



CITY OF MANSFIELD

1200 East. Broad St.
Mansfield, TX 76063
mansfieldtexas.gov

Meeting Agenda

City Council

Monday, April 25, 2016

6:00 PM

Council Chambers

REGULAR MEETING

1. **6:00 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 Upcoming Legislative Issues Affecting the Legal Authority of Municipal Governments

Seek Advice of City Attorney Regarding the Enforcement of Gas Well Drilling and Operation Requirements in Chapter 114 of the Code of Ordinances

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 Commercial or Financial Information Received From or the Offer of a Financial or Other Incentive Made to a Business Prospect Seeking to Locate, Stay or Expand in or Near the Territory of the City and with which the City is Conducting Economic Development Negotiations Pursuant to Section 551.087**

Project #16-04 - Industrial Prospect Briefing and Update

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. PROCLAMATION

[16-1821](#) Motorcycle Safety Awareness Month

Attachments: [Motorcycle Safety 2016](#)

[16-1822](#) National Correctional Officers and Employees Week

Attachments: [National Correctional Officers and Employees Week 2016](#)

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 Assistant City Secretary prior to the start of the meeting.

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

Mansfield Reads! Update - Steve Standefer

B. Business Services Department Report

[16-1811](#) Presentation of the Monthly Financial Report for the Period Ending February 29, 2016

Sponsors: Peter Phillis

Attachments: [February 2016 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

[16-1759](#)

Ordinance - Third and Final Reading of an Ordinance Making Certain Findings in Connection with the South Pointe Public Improvement District; Accepting a Service and Assessment Plan for the District; Levying Special Assessments Against Property Within the District and Establishing a Lien on Such Property; Providing for a Method of Assessment and Payment of the Assessments; Providing Penalties and Interest on Delinquent Assessments

Sponsors: Chris Burkett and Felix Wong

Attachments: [Exhibit 1](#)

[Exhibit 2](#)

[Ordinance](#)

[16-1760](#)

Ordinance - Third and Final Reading on an Ordinance Approving a Zoning Change from C-2 to PD, Planned Development for Restaurants on Approximately 1.2 Acres Located at 109 S Main Street; M R Development (ZC#16-003)

Sponsors: Chris Burkett and Felix Wong

Attachments: [Ordinance](#)

[Maps & Supporting Info.](#)

[Development Plan \(Exhibits A-F\)](#)

[16-1813](#)

Resolution - A Resolution Directing ONCOR Electric Delivery Company, LLC to File Certain Information with the City of Mansfield; Setting a Procedural Schedule for the Gathering and Review of Necessary Information in Connection Therewith; Setting Dates for the Filing of the City's Analysis of the Company's Filing and the Company's Rebuttal to Such Analysis; Ratifying the Hiring of Legal Counsel and Consultants; Reserving the Right to Require the Reimbursement of the City of Mansfield's Rate Case Expenses; Setting a Public Hearing for the Purposes of Determining if the Existing Rates of ONCOR Electric Delivery Company are Unreasonable or in Any Way in Violation of Any Provision of Law and the Determination by the City of Mansfield of Just and Reasonable Rates to be Charged by ONCOR Electric Delivery Company, LLC.

Sponsors: Joe Smolinski

Attachments: [Resolution Initiating an ONCOR Rate Case](#)

[16-1816](#)

Resolution - A Resolution Authorizing the City Manager to Execute Lease Agreement with Motorola for the Purchase of Public Safety Equipment

Sponsors: Tracy Aaron and Bill Lane

Attachments: [Schedule A Equipment Lease-Purchase Agreement](#)

[Schedule B Lease 23867](#)

[Resolution](#)

[16-1817](#)

Resolution - A Resolution Awarding a Contract for the Construction of Mouser Way Phase 1 Water, Storm Drainage and Pavement Improvements to Stabile & Winn, Inc., and authorizing funding for an Amount Not to Exceed \$470,918.43 (MEDC, Utility Bond Fund)

Sponsors: Chris Burkett and Steve Freeman

Attachments: [Mouser Way, Phase 1.Bid Tab 1](#)

[RES award Mouser Way](#)

[16-1818](#)

Resolution - A Resolution of the City of Mansfield Authorizing the City Manager and the Mansfield Police Department (MPD) to Make Application, Receive, and Expend Grant Funds from the FY2016 Bulletproof Vest Partnership Program Administered by the Office of Justice Programs, U.S. Department of Justice. MPD will have (approximately) \$40,000 of Eligible Expenses for FY's 16-17/17-18. If Awarded, this Grant will Provide a 50% Reimbursement of Actual Expenses for Bulletproof Vest Purchases (\$20,000)

Sponsors: Bill Lane and Tracy Aaron

Attachments: [Resolution](#)

[16-1819](#)

Resolution - A Resolution of the City of Mansfield Authorizing the City Manager and the Police Department to Receive and Expend Grant Funds from the Texas Department of Motor Vehicle Auto Burglary and Theft Prevention Authority (ABTPA) to Continue a Multi-agency Task Force. The Total Grant Award for FY16-17 is \$394,341 with a 20% Cash Match Required. The participating agencies include City of Burleson, City of Kennedale, Johnson County Sheriff's Office and Tarrant County Constable Pct. 7. The Cash Match will be Shared with Each Participating Agency Receiving Grant Funds

Sponsors: Bill Lane and Tracy Aaron

Attachments: [Resolution](#)

[16-1825](#)

Resolution - A Resolution of the City of Mansfield Authorizing the City Manager and the Police Department to Make Application to the Texas School Safety Center at Texas State University, on Behalf of The Department of State Health Service, Tobacco Prevention and Control Branch, to Receive and Expend Grant Funding of Approximately \$3,900

for a Tobacco Enforcement Grant for FY2016 with no City Match Required

Sponsors: Bill Lane and Tracy Aaron

Attachments: [Resolution](#)

[16-1801](#)

Request for Special Event Permit: Mansfield Farmers Market

Sponsors: Joe Smolinski and The Applicant

Attachments: [Mansfield Farmers Market](#)

[Approvals & Comments](#)

[16-1810](#)

Minutes - Approval of the April 11, 2016 Regular City Council Meeting Minutes

Sponsors: Shelly Lanners and Jeanne Heard

Attachments: [4-11-16 DRAFT Meeting Minutes](#)

END OF CONSENT AGENDA

14. PUBLIC HEARING AND FIRST READING

[16-1807](#)

Ordinance - Public Hearing and First Reading on an Ordinance Approving a Zoning Change to Replace the Existing PD with a New PD for C-2 uses, Including a Day Care Center, on Approximately 7.3 Acres Generally Located South of Woodcrest Lane and West of Westridge Drive; Hanover Property Co. (ZC#16-002)

Sponsors: Chris Burkett and Felix Wong

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

[Exhibit A - property description](#)

[Exhibit B - PD Standards](#)

[The Learning Experience DSP](#)

[Previously Approved PD](#)

[Existing screening and landscape condition](#)

[Ordinance](#)

15. NEW BUSINESS

[16-1820](#)

Review and Approval of the Management and Improvement Services Agreement for the South Pointe Public Improvement District between the City of Mansfield and FirstService Residential

Sponsors: Chris Burkett and Felix Wong

Attachments: [Exhibit 1 - Service Plan and Budget for SP PID Management Contract](#)

[Exhibit 2 -Administrative, Routine or Additional Costs](#)

[PID Management Contract-CLEAN](#)

16. ADJOURN

CERTIFICATION

THIS IS TO CERTIFY THAT A COPY OF THE NOTICE OF the April 25, 2016 Regular City Council Agenda was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City's website, mansfieldtexas.gov, on Friday, April 22, 2016 prior to 5:00 p.m., in compliance with Chapter 551, Texas Government Code.

Jeanne Heard, City Secretary

Approved as to form:

City Attorney

DATE OF POSTING: _____ TIME: _____ am/pm

DATE TAKEN DOWN: _____ TIME: _____ am/pm

This facility is ADA compliant. If you plan to attend this public meeting and have a disability that requires special arrangements, please call (817) 473-0211 at least 48 hours in advance. Reasonable accommodation will be made to assist your needs. PLEASE SILENCE ALL PAGERS, CELL PHONES & OTHER ELECTRONIC EQUIPMENT WHILE THE CITY COUNCIL MEETING IS IN SESSION.