

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, APPROVING AND RATIFYING AN AMENDMENT AND EXTENSION OF THE EXISTING MEET AND CONFER AGREEMENT BETWEEN THE CITY OF MESQUITE, TEXAS (“CITY”), AND THE MESQUITE POLICE ASSOCIATION (“ASSOCIATION”); AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT AND EXTENSION OF SECOND AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE ASSOCIATION AND AUTHORIZING THE CITY MANAGER, OR THE CITY MANAGER’S DESIGNEE, TO TAKE ALL ACTIONS NECESSARY OR REQUESTED TO CARRY OUT THE TERMS AND PROVISIONS OF THE AMENDMENT AND EXTENSION OF SECOND AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE ASSOCIATION.

WHEREAS, the City of Mesquite, Texas (“City”), and the Mesquite Police Association (the “Association”) have entered into a meet and confer agreement as more fully set forth in that certain Second Amended and Restated Memorandum of Understanding between the City and the Association executed by the Association on or about July 18, 2016, and executed by the City on or about July 19, 2016 (the “July 2016 Meet and Confer Agreement”); and

WHEREAS, the July 2016 Meet and Confer Agreement has been amended by that certain Amendment to Second Amended and Restated Memorandum of Understanding between the City and the Association executed by the Association and the City on or about December 22, 2016 (the “December 2016 Amendment”); and

WHEREAS, the July 2016 Meet and Confer Agreement, as amended by the December 2016 Amendment, currently expires on April 30, 2017; and

WHEREAS, the City and the Association desire to amend and extend the term of the existing meet and confer agreement between the City and the Association through and including August 31, 2017; and

WHEREAS, the City and the Association desire to amend and extend the July 2016 Meet and Confer Agreement and the December 2016 Amendment as more fully set forth in the Amendment and Extension of Second Amended and Restated Memorandum of Understanding between the City and the Association attached hereto as Exhibit “A” and made a part hereof for all purposes (hereinafter the “Extension Agreement”); and

WHEREAS, pursuant to Subchapter B of Chapter 142 of the Texas Local Government Code, to be enforceable and binding, the governing body of the City must ratify the Extension Agreement by majority vote and the Association must ratify the Extension Agreement by conducting a secret ballot election at which a majority of the police officers who would be covered by the Extension Agreement favor ratifying the Extension Agreement; and

WHEREAS, the Association has ratified the Extension Agreement by conducting a secret ballot election at which a majority of sworn police officers of the Mesquite Police Department who would be covered by the Extension Agreement voted in favor of ratifying the Extension Agreement; and

WHEREAS, the City Council desires to: (i) approve and ratify the Extension Agreement, (ii) authorize the City Manager to execute the Extension Agreement; and (iii) authorize the City Manager, or the City Manager's designee, to take all actions necessary or requested to carry out the terms and provisions of the Extension Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That the City Council hereby approves and ratifies the Extension Agreement, a true and correct copy of which is attached hereto as Exhibit "A" and made a part hereof for all purposes.

SECTION 2. That the City Manager is hereby authorized to execute the Extension Agreement and the City Manager, or the City Manager's designee, is hereby authorized to take all actions necessary or requested to carry out the terms and provisions of the Extension Agreement.


DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 17th day of April, 2017.

Stan Pickett
Mayor

ATTEST:

Sonja Land
City Secretary

APPROVED:



B. J. Smith
City Attorney

EXHIBIT “A”

**Amendment and Extension of Second Amended and Restated Meet and Confer Agreement
between the City of Mesquite and Mesquite Police Association**

(to be attached)