



CITY OF MANSFIELD

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

Meeting Agenda

City Council

Monday, September 23, 2019

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

A1. Seek Advice of City Attorney Regarding Pending Litigation - Cause No. 348-270155-14

A2. Seek Advice of City Attorney Regarding Possible Amendment to the Ground Lease and Operating Agreement with STORE Master Funding VII, LLC

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

B1. Right-of-Way Acquisition for Klein Tools Boulevard

B2. Land Acquisition for Future Development

C. Personnel Matters Pursuant to Section 551.074

C1. Board Appointments - CCBA

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

D1. Economic Development Project #19-02

D2. Economic Development Project #19-04

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. **PRESENTATIONS**

Eagle Scout - Andrew Fowler - Flag Box Presentation

South Central Membrane Association - Lifetime Achievement Award - Robby Isbell

9. **PROCLAMATION**

[19-3289](#) Fire Prevention Week

Attachments: [Fire Prevention Week 2019](#)

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. Due to regulations of the Texas Open Meetings Act, please do not expect a response from the Council as they are not able to do so. THIS WILL BE YOUR ONLY OPPORTUNITY TO SPEAK UNLESS YOU ARE SPEAKING ON A SCHEDULED PUBLIC HEARING ITEM. After the close of the citizen comments portion of the meeting only comments related to public hearings will be heard. All comments are limited to five (5) minutes.

In order to be recognized during the "Citizen Comments" or during a Public Hearing (applicants included), please complete a blue or yellow card located at the Assistant City Secretary's seating place. Please present the card to the Assistant City Secretary prior to the start of the meeting.

11. **COUNCIL ANNOUNCEMENTS**

12. **SUB-COMMITTEE REPORTS**

13. 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

14. TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION**15. 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**[19-3238](#)**

Ordinance - Third and Final Reading of an Ordinance Approving a Change of Zoning from PR, Pre-Development District to PD, Planned Development for Professional Office Uses on Approximately 0.608 Acres Located at 1089 Matlock Road; Adam Rope on behalf of A. Rope Investments, LLC (ZC#19-010)

Presenters: Joe Smolinski and Lisa Sudbury

Attachments: [Ordinance](#)

[Maps and Supporting Information](#)

[Exhibit A](#)

[Exhibit B](#)

[Exhibits C-D](#)

[19-3256](#)

Resolution - A Resolution of the City Council of the City Of Mansfield, Texas, Approving A Negotiated Settlement Between the Atmos Cities Steering Committee ("ACSC") and Atmos Energy Corp., Mid-Tex Division Regarding the Company's 2019 Rate Review Mechanism Filing

Presenters: Joe Smolinski and Jeff Price

Attachments: [Resolution](#)

[2019 Atmos RRM FAQ](#)

[19-3283](#)

Resolution - A Resolution of the City of Mansfield, Texas, Authorizing the Fire Chief to Enter into an Interlocal Agreement Between the City of Mansfield and the City of Cedar Hill, Texas, for Participation in the First Responder Readiness Group

Presenters: Clayton Chandler and Mike Ross

Attachments: [Resolution](#)

[FRRP Interlocal Agreement](#)

- [19-3274](#) Resolution - A Resolution Amending the Bylaws of the Mansfield Commission for the Arts
Presenters: Shelly Lanners and Theresa Cohagen
Attachments: [Resolution](#)
[Redlined Bylaws](#)
- [19-3276](#) Request for Special Event Permit: Mansfield Fire Rescue Safety Palooza
Presenters: Joe Smolinski and The Applicant
Attachments: [Mansfield Fire Rescue Safety Palooza](#)
- [19-3280](#) Minutes - Approval of the September 9, 2019 Regular City Council Meeting Minutes
Presenters: Shelly Lanners and Susana Marin
Attachments: [9-9-19 DRAFT Meeting Minutes](#)
- [19-3281](#) Minutes - Approval of the September 10, 2019 Special City Council Meeting Minutes
Presenters: Shelly Lanners and Susana Marin
Attachments: [9-10-19 DRAFT Meeting Minutes](#)
- [19-3282](#) Minutes - Approval of the September 11, 2019 Special City Council Meeting Minutes
Presenters: Shelly Lanners and Susana Marin
Attachments: [9-11-19 DRAFT Meeting Minutes](#)

END OF CONSENT AGENDA**16. PUBLIC HEARING AND FIRST READING**

- [19-3279](#) Ordinance - Public Hearing and First Reading of an Ordinance Approving a Change of Zoning from PD Planned Development District to PD Planned Development District for Age-Restricted Single-Family Residential Uses on Approximately 33.495 Acres out of the S. Mitchell Survey, City of Mansfield, Abstract No. 593, Johnson County, TX and Abstract No. 1024, Tarrant County, TX, Located at the Northeast Corner of Mitchell and Mathis Roads; John Delin of Integrity Group, LLC, on Behalf of James Cornelius of Sowell Reserve Associates, L.P. and Bill Bryant (ZC#19-006)
Presenters: Joe Smolinski and Lisa Sudbury
Attachments: [Ordinance](#)
[Maps and Supporting Information](#)
[Exhibit A](#)
[Exhibits B - G](#)
[Previously Approved Site Plan](#)

[19-3286](#) Ordinance - Public Hearing and First Reading of an Ordinance Approving a Historic Landmark Overlay District Classification for the Property Located at 301 W. Broad Street; Art Wright, City Historic Preservation Officer on Behalf of Manuel and Elva Hernandez, Property Owners (ZC#19-013)

Presenters: Joe Smolinski and Lisa Sudbury

Attachments: [Ordinance with Exhibit A](#)

[Maps and Supporting Information](#)

[Gaulden-Baskin House Information Sheet](#)

[19-3287](#) Ordinance - Public Hearing and First Reading of an Ordinance Modifying the School Zone Limits for Lake Ridge High School on N. Day Miar Road

Presenters: Joe Smolinski and Bart VanAmburgh

Attachments: [Ordinance](#)

[Lake Ridge School Zone Map](#)

[Exhibit A](#)

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

[19-3255](#) Ordinance - Public Hearing Continuation and Second Reading of an Ordinance Approving a Change of Zoning from SF-7.5/12, Single-Family Residential District to PD, Planned Development District for Single-Family Residential Uses on Approximately 0.62 Acres Being a Portion of Blocks 36 and 36A of the Original Town of Mansfield, Generally Located at 506-508 Kimball Street; Ben Hartman (ZC#19-011)

Presenters: Joe Smolinski and Lisa Sudbury

Attachments: [Ordinance](#)

[Maps and Supporting Information](#)

[Exhibit A](#)

[Exhibit B](#)

18. **NEW BUSINESS**

[19-3288](#) Discussion and Possible Action Regarding Republic Services Request for an Extraordinary Recycling Processing Rate Increase for the Ensuing Contract Year

Presenters: Peter Phillis

Attachments: [Republic Rates](#)

[Memo to CM - Duncan Rates](#)

19. **ADJOURN**

CERTIFICATION

THIS IS TO CERTIFY THAT A COPY OF THE NOTICE OF the September 23, 2019 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, September 20 2019 prior to 5:00 p.m., in compliance with Chapter 551, Texas Government Code.

Susana Marin, 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.