



# CITY OF MANSFIELD

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

## Meeting Agenda City Council

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Monday, January 11, 2010

5:00 PM

Council Chambers

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### REGULAR MEETING

**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**

City Attorney Briefing Regarding Enforcement of Gas Well Regulations

City Attorney Briefing on Lawsuit Cause No. 352-228421-08 Lance Ward and Hannah Ward vs. City of Mansfield

City Attorney Briefing on Lawsuit Cause No. 141-233920-08 Lance Levan vs. City of Mansfield

City Attorney Briefing Regarding Shops at Broad Street Project Status - Legal Issues

City Attorney Briefing Regarding Subdivider's Agreement between Arbors of Creekwood Joint Venture and City of Mansfield

Seek the Advice of City Attorney Regarding Public Liabilities in Public Rights-of-Way

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

City Attorney Briefing Regarding Shops at Broad Street Project Status - Legal Issues

**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**

Economic Development Project #09-03

Economic Development Project #09-09

City Attorney Briefing Regarding Shops at Broad Street Project Status - Legal Issues

**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. 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.*

**9. COUNCIL ANNOUNCEMENTS**

**10. 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

Proposed Single-Family Housing Mortgage Financing Program through the Tarrant County Housing Finance Corporation - Boyd London, FirstSouthwest

Quarterly Reports - Planning and Zoning Commission, Mansfield Park Facilities Development Corporation, Mansfield Economic Development Corporation, Public Works, Legal

Permanent Closing of Mitchell Road Railroad Crossing Between East Broad Street and Heritage Parkway - Steve Freeman

Wholesale Water and Construction Agreements with the City of Grand Prairie - Bud Ervin

Citizens on Patrol Project - Chief Gary Fowler

## **11. TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION**

## **12. OLD BUSINESS**

**09-1680** Ordinance - Third and Final Reading of an Ordinance Amending the Regulations in Chapter 114 of the Mansfield Code of Ordinances, "Gas Well Drilling and Production," Pertaining to Definitions, Health and Safety, Signage, Hours of Operation, Maintenance, Completion and other Drilling, Operation and Production Activities (OA#09-005)

**Sponsors:** Felix Wong

**Attachments:** [Revised Ordinance for 11-23-09](#)

**09-1712** Resolution - A Resolution to Approve the Design Concept from AUI Contractors, Inc. (AUI) for the Skate Park to be Located at 1008 E. Broad Street

**Sponsors:** Shelly Lanners

**Attachments:** [Resolution](#)  
[Design Concept](#)  
[Project Budget Summary](#)  
[Comparison Chart](#)  
[Skate Parks in Other Cities](#)  
[Information on Plastic & Wooden Components](#)

**09-1715** Resolution - A Resolution to Adopt the 2009 Parks, Recreation, Open Space and Trails Master Plan

**Sponsors:** Shelly Lanners

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

## **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**

**10-1721** Resolution - A Resolution Authorizing an Amendment to Schrickel, Rollins and Associates Inc. contract not to Exceed \$89,308.00 for Additional Services and a Change in Scope for Design Services for the US 287 Frontage Roads Improvements

from Walnut Creek Drive to East Broad Street (Street Bond Fund)

**Sponsors:** Steve Freeman

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

**09-1717**

Minutes - Approval of the December 14, 2009 6:00 p.m. Regular City Council Meeting Minutes

**Sponsors:** Vicki Collins

**Attachments:** [DRAFT 12-14-09 Meeting Minutes 6pm](#)

**09-1718**

Minutes - Approval of the December 14, 2009 7:00 p.m. Regular City Council Meeting Minutes

**Sponsors:** Vicki Collins

**Attachments:** [DRAFT 12-14-09 Meeting Minutes 7pm](#)

**END OF CONSENT AGENDA**

**14. ADJOURN**

**AGENDA MAP**

**10-1722**

Agenda Map of Detailed Agenda Items

**Attachments:** [Agenda Map](#)

**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, January 7, 2010 by 5:00 p.m., and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

\_\_\_\_\_  
Vicki Collins, City Secretary

Approved as to form:

\_\_\_\_\_  
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:

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