



CITY OF MANSFIELD

1200 E. Broad St.
Mansfield, TX 76063
mansfieldtexas.gov

Meeting Agenda

City Council

Monday, May 11, 2020

5:00 PM

Council Chambers

AMENDED AGENDA REGULAR MEETING

THIS MEETING WILL BE HELD BY VIDEO CONFERENCING. To participate, please register at https://mansfieldtexas.zoom.us/webinar/register/WN_gnB9mpEGTf-bj_Ynzi_Cpw by 7:00 p.m. on Monday, May 11, 2020 or join by telephone at 1-888-788-0099 (Toll Free). If joining by phone, please provide the Webinar ID number and password below:

Webinar ID: 915-2860-3755

Password: 1234567

Citizen comments and public hearing comments may also be submitted through the city's website www.mansfieldtexas.gov or by sending an email to susana.marin@mansfieldtexas.gov. All comments must be submitted by 7:00 p.m. Monday, May 11, 2020. Comments received will be read into the record by the Mayor or the City Secretary.

1. 5:00 P.M. - CALL MEETING TO ORDER

2. 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

- A1. Seek Advice of City Attorney Regarding Legal Issues Related to Executive Session Documents and Materials
- A2. Seek Advice of City Attorney Regarding Legal Issues Interpreting a City of Burleson Contract
- A3. Seek Advice of City Attorney Regarding Proposed Changes to the Parks Chapter of the Code of Ordinance
- A4. Seek Advice of City Attorney Regarding Shops at Broad Development

- A5. Seek Advice of City Attorney Regarding Governor's Proclamation Allowing New Election Schedule
- B. Discussion Regarding Possible Purchase, Exchange, Lease, or Value of Real Property Pursuant to Section 551.072**
- C. Personnel Matters Pursuant to Section 551.074**
- D. Deliberation Regarding Commercial or Financial Information Received From or the Offer of a Financial or Other Incentive Made to a Business Prospect Seeking to Locate, Stay or Expand in or Near the Territory of the City and with which the City is Conducting Economic Development Negotiations Pursuant to Section 551.087**

3. 6:50 P.M. – COUNCIL BREAK PRIOR TO REGULAR BUSINESS SESSION

4. 7:00 PM OR IMMEDIATELY FOLLOWING EXECUTIVE SESSION - RECONVENE INTO REGULAR BUSINESS SESSION

5. INVOCATION

6. PLEDGE OF ALLEGIANCE

7. TEXAS PLEDGE

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

8. 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. Due to regulations of the Texas Open Meetings Act, please do not expect a response from the Council as they are not able to do so. THIS WILL BE YOUR ONLY OPPORTUNITY TO SPEAK UNLESS YOU ARE SPEAKING ON A SCHEDULED PUBLIC HEARING ITEM. After the close of the citizen comments portion of the meeting only comments related to public hearings will be heard. All comments are limited to five (5) minutes.

In order to be recognized during the "Citizen Comments" or during a Public Hearing (applicants included), please complete a blue or yellow card located at the Assistant City Secretary's seating place. Please present the card to the Assistant City Secretary prior to the start of the meeting.

9. COUNCIL ANNOUNCEMENTS

10. SUB-COMMITTEE REPORTS

11. 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

Special Event Update

12. TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION**13. 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**[20-3513](#)**

Ordinance -Third and Final Reading of an Ordinance Approving a Change of Zoning From SF-8.4/16, Single-Family Residential District to PD, Planned Development District for Professional and Medical Office Uses, Botique Retail Shops and Artist Studio Uses on Approximately 0.376 Acres Known as a Portion of Block 10, Original Town of Mansfield, Located at 310 East Broad Street; Ernst Realty Investment (ZC#20-003)

Presenters: Joe Smolinski, Matt Jones and Andrew Bogda

Attachments: [Ordinance](#)

[Maps and Supporting Information](#)

[Exhibit A](#)

[Applicant Presentation to City Council 4-13-20](#)

[Staff Presentation to City Council 4-13-20](#)

[Exhibit B \(updated\)](#)

[4-27-20-Staff Presentation to City Council](#)

[4-27-20- Applicant Presentation to City Council](#)

[20-3552](#)

Resolution - A Resolution of the City of Mansfield, Texas, Authorizing the City Manager to Enter into an Agreement with The Texas Department of Transportation - Fort Worth District for Construction, Maintenance and Operation of Continuous Highway Lighting Systems Within a Municipality (Street Lights on FM 917)

Presenters: Joe Smolinski and Bart VanAmburgh

Attachments: [Resolution](#)

[TxDOT Lighting Agreement](#)

[FM917 Continuous Lighting Map](#)

[20-3553](#) Resolution - A Resolution of the City of Mansfield, Texas Finding that Oncor Electric Delivery Company LLC's Application for Approval to Amend its Distribution Cost Recovery Factor Pursuant to 16 Tex. Admin. Code § 25.243 to Increase Distribution Rates Within the City Should be Denied

Presenters: Joe Smolinski and Jeff Price

Attachments: [Resolution](#)

[20-3554](#) Resolution - A Resolution Awarding a Forty-Eight Month Contract for the Lease of Chlorine Dioxide Equipment, Services, and the Supply of Sodium Chlorite, for an Amount Not to Exceed \$0.706 / Wet Pound (Utility Funds FY-2020-2024 Operating Budget 25-8105-8401-01)

Presenters: Joe Smolinski and Jeff Price

Attachments: [Resolution](#)

[EVOQUA Letter](#)

[20-3556](#) Resolution - A Resolution Approving the City of Mansfield's Participation in Tarrant County's Community Development Block Grant Program for the Three Program Year Period for Fiscal Year 2021 Through Fiscal Year 2023

Presenters: Joe Smolinski and Bart VanAmburgh

Attachments: [Resolution](#)

[Joint Agreement](#)

[20-3551](#) Suspending the Procedural Rules of Council to Reschedule the Regularly Scheduled City Council Meeting of May 25, 2020 to May 26, 2020

Presenters: Shelly Lanners and Susana Marin

Attachments: [Procedural rules of Council](#)

[20-3549](#) Minutes - Approval of the April 27, 2020 Regular City Council Meeting Minutes

Presenters: Susana Marin

Attachments: [4-27-20 DRAFT Meeting Minutes](#)

END OF CONSENT AGENDA

14. OLD BUSINESS

[20-3545](#) Discussion and Possible Action Regarding the Burial of Overhead Electric Utilities

Presenters: Joe Smolinski

15. PUBLIC HEARING AND FIRST READING

[20-3550](#) Ordinance - Public Hearing and First Reading of an Ordinance Approving a Zoning Change from PD, Planned Development District to PD, Planned Development District for C-2 Uses Including a Church and Eating Place with Drive-Through Service on Approximately 32.558 Acres, located at 748, 756 and 764 S. Mitchell Road and 1001 S. US 287; Bannister Engineering, Surveyor/Engineer and Living Church, Owner/Developer (ZC#19-023)

Presenters: Joe Smolinski, Matt Jones and Art Wright

Attachments: [Ordinance](#)

[Maps and Supporting Information](#)

[Exhibits A through D](#)

[Color Site Plan](#)

[Color Elevations](#)

16. NEW BUSINESS

[20-3555](#) Consider Supplemental Funding Request from the Hotel Occupancy Tax Fund for the Pickled Mansfield Society's World's Only St. Paddy's Pickle Parade & Palooza Event in the Amount of \$90,644.13 (Julie Short, Chair)

Presenters: Julie Short

Attachments: [Pickled Mansfield Society Letter](#)

[20-3557](#) Ordinance - First Reading of an Ordinance to Consider Proposed Changes to the Mansfield, Texas Code of Ordinances: Chapter 96 Parks and Recreation

Presenters: Shelly Lanners and Matt Young

Attachments: [Ordinance](#)

[20-3558](#) Discuss, Consider, and Approve a Resolution Continuing Mayor Cook's Declaration of Public Health Emergency

Presenters: City Council

[20-3559](#) Discussion and Action as Appropriate Related to Governor's Proclamation Allowing New Election Schedule (Addendum to Agenda)

Presenters: Allen Taylor

17. ADJOURN

CERTIFICATION

THIS IS TO CERTIFY THAT A COPY OF THE NOTICE OF the May 11, 2020 Regular City Council Agenda was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City's website, mansfieldtexas.gov, on Friday, May 8, 2020 prior to 5:00 p.m., in compliance with Chapter 551, Texas Government Code.

Susana Marin, City Secretary

Approved as to form:

City Attorney

DATE OF POSTING: _____ TIME: _____ am/pm

DATE TAKEN DOWN: _____ TIME: _____ am/pm

This facility is ADA compliant. If you plan to attend this public meeting and have a disability that requires special arrangements, please call (817) 473-0211 at least 48 hours in advance. Reasonable accommodation will be made to assist your needs. PLEASE SILENCE ALL PAGERS, CELL PHONES & OTHER ELECTRONIC EQUIPMENT WHILE THE CITY COUNCIL MEETING IS IN SESSION.