



# CITY OF MANSFIELD

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

## Meeting Agenda City Council

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Monday, May 12, 2014

5:00 PM

Council Chambers

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### REGULAR MEETING AMENDED AGENDA

1. **5:00 P.M. - CALL MEETING TO ORDER**
2. **WORK SESSION TO BE HELD IN MULTI-PURPOSE ROOM**

\* New Municipal Separate Storm Sewer System Permitting Requirements

\* Proposed LED Sign at 206 Smith Street

\* Proposed Public Parking Lot at Walnut Street and West Broad Street

\* Follow Up Downtown Study by Consultant

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 Pending Litigation - Cause No. 348-270155-14

Seek Advice of City Attorney Regarding the Application of Zoning Regulations Pertaining to Alcohol Sales (Addendum to Agenda)

- 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 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**

[14-0907](#) National Police Week - Mansfield Police and Mansfield City Marshals Office

**Attachments:** [National Police Week-Police 2014](#)

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

On-Street Bicycle Plan Update - James Fish and Bart VanAmburgh

B. **Business Services Department Report**

[14-0906](#) Presentation of Monthly Financial Report for the Period Ending March 31, 2014

**Sponsors:** Peter Phillis  
**Attachments:** [March 2014 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**

[14-0873](#) Ordinance - Third and Final Reading to Consider Proposed Amendment of Section 7200.B of the Zoning Ordinance Regarding Construction Standards for Residential Driveways (OA#14-003)

**Sponsors:** Felix Wong  
**Attachments:** [Revised Ordinance](#)

[14-0905](#) Resolution - A Resolution of the City Council of the City of Mansfield, Texas, Denying the Rate Increase Requested by Atmos Energy Corp., Mid-Tex Division Under the Company's 2014 Annual Rate Review Mechanism

**Sponsors:** Jeff Price  
**Attachments:** [Resolution](#)

[14-0908](#) Resolution - A Resolution Authorizing the City Manager and the Police Department to make Application to the Texas Department of State Health Services, Mental Health Substance Abuse Division (DSHS) and Receive Approximately \$3,900 in Grant Funding to conduct Tobacco Enforcement at Retail Outlets in the City of Mansfield for State Fiscal Year 2015 (No City Match Required)

**Sponsors:** Gary Fowler  
**Attachments:** [Resolution](#)

[14-0904](#) Minutes - Approval of the April 29, 2014 Regular City Council Meeting Minutes

**Sponsors:** Vicki Collins  
**Attachments:** [4-29-14 DRAFT Meeting Minutes](#)

**END OF CONSENT AGENDA**

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

[14-0881](#) Ordinance - Public Hearing Continuation and Second Reading of an Ordinance of the City of Mansfield, Texas, Amending "Curfew in Parks,"

Chapter 96.24, Parks and Recreation of the Code of Ordinances of the City of Mansfield, Texas; and Providing an Effective Date

**Sponsors:** Andy Binz

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

**16. NEW BUSINESS**

[14-0900](#)

Resolution - A Resolution of the City Council of the City of Mansfield, Texas, Approving an Economic Development and Performance Agreement by and Between the Mansfield Economic Development Corporation ("MEDC") and Kroger, Texas L.P. and Authorizing its Execution by the President of the MEDC; and Providing an Effective Date

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

[Kroger Mansfield Economic Development Agreement](#)

**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 8, 2014 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