



# City of Mesquite, Texas

## Action Agenda

### City Council

Tuesday, July 5, 2022

5:30 PM

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

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

##### AGENDA REVIEW

##### STAFF PRESENTATIONS

- 1 Receive departmental strategy and budget presentations, as determined by City Management, related to City Council strategic goals and objectives. **Received.**

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

##### INVOCATION

Michael Luster, Pastor, Fellowship of Christian Athletes, Mesquite, Texas.

##### PLEDGE OF ALLEGIANCE

Employees of the Parks and Recreation Department.

##### SPECIAL ANNOUNCEMENTS

1. Mayor Alemán stated that this past weekend, multiple police patrols were dispatched to various sections of the community to address fireworks and celebratory gunfire through the Celebrate Safely Campaign. Four citations were issued and 13 pounds of fireworks, 16 handguns and three rifles were confiscated. A grant funded DWI task force took 22 drunk drivers off of the streets. The Fire Department responded to 12 grass fires caused by fireworks. He thanked police and fire staff who worked these extra patrols to keep the neighborhoods safe and recognized the Public Safety Dispatchers who had a very busy weekend. The Mesquite Citizens Police Academy Alumni Association, along with employees and citizens, worked over the weekend to aid the dispatchers with phone calls.
2. Mr. Casper stated that as part of the Clean City Initiative, the solid waste ordinance was approved last summer to help beautify Mesquite through the reduction of scattered trash and debris. Fees for violations of the ordinance are now being assessed. Also, a new Trash Cart Program began on June 1, 2022, to provide an affordable, uniform container that meets the

intent of the ordinance. If citizens have an unusual situation preventing them from adhering to the ordinance, contact the Solid Waste Division.

3. Mr. Green stated that volunteer applications for the 18<sup>th</sup> Annual Addressing Mesquite Day are due by Friday, July 22, 2022. For more details, contact the Office of Neighborhood Vitality.
4. Ms. Vidler invited citizens to attend a District 3 Neighborhood Meeting on Saturday, July 9, 2022, from 1:00 p.m. to 3:00 p.m., at the DeBusk Park Pavilion, 1625 Gross Road. Hot dogs and snacks will be provided.
5. Mr. Boroughs stated that he recently volunteered as a Counselor at the Muscular Dystrophy Association (MDA) Summer Camp. One source of funding for the camp is the Mesquite Fire Department's Fill-the-Boot Campaign. This year, 42 children participated in the camp, which was a very rewarding experience.
6. Mr. Boroughs stated that a Budget Town Hall Meeting will be held on Tuesday, July 19, 2022, at 7:00 p.m., and the annual Budget Retreat will be held on Saturday, July 23, 2022, from 8:00 a.m. to 5:00 p.m. Both meetings will be held at City Hall, Training Rooms A&B, 757 North Galloway Avenue, and citizens are encouraged to attend or view online.
7. Mr. Smith stated that the Downtown Mesquite Farmers Market at Front Street Station will be open this Saturday, July 8, 2022, from 9:00 a.m. to 1:00 p.m. Also at Front Street Station, from 6:00 p.m. to 8:00 p.m., the Off the Rails concert series will feature guitarist Michael Swim.
8. Ms. Anderson encouraged citizens to donate peanut butter and jelly this summer to the Spread the Love annual campaign to feed Mesquite children in need. All donations are provided to Sharing Life Community Outreach to redistribute within the Mesquite community.

## **CITIZENS FORUM**

Debbie David, 509 Horseshoe Bend, expressed concerns regarding discharge of fireworks.

## **CITIZENS COMMENTS**

No one appeared.

## **CONSENT AGENDA**

- 2 Minutes of the regular City Council Meeting held June 20, 2022. **Approved.**
- 3 An ordinance determining the necessity of acquiring real property for construction, operation, and maintenance of a water pipeline and related facilities on property located at 4600 Lawson Road; authorizing appropriation of the real property and/or the use of the power of eminent domain to acquire the real property for public use; and delegating authority to initiate condemnation proceedings to the City Manager. **Approved.**
- 4 Bid No. 2022-073 - Mesquite Animal Shelter & Adoption Center Expansion. (Staff recommends all bids be rejected.) **Approved as recommended.**
- 5 Bid No. 2022-125- Annual Telephone Services - Local and Long Distance. (Staff recommends award to AT&T Corp., through Texas Department of Information Resources Contract No. DIR-TELE-CTSA-002, in an amount not to exceed \$375,000.00.) **Approved as recommended.**

- 6 Bid No. 2022-126 - Annual Mobile Data and Voice Service.  
(Staff recommends award to AT&T Corp. for voice and data plans, through the Texas Department of Information Resources Contract No. DIR-TELE-CTSA-002, in an amount not to exceed \$200,000.00.) **Approved as recommended.**
- 7 Bid No. 2022-127 - Purchase of One Laymor Broom for the Streets Division (Model SM450ST).  
(Staff recommends award to Associated Supply Company, Inc., through BuyBoard Contract No. 597-19, in the amount of \$92,000.00.) **Approved as recommended.**
- 8 Authorize the City Manager to finalize and execute a Clinical Affiliation Agreement with Dallas College to provide Emergency Medical Services (EMS) education and training in the classroom and through internship with the Mesquite Fire Department. The term of this contract is for a five-year period, with one additional one-year renewal option. The City Manager is authorized to exercise the renewal option, subject to annual appropriation of sufficient funds. **Approved.**

## **APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES**

- 9 Consider appointment of one member (Position No. 3) to the Animal Services Advisory Committee for a term to expire December 31, 2023.  
**Meagan King was appointed to the Animal Services Advisory Committee (Position No. 3) for a term to expire December 31, 2023.**

## **PUBLIC HEARINGS**

- 10 Conduct a public hearing to receive citizen input on the proposed Fiscal Year 2022-23 budget. **Public hearing held.**
- 11 Conduct a public hearing and consider an ordinance for Zoning Application No. Z0322-0239, submitted by Sparks Property Holding, LLC, for a change of zoning from Planned Development Ordinance No. 1110 to Planned Development - Commercial to allow a restaurant with accessory uses, located at 3200 East U.S. Highway 80.  
(No responses in favor or in opposition to the application have been received from property owners within the statutory notification area. The Planning and Zoning Commission recommends approval with certain stipulations.) **Public hearing held. Tabled.**

## **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. City of Allen, et al v. Time Warner Cable Texas, LLC d/b/a Spectrum and Charter Communications, Cause No. 6:19-cv-345-ADA-JCM – Filed 10-19-18
2. Tejas Motel, LLC v. City of Mesquite, acting by and through its Board of Adjustment, Cause No. DC-18-16933 – Filed 11-8-18
3. Patricia Brennan and Alyssa Sanders, Individually and as Heirs of Natalie Sanders v. City of Mesquite, et al, Cause No. 3:19-CV-01263-L – Filed 5-24-19

4. Tejas Motel, L.L.C. v. City of Mesquite, Acting by and through its Board of Adjustment, Civil Action No. 3:20-cv-20-01982-X – Filed 7-27-20
5. City of Mesquite v. Ulises Rivera, Jessica Rivera and 3509 Byrd Drive, Mesquite, Texas 75150 in rem, Cause No. DC-20-12465 – Filed 9-3-20
6. Kasia Varsak v. Jeremy Thomas Meeks and the City of Mesquite, Texas, Cause No. CC-21-00813-B – Filed 3-4-21
7. John Alexander v. City of Mesquite and Emilio F. Henry, Cause No. DC-21-06832 - Filed 5-28-21
8. Raina Naomi Brechbiel v. Danielle Larrison and Christopher Odom, Cause No. 3:21-cv-01563-E - Filed 7-7-21
9. Landon Harris v. City of Mesquite, Cause No. DC-21-08418 - Filed 6-30-21
10. Daniel Gonzales v. City of Mesquite, Cause No. CC-21-05087-D - Filed 11-22-21
11. City of Mesquite v. CC Hillcrest, LLC, Summit Hillcrest Apartments, Ltd, Hillcrest GP, LLC and 2119 Hillcrest St., Mesquite, Texas 75149 in rem, Cause No. DC-22-01764 - Filed 2-14-22
12. Anthony Wagner v. City of Mesquite, Texas, Cause No. DC-22-02864 - Filed 3-14-22
13. Clement Bernard v. City of Mesquite, Texas, Civil Action No. 3:22-cv-00928 - Filed 4-26-22

### **Real Property**

Pursuant to Section 551.072 of the Texas Government Code, the City Council will meet in closed session to consider the purchase, exchange, lease or value of real property. The following subjects may be discussed:

- 12 Discuss purchase of property on Ebrite Street. **Discussed.**

### **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 discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations or to deliberate the offer of a financial or other incentive to such a business prospect. The following subjects may be discussed:

- 13 Discuss economic development incentives for a prospective redevelopment on Gus Thomasson Road near Driftwood Drive. **Discussed.**

Following discussions in executive session, the City Council will reconvene in open session where any final action regarding executive session items will be taken.