



CITY OF MANSFIELD

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

Meeting Agenda City Council

Monday, August 25, 2014

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 Pending Litigation - Cause No. 348-270155-14

Seek Advice of City Attorney Regarding Legal Issues and Enforcement of Development Restrictions, Screening and Landscaping Requirements

Seek Advice of City Attorney Regarding Redaway LLC's Application for a Municipality Solid Waste Permit Pending Before the TCEQ

Seek Advice of City Attorney Over Regulations Pertaining to Commercial Collections of Solid Waste, Garbage and Refuse

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

Consider Possible Purchase of Certain Properties for Future/Development Use

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

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. PRESENTATION

Presentation of Commercial Vehicle Enforcement Texas Challenge Award/Police Department Certificate of Merit Award to Sgt. Ken Hopkins

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

B. Business Services Department Report

[14-1010](#)

Presentation of Monthly Financial Report for the Period Ending July 31, 2014

Sponsors: Peter Phillis

Attachments: [July 2014 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

[14-0976](#) Ordinance - Third and Final Reading on an Ordinance Approving a Zoning Change from C-2 to SF-12/22 on Approximately 4.02 Acres Located at 780 Turner Warnell Rd.; Ropo-Tusins Holdings (ZC#14-006)

Sponsors: Felix Wong

Attachments: [Ordinance](#)

[Exhibit A](#)

[Maps & Supporting Info.](#)

[14-0977](#) Ordinance - Third and Final Reading for Zoning Change from C-2 to C-4 on Approximately .35 Acres, Generally Located at 102 West Oak Street and 201 N. Main Street; Luis Alegria (ZC#14-008)

Sponsors: Felix Wong

Attachments: [Ordinance](#)

[Exhibit A](#)

[Maps & Supporting Info.](#)

[14-1006](#) Resolution - A Resolution to Award a Contract to C. Green Scaping LP for Construction of the West Broad Street Landscaping and Irrigation Improvements for an Amount not to Exceed \$91,121.11 Including a 5% Contingency

Sponsors: James Fish

Attachments: [Resolution](#)

[Bid Tab](#)

[14-1007](#) Resolution - A Resolution to Consider a Proposal from Public Restroom Company Buy Board Contract Number: 423-13 to Furnish and Install a Prefabricated Restroom Building at the Mansfield Sports Complex in the Amount of \$178,977

Sponsors: James Fish

Attachments: [Resolution](#)

[Proposal](#)

[14-1008](#) Resolution - A Resolution to Consider Awarding a Bid to Total Recreation Products, Inc. in the Amount of \$57,681.85 for the Purchase and Installation of Playground Equipment at James McKnight Park East

Sponsors: Hillary Bueker

Attachments: [Resolution](#)

[View 1](#)

[View 2](#)

[14-1012](#) A Resolution to Consider Support for the Texas Parks & Wildlife

Department's Local Park Grant for the Development of Clayton W. Chandler Park, Phase II

Sponsors: Hillary Bueker

Attachments: [Resolution](#)

[Resolution Authorizing Application](#)

[14-1013](#)

Resolution - A Resolution to Consider Support for the Texas Parks & Wildlife Department's Local Park Grant for the Development of Walnut Creek Linear Park, Phase II

Sponsors: Hillary Bueker

Attachments: [Resolution](#)

[Resolution Authorizing Application](#)

[14-1014](#)

Resolution - A Resolution Awarding a Contract for the Construction of Paving and Drainage Improvements to East Debbie Lane from Matlock Road to the City Limits to Tiseo Paving Company, for an Amount Not to Exceed \$3,623,731.20. (Street Bond Fund, Utility Bond Fund and Tarrant County Reimbursements)

Sponsors: Steve Freeman

Attachments: [Bid Tab 1](#)

[Bid Tab 2](#)

[Resolution](#)

[14-0988](#)

Request for Special Event; Bike Out Hunger Rally

Sponsors: The Applicant

Attachments: [Bike Out Hunger 2014](#)

[Insurance](#)

[20 mile route](#)

[40 mile route](#)

[60 mile route](#)

[100 mile route](#)

[14-1011](#)

Request for Special Event Permit; Wurstfest 2014

Sponsors: Angie Henley

Attachments: [Wurstfest appl](#)

[Wurstfest site plan](#)

[approval comments](#)

[14-0991](#)

Minutes - Approval of the August 11, 2014 Regular City Council Meeting Minutes

Sponsors: Vicki Collins

Attachments: [8-11-14 DRAFT Meeting Minutes](#)

END OF CONSENT AGENDA**14. PUBLIC HEARING**

[14-1000](#) Public Hearing - Public Hearing on the Tax Rate

Sponsors: Peter Phillis

[14-1001](#) Public Hearing - Public Hearing on the FY 2014/2015 Proposed Budget

Sponsors: Peter Phillis

[14-1002](#) Public Hearing - Use of Hotel/Motel Tax

Sponsors: Peter Phillis

15. PUBLIC HEARING AND FIRST READING

[14-0997](#) Ordinance - Public Hearing and First Reading of an Ordinance
Amending the Code of Ordinances for Designated Truck/Commercial
Delivery Routes

Sponsors: Steve Freeman

Attachments: [Truck Route Map](#)

[Ordinance](#)

16. PUBLIC HEARING CONTINUATION AND SECOND READING

[14-0986](#) Ordinance - Public Hearing Continuation and Second Reading on an
Ordinance Approving an Amendment to the Existing PD for Church and
Related Facilities on Approximately 53.6 Acres, Generally Located at
1201 N. SH360; Walnut Ridge Baptist Church (ZC#05-019B)

Sponsors: Felix Wong

Attachments: [Maps & Supporting Info.](#)

[Ordinance](#)

[Exhibit B-Proposed Development Plan 2014](#)

[Existing PD of Walnut Ridge Baptist Church](#)

[Exhibit A](#)

[Letter from Zulema Miller](#)

17. NEW BUSINESS

[14-1009](#) Consideration of a Request to Revise the Development Plan for the
Villages of Park Hill Addition Park and Walking Trail Areas Located at
2001 and 2011 Callender Road (ZC#13-004A)

Sponsors: Felix Wong

Attachments: [The Villages of Park Hill D-4](#)

[Previously Approved Landscape and Trail Plan](#)

[14-1016](#)

Resolution - A Resolution of the City of Mansfield, Texas, Opposing the Granting of the Texas Commission on Environmental Quality Permit to Redaway, LLC to Construct and Operate a Type V Municipal Solid Waste Facility for Medical Waste Processing in the City; and Providing an Effective Date

Sponsors: Allen Taylor

Attachments: [Resolution](#)

[14-1017](#)

Resolution - A Resolution of the City Council of the City of Mansfield, Texas, Establishing a Moratorium on the Issuance of Permits, Including Certificates of Occupancy, for any New Medical Waste Processing, Transfer, Collection, Transfer or Storage Facilities Proposed to be Located within the Corporate Limits of the City of Mansfield for a Period of 120 Days During the Preparation of a Staff Study to Determine what, if any, Safeguards and Performance Standards should be Established to Protect the Public Health, Safety and the Welfare in the Establishment and Operation of these Facilities

Sponsors: Allen Taylor

Attachments: [Resolution](#)

18. **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: Friday, August 22, 2014 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