



# CITY OF MANSFIELD

1200 East. Broad St.  
Mansfield, TX 76063  
[www.mansfield-tx.gov](http://www.mansfield-tx.gov)

## Meeting Agenda City Council

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Monday, April 27, 2015

4:00 PM

Council Chambers

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### REGULAR MEETING

1. **4:00 P.M. HERITAGE PKWY. RIBBON CUTTING (On Site at Bridge Overpass at UP Railroad)**

2. **5:00 P.M. - CALL MEETING TO ORDER**

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 TCEQ's Grant of Application #40272

Seek Advice of City Attorney Regarding Pending Litigation - Cause No. D-1-GN-15-000999 & Settlement Discussion Related to that Action

**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**

Project #15-02 - Business Prospect Briefing and Update

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. PROCLAMATIONS**

[15-1306](#) National Police Week

**Attachments:** [National Police Week-Police 2015](#)

[15-1307](#) National Correctional Officers and Employees Week

**Attachments:** [National Correctional Officers and Employees Week 2015](#)

[15-1308](#) Motorcycle Safety and Awareness Month

**Attachments:** [Motorcycle Safety 2015](#)

**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

Bike Rodeo Follow-up; Angie Henley and Daniel Sherwin

**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**[15-1266](#)

Resolution - A Resolution of the City of Mansfield authorizing the City Manager and the Mansfield Police Department to Make Application, Receive, and Expend Grant Funds from the Texas Department of Motor Vehicles Auto Burglary and Theft Prevention Authority to Continue a Multi-Agency Task Force - Funds Requested will not Exceed \$550,000 with a 20% Cash Match of \$110,000 Required

**Sponsors:** Tracy Aaron

**Attachments:** [2015 Task Force Grant Resolution](#)

[15-1287](#)

Resolution - A Resolution of the City of Mansfield authorizing the City Manager, the Police Department, and the Law Enforcement Center to Make Application, Receive, and Expend Grant Funds from the FY2015 Bulletproof Vest Partnership Program Administered by the Office of Justice Programs, U.S. Department of Justice for an Amount not to Exceed \$20,000 with no Match Required

**Sponsors:** Tracy Aaron

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

[15-1290](#)

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, San Marcos, 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 Match Required

**Sponsors:** Tracy Aaron

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

[15-1299](#)

Resolution - A Resolution Authorizing Funding for an Amount not to Exceed \$175,000.00 for the Construction of Left and Right Turns Lanes on E. Broad Street to Serve Mary Orr Intermediate School, Award of a Construction Contract to McClendon Construction Company, Inc. and Direct Staff to Execute all Necessary Contracts to Complete the Project (Street Bond Fund)

**Sponsors:** Steve Freeman

**Attachments:** [Bid Tabs](#)

[Resolution](#)

[15-1300](#) Resolution - A Resolution Authorizing Funding in an Amount not to Exceed \$177,000 and Approval of Contracts, Including Design Services with Neel-Schaffer, Inc., to Prepare the South Main Street Water Line Improvements Project for Construction (Utility Bond Fund)

**Sponsors:** Steve Freeman

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

[15-1302](#) Resolution - A Resolution Authorizing a Change Order to the Contract for South Holland Road Water Line (Eagle Dr. to Britton Rd.) with A&M Construction & Utilities, Inc., and Authorizing Additional Funds in the Amount of \$4,892.90 (Utility Bond Fund)

**Sponsors:** Steve Freeman

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

[15-1304](#) Resolution - A Resolution Authorization Funding in the Amount of \$153,000 and Approval of a Contract for Design Services With Graham Associates, Inc. to Prepare and Coordinate with the City of Mansfield and the Texas Department of Transportation for the Historic Mansfield Hike and Bike Trail Connection on North Main Street to the City Spine Trail System Project as Awarded from the Statewide Transportation Enhancement Program

**Sponsors:** James Fish

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

[15-1305](#) Resolution - Consider a Resolution to Approve Consent to a Transaction Allowing Source Horizon, LLC to Become the Controlling Owner of Horizon Family Holdings, LLC, Parent Company of Mansfield Family Entertainment, LLC, Operator of the Hawaiian Falls Water Park

**Sponsors:** Shelly Lanners

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

[Consent](#)

[15-1309](#) Review and Consideration of a Development Agreement with Ashton Holdings, Inc. Regarding the Development and Annexation of Approximately 158 Acres of Property Currently Located in the City's Extraterritorial Jurisdiction as Permitted under Section 212.172 of the Texas Local Government Code

**Sponsors:** Steve Freeman

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

[15-1291](#) Request for Special Event Permit; Luminate Events evening 5K with after party at Hawaiian Falls

**Sponsors:** The Applicant

**Attachments:** [5K at Hawaiian Falls](#)

[Route and Info.](#)

- [15-1292](#) Request for Special Event Permit; MISD Student Athletic Trainers Cornhole Tournament  
**Sponsors:** The Applicant  
**Attachments:** [MISD Cornhole Tournament Application](#)  
[Application Comments & approvals](#)
- [15-1293](#) Request for Special Event Permit; Mansfield Farmer's Market 2015  
**Sponsors:** The Applicant  
**Attachments:** [Farmers Market 2015](#)
- [15-1294](#) Minutes - Approval of the April 13, 2015 Regular City Council Meeting  
**Sponsors:** Vicki Collins  
**Attachments:** [4-13-15 DRAFT Meeting Minutes](#)
- [15-1295](#) Minutes - Approval of the April 14, 2015 Special City Council Meeting Minutes  
**Sponsors:** Vicki Collins  
**Attachments:** [4-14-15 DRAFT Meeting Minutes](#)
- [15-1296](#) Minutes - Approval of the April 15, 2015 Special City Council Meeting Minutes  
**Sponsors:** Vicki Collins  
**Attachments:** [4-15-15 DRAFT Meeting Minutes](#)

**END OF CONSENT AGENDA**

**15. OLD BUSINESS**

- [15-1251](#) Ordinance - Third and Final Reading on an Ordinance Amending Section 7960.B.11 of the Zoning Ordinance Regarding the Time Limits and Extension of Time Limits for Gas Well Drilling and Production (OA#15-003)  
**Sponsors:** Felix Wong  
**Attachments:** [Redlined Ordinance](#)  
[Ordinance](#)
- [15-1297](#) Ordinance - Second Reading on an Ordinance Approving a Zoning Change from PR, C-2 and C-3 to SF-7.5/16 on Approximately 35.5 Acres, Generally Located East of South Main, West of Willow Bend Court and Approximately 1,100 Feet South of Star Grass Drive; First Southwest Properties Management (ZC#14-014)  
**Sponsors:** Felix Wong

**Attachments:** [Maps and Supporting Info](#)  
[Conceptual Lot Layout 1-26-15](#)  
[Ordinance](#)  
[Exhibit A](#)

**16. NEW BUSINESS**

[15-1298](#) Downtown Regional Dumpster Program

**Sponsors:** Steve Freeman

**Attachments:** [Downtown Dumpster Map](#)  
[Downtown Dumpster Eligible Properties](#)  
[dumpster-Man-Feild](#)

[15-1301](#) Review and Consideration of a Detailed Site Plan on Lot 4 of Mansfield Medical Plaza on Approximately 1.27 Acres, Located North of E. Broad Street and Approximately 580 Feet East of N. Miller Road; Bannister Engineering (DS#15-002)

**Sponsors:** Felix Wong

**Attachments:** [Detailed Site Plan](#)

[15-1303](#) Consideration and Possible Action to Suspend the Procedural Rules of Council and Reschedule the Regularly Scheduled City Council Meeting of May 25, 2015 to May 26, 2015

**Sponsors:** Vicki Collins

**Attachments:** [Procedural rules of Council](#)

**17. ADJOURN**

**CERTIFICATION**

THIS IS TO CERTIFY THAT A COPY OF THE NOTICE OF the April 27, 2015 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 the Thursday, April 23, 2015 prior to 5:00 p.m., in compliance with Chapter 551, Texas Government Code.

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Vicki Collins, City Secretary

Approved as to form:

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Steven A. Wood, Staff 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.