management Services
- 2. Removal of the existing pole sign located on the site.
- 3. Future pole signs shall be prohibited.
- 4. Removal of the canopy.
- 5. Landscaping requirement shall be 15 percent of the site.
- 6. The existing building as of June 2, 2008, and further described as a 960-squarefoot building, shall be razed prior to any issuance of a building permit or certificate-of-occupancy.

And to approve Ordinance No. 3962, 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 SERVICE STATION TO PLANNED DEVELOPMENT-GENERAL RETAIL SUBJECT TO 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. Noschese. On call for a vote on the motion, the following votes were cast:

Ayes:	Pickett, Noschese, Monaco, Roberts
Nays:	Tarpley

Motion carried. (Ordinance No. 3962 recorded on page of Ordinance Book No. 91.)

OTHER BUSINESS.

16. <u>SPECIAL MEETING SCHEDULED TO BE HELD AT 9:00 A.M., ON JUNE 24,</u> 2008, TO CANVASS THE RETURNS FOR THE JUNE 14, 2008, RUNOFF ELECTION.

Mr. Pickett moved to schedule a special meeting to be held at 9:00 a.m., on June 24, 2008, to canvass the results of the June 14, 2008, General Election. Motion was seconded by Ms. Roberts and approved unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS.

17. <u>APPOINTMENT OF ONE MEMBER TO THE MESQUITE HEALTH FACILITIES</u> <u>DEVELOPMENT CORPORATION FOR A TERM TO EXPIRE DECEMBER 31,</u> <u>2009.</u>

Mr. Pickett moved to appoint Greg Noschese as a member of the Mesquite Health Facilities Development Corporation for a term to expire December 31, 2009. Motion was seconded by Ms. Roberts and approved unanimously.

18. <u>APPOINTMENT OF ONE MEMBER TO THE MESQUITE HOUSING FINANCE</u> <u>CORPORATION FOR A TERM TO EXPIRE DECEMBER 31, 2009.</u>

Mr. Tarpley moved to appoint Greg Noschese as a member of the Mesquite Housing Finance Corporation for a term to expire December 31, 2009. Motion was seconded by Ms. Roberts and approved unanimously.

19. <u>APPOINTMENT OF MAYOR JOHN MONACO AS PRINCIPAL</u> <u>REPRESENTATIVE AND COUNCILMEMBER STAN PICKETT AS ALTERNATE</u> <u>REPRESENTATIVE OF THE REGIONAL TRANSPORTATION COUNCIL.</u>

Ms. Roberts moved to appoint Mayor John Monaco as principal representative and Councilmember Stan Pickett as alternate representative of the Regional Transportation Council. Motion was seconded by Mr. Noschese and approved unanimously.

20. <u>APPOINTMENT OF COUNCILMEMBER STAN PICKETT AS PRINCIPAL</u> <u>REPRESENTATIVE AND MAYOR JOHN MONACO AS ALTERNATE</u> <u>REPRESENTATIVE OF THE DALLAS REGIONAL MOBILITY COALITION.</u>

Mr. Noschese moved to appoint Councilmember Stan Pickett as principal representative and Mayor John Monaco as alternate representative of the Dallas Regional Mobility Coalition. Motion was seconded by Ms. Roberts and approved unanimously.

21. <u>APPOINTMENT OF A MAYOR PRO TEM AND DEPUTY MAYOR PRO TEM</u> <u>FOR ONE-YEAR TERMS.</u>

Mr. Pickett moved to appoint Councilmember Shirley Roberts as Mayor Pro Tem and Councilmember Greg Noschese as Deputy Mayor Pro Tem for one-year terms. Motion was seconded by Mr. Tarpley and approved unanimously.

The meeting adjourned at 4:20 p.m.

Judy Womack City Secretary John Monaco Mayor