



CITY OF MANSFIELD

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

Meeting Agenda City Council

Tuesday, May 29, 2012

5:00 PM

Council Chambers

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

Seek Advice of City Attorney Regarding Extension of National Parkway

Seek Advice of City Attorney Regarding Legal Issues to City Relationship to Employee Organizations

Seek Advice of City Attorney Regarding Legal Issues Associated with Election Signs in Public Right-of-Way and on Private Properties

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

Economic Development Corporation Proposed Addition to Windstar Project

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. OATH OF OFFICE; DARRYL HAYNES AND STEPHEN LINDSEY**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. 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.

10. COUNCIL ANNOUNCEMENTS**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

Library's Summer Reading Program - Steve Standefer

B. Business Services Department

[12-0177](#)

Presentation of Monthly Financial Report for the Period Ending April 30, 2012

Sponsors: Peter Phillis

Attachments: [April 30, 2012 Financials](#)

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

- [12-0112](#) Ordinance - Third and Final 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 - Third and Final 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:** [Exhibit A](#)
[Ordinance](#)
- [12-0152](#) Ordinance - Second Reading of 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](#)
- [12-0154](#) 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 2013 (No City Match Required)
- Sponsors:** Gary Fowler
- Attachments:** [Resolution](#)
- [12-0173](#) Resolution - A Resolution to Award a Construction Contract for the Debbie Lane Paving, Drainage and Signal Improvements to JLB Contracting, LLC and Authorization of Funding for an Amount not to Exceed \$753,189.13

(Street Bond Fund)

Sponsors: Steve Freeman

Attachments: [Bid Tab](#)

[Resolution](#)

[Map](#)

[12-0175](#)

Resolution - A Resolution Authorizing the City Attorney to Bring A Condemnation Action for the Purpose of Obtaining Right-of-Way and Easements for Use by the City for the East Broad Street Improvement Project, or for Other Public Purposes Permitted by Law

Sponsors: Steve Freeman

Attachments: [Resolution](#)

[12-0176](#)

Resolution - A Resolution Authorizing the City Attorney to Bring A Condemnation Action for the Purpose of Obtaining Right-of-Way and Easements for Use by the City for the Grand Meadow Boulevard Improvement Project, or for Other Public Purposes Permitted by Law

Sponsors: Steve Freeman

Attachments: [Resolution](#)

[12-0178](#)

Minutes - Approval of the May 14, 2012 Regular City Council Meeting Minutes

Sponsors: Vicki Collins

Attachments: [5-14-12 DRAFT Meeting Minutes](#)

[12-0179](#)

Minutes - Approval of the May 21, 2012 Special City Council Meeting Minutes

Sponsors: Vicki Collins

Attachments: [5-21-12 DRAFT Meeting Minutes](#)

END OF CONSENT AGENDA

14. NEW BUSINESS

[12-0172](#)

Resolution - A Resolution of the City Council of the City of Mansfield, Texas, Approving an Addendum to an Economic Development and Performance Agreement by and Between the Mansfield Economic Development Corporation ("MEDC") and MANSFIELD MATLOCK INVESTORS I, LTD. and Authorizing its Execution by the President of the MEDC; and Providing an Effective Date

Attachments: [Resolution](#)

[Addendum Windstar ED Agreement](#)

[12-0180](#)

Discussion and Possible Action Authorizing a Study on the Economic Revitalization of Historic Mansfield, Potential Public Improvements, Zoning Amendments and Funding Mechanisms Including a Possible Tax Increment

Reinvestment Zone

Sponsors: Felix Wong

Attachments: [Aerial of Planning Study Area](#)
[Planning Study Area Boundary](#)
[Zoning within the Planning Study Area](#)

15. 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 24, 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