



City of Mesquite, Texas

Meeting Agenda

City Council

Monday, April 3, 2017

5:00 PM

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

PRE-MEETING - TRAINING ROOMS A&B - 5:00 P.M.

AGENDA REVIEW

STAFF PRESENTATIONS

- 1 [17-2621](#) Receive briefing regarding development along the IH-30 corridor.
- 2 [17-2654](#) Receive briefing regarding the Rental Certificate of Occupancy Program.

EXECUTIVE SESSION - EXECUTIVE CONFERENCE ROOM - 5:00 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

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

INVOCATION

Ron Ward, Pastor, A Church Without Walls, Mesquite, Texas.

PLEDGE OF ALLEGIANCE

Members of Mesquite AMBUCS.

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.

PRESENTATION

- 3 [17-2638](#) Presentation of donation from Mesquite AMBUCS to the Spread the Love campaign.

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.)

- 4 [17-2642](#) Minutes of the regular City Council meeting held March 20, 2017.

 Attachments: [Minutes - 3.20.17](#)
- 5 [17-2648](#) An ordinance amending Chapter 5 of the City Code thereby adopting the 2014 Edition of the National Electric Code, effective May 15, 2017.

 Attachments: [Ordinance - Electrical](#)
 [Table – Comparison of 2011 to 2014 amendments](#)
 [BSB 11-29-16 Minutes](#)
- 6 [17-2651](#) An ordinance amending Chapter 5 of the City Code thereby adopting the 2015 Edition of the International Building Code, effective May 15, 2017.

 Attachments: [Ordinance - Building Code](#)
 [Table - Comparison of 2009 to 2015 amendments](#)
 [BSB 03-21-17 Minutes](#)
- 7 [17-2653](#) An ordinance amending Chapter 5 of the City Code thereby adopting the 2015 Edition of the International Energy Conservation Code, effective May 15, 2017.

 Attachments: [Ordinance - Energy Conservation](#)
 [Table - Comparison of 2009 to 2015 amendments](#)
 [BSB 12-13-16 Minutes](#)
- 8 [17-2652](#) An ordinance amending Chapter 5 of the City Code thereby adopting the 2015 Edition of the International Fuel Gas Code, effective May 15, 2017.

Attachments: [Ordinance - Fuel Gas](#)
[Table - Comparison of 2009 to 2015 amendments](#)
[BSB 11-29-16 Minutes](#)

- 9 [17-2649](#) An ordinance amending Chapter 5 of the City Code thereby adopting the 2015 Edition of the International Mechanical Code, effective May 15, 2017.

Attachments: [Ordinance - Mechanical](#)
[Table – Comparison of 2009 to 2015 amendments](#)
[BSB 11-29-16 Minutes](#)

- 10 [17-2647](#) An ordinance amending Chapter 5 of the City Code thereby adopting the 2015 Edition of the International Plumbing Code, effective May 15, 2017.

Attachments: [Ordinance - Plumbing](#)
[Table – Comparison of 2009 to 2015 amendments](#)
[BSB 11-29-16 Minutes](#)

- 11 [17-2650](#) An ordinance amending Chapter 5 of the City Code thereby adopting the 2015 Edition of the International Residential Code, effective May 15, 2017.

Attachments: [Ordinance - Residential](#)
[Table - Comparison of 2009 to 2015 amendments](#)
[BSB 12.13.2016](#)

- 12 [17-2639](#) A resolution suspending the April 21, 2017, effective date of Oncor Electric Delivery Company's requested rate change to permit the City time to study the request and to establish reasonable rates; approving cooperation with the Steering Committee of Cities Served by Oncor to hire legal and consulting services and to negotiate with the Company and direct any necessary litigation and appeals; finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring notice of this Resolution to the Company and legal counsel for the Steering Committee.

Attachments: [Resolution](#)
[List of OCSC Cities](#)

- 13 [17-2643](#) A resolution establishing precincts and the location of polling places for the annual City election to be held May 6, 2017.

Attachments: [Resolution - Precincts and Polling Places](#)

- 14 [17-2644](#) A resolution regarding decorum and civility in the course of debate.

Attachments: [Resolution - Decorum](#)

- 15 [17-2645](#) A resolution authorizing the sale of multiple tax-foreclosed properties located in Mesquite, Texas, ratifying and approving offer and purchase agreements and authorizing the City Manager to execute quitclaim deeds

and all other documents necessary to complete the closing and sale of the properties.

Attachments: [Resolution - Tax-Foreclosed Properties](#)
 [List of Tax Foreclosure Properties](#)

- 16 [17-2646](#) A resolution adopting policy issue priorities for the year 2017 and strategic goals for the future of Mesquite.

Attachments: [Resolution - Policy Issues](#)
 [Redlined Version](#)

- 17 [17-2600](#) Bid No. 2017-035 - Annual Dry Cleaning Services for Police Department Uniforms.
(Staff recommends all bids be rejected.)

Attachments: [Bid Tabulation 2017-035](#)

- 18 [17-2637](#) Bid No. 2017-057 - Purchase of 50 Portable Alarm Systems.
(Staff recommends award to sole source provider SecureTech Systems, Inc., in the amount of \$178,425.00.)

Attachments: [Sole Source Letter](#)
 [Quote](#)
 [Seizure Amendment No. 2](#)

- 19 [17-2641](#) Bid No. 2017-058 - Purchase of 200 TASER X2's and Equipment.
(Staff recommends award to sole source provider TASER International in the amount of \$412,530.00.)

Attachments: [Sole Source Letter - TASER](#)
 [Quote](#)
 [Seizure Amendment No. 4](#)

PUBLIC HEARING

- 20 [17-2640](#) Conduct a public hearing and consider an ordinance for Application No. 34-46B-2016, submitted by Monte Akers on behalf of TA Operating, Inc., for a change of zoning from Commercial and Skyline Logistics Hub (SLH) Overlay to Planned Development-Commercial and SLH Overlay with a Conditional Use Permit allowing a truck stop on property located at 2614 Big Town Blvd.
(One response in favor of the application has been received from property owners within the statutory notification area. Two persons appeared in opposition to the application before the Planning and Zoning Commission. The commission recommends approval of the application with certain stipulations.)

Attachments: [Case Summary](#)
 [Staff Report and Maps](#)
 [Truck stop requirements](#)
 [P & Z Minutes](#)
 [Ordinance - 34-46B](#)

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.

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.