



# CITY OF MANSFIELD

1200 East. Broad St.  
Mansfield, TX 76063  
www.mansfield-tx.gov

## Meeting Agenda City Council

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Monday, May 14, 2012

4:00 PM

Council Chambers

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### REGULAR MEETING

1. **4:00 P.M. TOUR OF THE MANSFIELD PERFORMING ARTS CENTER - 1110 W. DEBBIE LANE**

2. **5:00 P.M. - CALL MEETING TO ORDER**

3. **RECESS INTO EXECUTIVE SESSION**

*Pursuant to Section 551.071, Texas Government Code, the Council reserves the right to convene in Executive Session(s), from time to time as deemed necessary during this meeting for any posted agenda item, to receive advice from its attorney as permitted by law.*

A. **Pending or Contemplated Litigation or to Seek the Advice of the City Attorney Pursuant to Section 551.071**

Seek Advice of City Attorney Regarding Extension of National Parkway

B. **Discussion Regarding Possible Purchase, Exchange, Lease, or Value of Real Property Pursuant to Section 551.072**

Property Acquisition Along Grand Meadows Boulevard and East Broad Street

C. **Personnel Matters Pursuant to Section 551.074**

D. **Deliberation Regarding Negotiations of the Industrial Development Corporation of an Offer of a Financial or Other Incentives to a Business Prospect Pursuant to Section 551.087**

Update on Mansfield Economic Development Corporation Projects

4. **6:50 P.M. – COUNCIL BREAK PRIOR TO REGULAR BUSINESS SESSION**

5. **7:00 PM OR IMMEDIATELY FOLLOWING EXECUTIVE SESSION - RECONVENE INTO REGULAR BUSINESS SESSION**

6. **INVOCATION**

**7. PLEDGE OF ALLEGIANCE****8. TEXAS PLEDGE**

"Honor the Texas Flag; I Pledge Allegiance to Thee, Texas, One State Under God; One and Indivisible"

**9. PROCLAMATION**

[12-0147](#) Motorcycle Safety and Awareness Month

**Attachments:** [Motorcycle Safety 2012](#)

[12-0151](#) National Police Week

**Attachments:** [National Police Week 2012](#)

[12-0153](#) EMS Week 2012

**Attachments:** [EMS Week 2012](#)

**10. CITIZEN COMMENTS**

*Citizens wishing to address the Council on non-public hearing agenda items and items not on the agenda may do so at this time. Once the business portion of the meeting begins, only comments related to public hearings will be heard. All comments are limited to 5 minutes. Please refrain from "personal criticisms."*

*In order to be recognized during the "Citizen Comments" or during a Public Hearing (applicants included), please complete a blue or yellow "Appearance Card" located at the entry to the City Council Chamber and present it to the City Secretary.*

**11. COUNCIL ANNOUNCEMENTS****12 STAFF COMMENTS**

*In addition to matters specifically listed below, Staff comments may include updates on ongoing or proposed projects and address of posted agenda items.*

**A. City Manager Report or Authorized Representative**

Current/Future Agenda Items

Notice of Intent Special Council Meeting May 21, 2012

**B. Business Services Department**

[12-0146](#) Presentation of Monthly Financial Report for the Period Ending March 31, 2012

**Sponsors:** Peter Phillis

**Attachments:** [March 31, 2012 Financials](#)

**13. TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION**

**14. CONSENT AGENDA**

*All matters listed under consent agenda have been previously discussed, require little or no deliberation, or are considered to be routine by the council. If discussion is desired, then an item will be removed from the consent agenda and considered separately. Otherwise, approval of the consent agenda authorizes the City Manager to implement each item in accordance with staff's recommendation.*

**ITEMS TO BE REMOVED FROM THE CONSENT AGENDA**

[12-0148](#) Resolution - A Resolution Authorizing the City Manager and the Police Department to Make Application, Receive and Expend Grant Funding from the American Society for the Prevention of Cruelty to Animals (ASPCA) in an Amount Not to Exceed \$16,200/No Cash Match

**Sponsors:** Gary Fowler

**Attachments:** [Resolution](#)

[12-0155](#) Resolution - A Proposed Resolution Awarding a One Year Renewable Contract to the Lowest and Best Bid for the Supply of Liquid Sodium Hydroxide (Caustic Soda) for an Amount not to Exceed \$518.90 / Dry Ton (Utility Fund FY-2012, FY-2013 Operating Budget 25-8105-8401)

**Sponsors:** Joe Smolinski and Jimmy Moore

**Attachments:** [Resolution](#)

[12-0156](#) Resolution - A Proposed Resolution Awarding a One Year Renewable Contract to the Lowest and Best Bid for the Supply of Liquid Aluminum Sulfate (ALUM) for an Amount not to Exceed \$183.50 / Dry Ton (Utility Fund FY-2012, FY-2013 Operating Budget 25-8105-8401)

**Sponsors:** Jimmy Moore and Joe Smolinski

**Attachments:** [Resolution](#)

[12-0157](#) Resolution - A Proposed Resolution Awarding a One Year Renewable Contract to the Lowest and Best Bid to Supply One Ton Chlorine Cylinders for an amount not to Exceed \$680.00 / Ton (Utility Fund FY-2012, FY-2013 Operating Budget 25-8105-8401)

**Sponsors:** Jimmy Moore and Joe Smolinski

**Attachments:** [Resolution](#)

[12-0158](#) Resolution - A Proposed Resolution Awarding a One Year Renewable Contract to the Lowest and Best Bid for the Supply of Liquid Ammonium Sulfate (LAS), for an Amount not to Exceed \$212.00 / Wet Ton ) Utility Fund FY-2012, FY-2013 Operating Budget 25-8105-8401)

**Sponsors:** Jimmy Moore and Joe Smolinski

**Attachments:** [Resolution](#)

[12-0159](#)

Resolution - A Proposed Resolution Awarding a One Year Renewable Contract to the Lowest and Best Bid for the Supply of Fluoride, for an Amount not to Exceed \$700.00 / Dry Ton (Utility Fund FY-2012, FY-2013 Operating Budget 25-8105-8401)

**Sponsors:** Jimmy Moore and Joe Smolinski

**Attachments:** [Resolution](#)

[12-0160](#)

Resolution - A Proposed Resolution Awarding a One Year Renewable Contract to the Lowest and Best Bid to Supply Sodium Chloride (Salt) for an amount not to Exceed \$185.00 / Dry Ton (Utility Fund FY-2012, FY-2013 Operating Budget 25-8105-8401)

**Sponsors:** Jimmy Moore and Joe Smolinski

**Attachments:** [Resolution](#)

[12-0163](#)

Resolution - A Resolution of the City of Mansfield Denying Atmos Energy Corp., Mid-Tex Division's ("Atmos Mid-Tex") Requested Rate Change; Requiring the Company to Reimburse the City's Reasonable Ratemaking Expenses

**Sponsors:** David Moulton

**Attachments:** [Atmos Denial Resolution](#)

[Atmos Denial Memo](#)

[12-0164](#)

Resolution - A Resolution to Accept a Land Donation from Arcadia Land Partners 28, Ltd. of Approximately 12 acres in the W.H. Harrell Survey, A-724, Tract 1F and A-659, Tracts 7C1, 1A3

**Attachments:** [Resolution](#)

[Arcadia Park Land Dedication Agreement](#)

[Exhibit "A" to Agreement](#)

[12-0132](#)

Special Event Permit; Farmers Market 2012; Applicant Rex Wenger

**Sponsors:** The Applicant

**Attachments:** [Farmers Market 2012](#)

[Approval Stipulations](#)

[12-0145](#)

Minutes - Approval of the April 24, 2012 Regular City Council Meeting Minutes

**Sponsors:** Vicki Collins

**Attachments:** [4-24-12 DRAFT Meeting Minutes](#)

**END OF CONSENT AGENDA**

**15. PUBLIC HEARING CONTINUATION AND SECOND READING**

[12-0112](#) Ordinance - Public Hearing Continuation and Second Reading of an Ordinance Approving a Zoning Change from PR & C-2 to SF-7.5/16 on Approximately 42.306 Acres, Generally Located South of Cowtown Drive and East of Annette Perry Elementary School and South Main Street by Bloomfield Homes, L.P. (ZC#12-002)

**Sponsors:** Felix Wong

**Attachments:** [Maps & Supporting Information](#)

[Ordinance Exhibit A](#)

[Ordinance](#)

[12-0114](#) Ordinance - Public Hearing Continuation and Second Reading of an Ordinance Amending Chapter 50 of the Code of Ordinances of the City of Mansfield, Texas, Relating to the Collection of Solid Waste, Garbage and Refuse From Premises Within the City; Providing For Additional Regulations Governing the Physical Characteristics, Acquisition, Disturbance, Placement, Use and Storage of Waste and Recycling Containers Within the City; Providing That This Ordinance Shall Be Cumulative of All Ordinances; Providing a Penalty Clause for Violations; Providing a Severability Clause; Providing a Savings Clause; Providing for Publication; and Providing an Effective Date

**Sponsors:** Howard Redfearn

**Attachments:** [Ordinance](#)

[Exhibit A](#)

**16. NEW BUSINESS**

[12-0152](#) Ordinance - An Ordinance Amending Chapter 98 of the Code of Ordinances Prohibiting Aggressive Panhandling within the City of Mansfield, Texas

**Sponsors:** Craig Magnuson

**Attachments:** [Ordinance Panhandling](#)

**17. ADJOURN**

**CERTIFICATION**

I, the undersigned authority do hereby certify that the above agenda was posted on the bulletin board next to the main entrance of the City Hall, 1200 East Broad Street, of the City of Mansfield, Texas, in a place convenient and readily accessible to the general public at all times and said Agenda was posted on the following date and time: Thursday, May 10, 2012 by 5:00 p.m., and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

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Vicki Collins, City Secretary

Approved as to form:

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Craig Magnuson, Attorney, City of Mansfield

1. This building is wheelchair accessible. Parking spaces for disabled citizens are available. Requests for sign interpreter services must be made forty-eight (48) hours prior to the meeting. To make arrangements, call (817) 473-0211 or (TDD) 1-800-RELAY TX, 1-800-735-2989.

2. In deciding a zoning change application, the Planning and Zoning required to determine the highest and best use of the property in question. The Planning and Zoning Commission may recommend and the Council may approve a change in zoning to the category or district requested by the applicant or to any zoning category or district of lesser intensity. Notice is presumed sufficient for every district up to the intensity set forth in the zoning change application.

This public notice was removed from the official posting location at the Mansfield City Hall on the following date and time:

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By: \_\_\_\_\_  
City Secretary's Office