



# City of Mesquite, Texas

## Meeting Agenda

### City Council

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Monday, March 20, 2017

5:30 PM

City Hall | Council Chamber  
757 N. Galloway | Mesquite, Texas

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#### PRE-MEETING - TRAINING ROOMS A&B - 5:30 P.M.

#### AGENDA REVIEW

#### EXECUTIVE SESSION - EXECUTIVE CONFERENCE ROOM - 5:30 P.M.

In accordance with Chapter 551 of the Texas Government Code, the City Council reserves the right to adjourn into executive session to discuss any of the following:

- Pending and/or Contemplated Litigation
- Purchase, Exchange, Lease or Value of Real Property
- Personnel Matters
- Economic Development

#### CITY COUNCIL/STAFF WORK SESSION - CITY COUNCIL CHAMBER - 6:00 P.M.

- 1      [17-2610](#)      Receive quarterly report from Police Department.

Attachments:      [Police Department Overview](#)

- 2      [17-2625](#)      Receive a briefing regarding the U.S. Highway 80 Project by the Texas Department of Transportation.

Attachments:      [US80 Location Map](#)

#### REGULAR CITY COUNCIL MEETING - CITY COUNCIL CHAMBER - 7:00 P.M.

#### INVOCATION

Dan Brower, Pastor, Cornerstone Baptist Church, Mesquite, Texas.

#### PLEDGE OF ALLEGIANCE

Members of the Mesquite Soccer Association.

**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 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 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.

**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.)

- 3      [17-2618](#)      Minutes of the regular City Council meeting held March 6, 2017.

Attachments:      [March 6, 2017, Minutes](#)

- 4      [17-2633](#)      An ordinance amending Chapter 2 of the City Code thereby authorizing the City Manager and other designated City officials to execute certain contracts, change orders, and interlocal agreements not to exceed \$50,000.00 and adding a new Section 2-6 thereby authorizing the City Attorney to institute lawsuits, retain outside legal counsel, settle and pay certain lawsuits, claims, fines, penalties, sanctions and severance.

Attachments:      [Proposed Ordinance.pdf](#)

- 5      [17-2627](#)      A resolution urging the 85th Texas Legislature to provide funding for the reconstruction of IH 635 East from US 75 to IH 30 to include the interchange of IH 635 and IH 30.

Attachments:      [Resolution.pdf](#)

- 6      [17-2632](#)      A resolution directing publication of Notice of Intention to Issue City of Mesquite, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2017 and resolving other matters related thereto.

Attachments:      [Resolution.pdf](#)  
                             [Proposed Bond Projects](#)

- 7      [17-2626](#)      Bid No. E2017-009 - 2017 Annual Utility Replacements.  
(Authorize the City Manager to finalize and execute a contract with low bidder Atkins Brothers Equipment Company, Inc., in the amount of \$1,894,593.00.)

Attachments:      [Bid Tabulation - E2017-009](#)  
                             [Bid Tabulation - Engineering](#)

- 8      [17-2629](#)      Bid No. 2017-033 - Annual Supply of Dodge OEM Parts.  
(Staff recommends award to low bidder Dallas Dodge Chrysler Jeep in the amount of \$85,000.00.)  
  
         Attachments:      [Bid Tabulation](#)
- 9      [17-2630](#)      Bid No. 2017-037 - Annual Supply of Chevrolet Automotive and Light Truck OEM Parts.  
(Staff recommends award to low bidder Autonation Chevrolet with a 38 percent discount off manufacturer list price, in the amount of \$80,000.00.)
- 10     [17-2609](#)      Bid No. 2017-040 - Annual Microsoft Enterprise Agreement and Office 365 Maintenance.  
(Staff recommends award to Software House International, through the Texas Department of Information Resources Contract No. DIR-SDD-2503, in the total amount of \$184,210.15.)  
  
         Attachments:      [Quote](#)
- 11     [17-2602](#)      Bid No. 2017-048 - Annual Supply of Police Officer Uniforms.  
(Staff recommends award to Red the Uniform Tailor through an Interlocal Cooperative Purchasing Agreement with the City of Frisco in an amount not to exceed \$87,344.00.)  
  
         Attachments:      [Frisco PD Uniform Bid](#)
- 12     [17-2614](#)      Bid No. 2017-052 - Annual Avaya Telephone System Maintenance.  
(Staff recommends award to Lantana, Inc., through the Texas Department of Information Resources Contract No. DIR-TSO-2654 in the amount of \$64,755.44.)  
  
         Attachments:      [Lantana Quote](#)
- 13     [17-2594](#)      Authorize the City Manager to finalize and execute a contract with Data Transfer Solutions, LLC, to prepare a pavement assessment in the amount of \$129,592.00.
- 14     [17-2635](#)      Authorize the City Manager to execute a Child Care Local Match Contribution Agreement with the Texas Workforce Commission for Workforce Solutions of Greater Dallas to maximize federal funding.  
  
         Attachments:      [Memo](#)
- 15     [17-2620](#)      Accept offer of property donation located at 2800 Jeremy Drive and authorize the City Manager to execute the necessary documents.  
  
         Attachments:      [Property Owner Donation Letter](#)  
                                 [Location Map](#)
- 16     [17-2624](#)      Approve Amendment No. 4 to the 2016-17 Police Seizure Budget in accordance with Title 28, Section 524 of the United States Code and Chapter 59 of the Texas Code of Criminal Procedure in the amount of \$1,294,000.00.

**Attachments:**      [Seizure Amendment No. 4](#)

## **PUBLIC HEARINGS**

- 17      [17-2631](#)      A. Conduct a public hearing regarding the Parks and Recreation Department Youth Programs Standards of Care.
- B. Consider an ordinance repealing Ordinance No. 4418 in its entirety and adopting revised Parks and Recreation Department Youth Programs Standards of Care.

**Attachments:**      [Ordinance.pdf](#)  
                                 [Red-Lined Standards of Care](#)

## **OTHER BUSINESS**

- 18      [17-2617](#)      Consider scheduling a special City Council meeting to canvass the returns for the May 6, 2017, General Election.

## **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 or contemplated litigation subjects or settlement offers. The following cases/subjects may be discussed:

1. Kathleen Parvin v. The City of Mesquite – Filed 1-26-15
2. James H. Watson and Others Similarly Situated v. City of Allen, City of Amarillo, City of Arlington, City of Austin, City of Balch Springs, City of Balcones Heights, City of Bastrop, City of Baytown, City of Bedford, City of Burleson, City of Cedar Hill, City of Cleveland, City of Conroe, City of Coppell, City of Corpus Christi, City of Dallas, City of Denton, City of Diboll, City of Duncanville, City of El Paso, City of Elgin, City of Farmers Branch, City of Fort Worth, City of Frisco, City of Garland, City of Grand Prairie, City of Haltom City, City of Humble, City of Hurst, City of Hutto, City of Irving, City of Jersey Village, City of Killeen, City of League City, City of Little Elm, City of Longview, City of Lufkin, City of Magnolia, City of Marshall, City of Mesquite, City of North Richland Hills, City of Plano, City of Port Lavaca, City of Richardson, City of Richland Hills, City of Roanoke, City of Round Rock, City of Southlake, City of Sugar Land, City of Tomball, City of University Park, City of Watauga, City of Willis, Redflex Traffic Systems, Inc., American Traffic Solutions, Inc., American Traffic Solutions, LLC, Xerox State & Local Solutions, Inc., f/k/a ACS State & Local Solutions, Inc., and the State of Texas – Filed 4-28-15
3. Kathy Dyer and Robert Dyer, Individually and as Representative of the Estate of Graham Dyer v. City of Mesquite, Texas; Jack Fyall; Richard Houston; Alan Gafford; Zachary Scott; William Heidelberg; Paul Polish; Joe Baker; Bill Hedgpeth – Filed 8-12-15
4. Kavin Rhodes v. Mesquite Police Department, Officers M. B. Winters, D. L. Boykin, J. P. Vassilakos, G. W. Hensley, E. A. Sparling, W. D. Mosley – Filed 1-27-16
5. Travis Tryon v. City of Mesquite – Filed 2-25-16
6. Robert L. Gould v. City of Mesquite – Filed 6-24-16
7. Petition of the Cities of Garland, Mesquite, Plano, and Richardson appealing wholesale rates implemented by the North Texas Municipal Water District, PUC Docket No. 46662 – Filed 12-14-16
8. Govind Group Corporation; Sorrent, LLC; Hannuman Holdings, LLC; OM SRI SAI Krishna Investment Properties, Inc.; Shiv Alpha Strip Corporation; Tejas Motel, LLC; and SAI JDV Hotels, LLC v. The City of Mesquite, Texas; and Cliff Keheley, City Manager of the City of Mesquite, Texas – Filed 1-5-17
9. Scott Damon Richardson v. Darren Marsack and County of Dallas a.k.a., d.b.a. Dallas County, Inc., Dallas, Texas 75042 and John Doe 1 – 5 As yet to be discovered and Jane Doe 1 – 5 As yet to be discovered – Filed 2-6-17

**Personnel Matters**

Pursuant to Section 551.074 of the Texas Government Code, the City Council may 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.

**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:

- 19      17-2634**      Discuss economic development incentives for a prospective business interested in locating in Downtown Mesquite.

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 regarding Real Property), 551.073 (Deliberations regarding Gifts or Donations), 551.074 (Personnel Matters), 551.076 (Deliberations regarding Security Devices or Security Audits) and 551.087 (Economic Development); Texas Tax Code Section 321.3022 (Sales Tax Information) and Texas Government Code Section 418.183(f) (Emergency Management).

The City Hall is wheelchair accessible. Any requests for sign interpretive services must be made 48 hours in advance of the meeting. To make arrangements, call the City Secretary's office at 972-216-6244 or TDD 1-800-735-2989.

**Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun.**

**Conforme a la Sección 30.06 del Código Penal (entrada ilegal de persona titular de licencia con arma de fuego oculta), personas con licencia segun el Sub-capitulo H, Capitulo 411, Código de Gobierno (ley de permiso para portar arma de fuego), no deben entrar a esta propiedad portando un arma de fuego oculta.**

**Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.**

**Conforme a la Sección 30.07 del Código Penal (entrada ilegal de persona titular de licencia con arma de fuego a la vista), personas con licencia segun el Sub-capitulo H, Capitulo 411, Código de Gobierno (ley de permiso para portar arma de fuego), no deben entrar a esta propiedad portando una arma de fuego a la vista.**