



CITY OF MANSFIELD

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

Meeting Agenda City Council

Monday, February 13, 2012

5:00 PM

Council Chambers

REGULAR MEETING

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

2. **WORK SESSION TO BE HELD IN THE MULTI-PURPOSE ROOM**

Annual Staff Presentation of Legal Requirements Regarding Open Meetings, Open Records and the Roles and Responsibilities of Council - By Allen Taylor, City Attorney and Clayton Chandler, City Manager

Staff Presentation of the Draft 2012 Land Use Plan - by Felix Wong, City Planner and Lisa Sudbury, Assistant City Planner

Staff Briefing Regarding Status of Electronic Agendas - Clayton Chandler, City Manager and Todd Williams, IT Director

Upcoming February 27, 2012 Work Session - Goals and Objectives for 2013 Budget - Clayton Chandler, City Manager

3. **RECESS INTO EXECUTIVE SESSION IMMEDIATELY FOLLOWING WORK 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 the Advice of City Attorney Regarding Legal and Procedural Requirements and Restrictions for Opening Public Meetings

City Attorney Briefing on Lawsuit Cause No. 352-230106-08 Valerie Mantos vs. City of Mansfield and Other Litigation

Seek Advice of City Attorney Regarding Contract Operations at the Law Enforcement Center

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

Possible Future Linear Park Acreage

C. Personnel Matters Pursuant to Section 551.074

Board Appointments: Planning and Zoning Commission

Board Appointment: Tax Increment Financing Reinvestment Zone Number One

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

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

[12-0050](#) Mansfield Reads! 2012

Attachments: [Mansfield Reads 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

Hawaiian Falls Staff Update

B. Business Services Department

[12-0032](#) Presentation of Monthly Financial Report for the Period Ending December 31, 2011

Sponsors: Peter Phillis

Attachments: [December 31, 2011 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

[12-0025](#) Ordinance - Second Reading of an Ordinance of the City of Mansfield, Texas, Amending Ordinance No. 867, Providing for the Addition of Law Enforcement Duties to the Office of City Marshal; Providing that this Ordinance Shall be Cumulative of all Ordinances; Providing a Severability Clause; and Providing for an Effective Date

Sponsors: Tracy Aaron

Attachments: [Ordinance 867 \(Current\)](#)

[Amended Ordinance \(Proposed\)](#)

[12-0034](#) Resolution - A Resolution Awarding a Contract for Mowing of Drainage Areas for FY 2012 to CP Landscape Inc. for an Amount not to Exceed \$31,400.00 the funding source will be the Drainage Utility Account

Sponsors: Steve Freeman

Attachments: [Mowing Bid Tab](#)

[Resolution](#)

[12-0037](#) Resolution - A Resolution Authorizing the City Manager and the Police Department to Make Application, Receive and Expend Grant Funding from the Criminal Justice Division (CJD) of the Governor's Office of The Great State of Texas for Criminal Justice Projects that Reduce Crime and Improve the Criminal Justice System During the State Fiscal Year 2013 Grant Cycle (No Matching Funds Required)

Sponsors: Gary Fowler

Attachments: [Resolution](#)

12-0045

Resolution - A Resolution Selecting Mansfield Family Entertainment, LLC as Contractor for the Hawaiian Falls Water Park Mansfield 2012 Expansion Project for an Amount not to Exceed \$2,890,892; Delegating Authority to the City Manager or his Designee to Negotiate and Enter into a Contract With Mansfield Family Entertainment, LLC; and Providing an Effective Date

Attachments: [Resolution](#)

12-0048

Resolution - A Resolution Amending the Contract with Brittain & Crawford for Surveying Services for the 2009 35th Year CDBG Project, for West Kimball Street for an Amount not to Exceed \$9,600.00 to be Funded from the Street Bond Fund

Sponsors: Steve Freeman

Attachments: [Resolution](#)

12-0052

Resolution - A Resolution Authorizing a Contract with Freese and Nichols, Inc., for Design Services for an amount not to Exceed \$120,840.00 for the Walnut Creek Country Club (WCCC) Sewer Repair (Utility Bonds)

Sponsors: Steve Freeman

Attachments: [Resolution](#)

12-0053

Resolution - A Resolution Authorizing the City Manager and the Police Department to Make Application, Receive and Expend Grant Funding from the Texas Department of Transportation for Selective Traffic Enforcement Program (STEP) Grant Projects for FY 2013 (Eligible for \$110,000/Match: 10% or \$11,000)

Sponsors: Gary Fowler

Attachments: [Resolution](#)

12-0055

Resolution - A Resolution Approving the Request for Supplemental Fund Allocation from Hotel Occupancy Tax by Discover Historic Mansfield, Inc.

Sponsors: Vicki Collins

Attachments: [Resolution](#)

12-0027

Special Event Prairie Man Half Iron Triathlon

Sponsors: The Applicant

Attachments: [Prairieman Half Iron Triathlon Sept 8](#)

12-0029

Special Event; Ironhead Woman's Sprint Triathlon

Sponsors: The Applicant

Attachments: [Womans Sprint Triathlon Oct 7](#)

12-0030

Special Event; Kids and Adult Triathlon

Sponsors: The Applicant
Attachments: [Kids and Adult Triathlon June 2-3](#)

12-0031

Special Event; Pickle Parade and 5K

Sponsors: The Applicant
Attachments: [Parking Plan for Pickle Parads](#)
[Pickle Parade parking permission and Insurance Quote](#)
[Pickle Parade SE Application Feb 7](#)

12-0046

Consideration and Possible Action to Suspend the Procedural Rules of Council and Reschedule the Regular City Council Meeting of March 12, 2012 to March 5, 2012

Sponsors: Vicki Collins
Attachments: [Suspension of Procedural Rules](#)

12-0047

Consideration and Possible Action to Suspend the Procedural Rules of Council and Reschedule the Regular City Council Meeting of April 23, 2012 to April 24, 2012

Sponsors: Vicki Collins
Attachments: [Suspension of Procedural Rules](#)

12-0057

Consideration and Possible Action to Suspend the Procedural Rules of Council and Reschedule the Regularly Scheduled City Council Meeting of May 28, 2012 to May 29, 2012

Sponsors: Vicki Collins
Attachments: [Suspension of Procedural Rules](#)

12-0033

Minutes - Approval of the January 23, 2012 Regular City Council Meeting Minutes

Sponsors: Vicki Collins
Attachments: [1-23-12 DRAFT Meeting Minutes](#)

END OF CONSENT AGENDA**15. PUBLIC HEARING AND RESOLUTION****12-0049**

A Public Hearing and Resolution Approving and Endorsing the 2012 (38th year) Community Development Block Grant Project for South 3rd Avenue, Phillips Court, and Kemp Court.

Sponsors: Steve Freeman
Attachments: [Map](#)
[Resolution](#)

16. NEW BUSINESS

12-0058

Board Appointment; Appoint Chairman of the Board of Directors of the Tax Increment Financing Reinvestment Zone Number One, Plus a New Board Member to Replace Former Councilman James Rudnicki

Sponsors: Felix Wong

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, February 9, 2012 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