



CITY OF MANSFIELD

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

Meeting Agenda City Council

Monday, February 27, 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 Current Contract with Republic Waste Services

Seek Advice of City Attorney Regarding Initiative Petition Relating to Adoption of the Fire Fighters' and Police Officers' Civil Service Law for the Mansfield Fire Department

Seek Advice of City Attorney Regarding Current Maintenance and Operations Agreement with Big League Dreams Mansfield, L.P.

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

Board Appointment Interviews: Planning and Zoning Commission

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. PROCLAMATION

[12-0068](#) Women Veterans Month

Attachments: [Women Veterans Month 2012](#)

9. PRESENTATION

[12-0038](#) Presentation: Presentation of the Mansfield Police Department Annual Traffic Contact Report for 2011

Sponsors: Gary Fowler

Attachments: [Mansfield Police 2011 Annual Contact Report](#)

[12-0039](#) Presentation: Presentation of the Mansfield Marshal's Office Traffic Contact Report for 2011

Sponsors: Tracy Aaron

Attachments: [Mansfield Marshal 2011 Annual Contact Report](#)

Comprehensive Annual Financial Report - KPMG, LLP and City Staff; Peter K. Phillis

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

Citizens Police Academy - Brandi Howard

Staff Update; Coyotes - Lori Rodriguez, Animal Care and Control Manager

Staff Update; Animal Care Volunteer Program - Lori Rodriguez, Animal Care and Control Manager

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**12-0025**

Ordinance - Third and Final Reading of an Ordinance of the City of Mansfield, Texas, Amending Ordinance No. 867, Providing for the Addition of Law Enforcement Duties to the Office of City Marshal; Providing that this Ordinance Shall be Cumulative of all Ordinances; Providing a Severability Clause; and Providing for an Effective Date

Sponsors: Tracy Aaron

Attachments: [Ordinance 867 \(Current\)](#)
[Amended Ordinance \(Proposed\)](#)

12-0064

Resolution - Resolution Authorizing the City Manager and the Police Department to Make Application and Receive Grant Funding from the Criminal Justice Division (CJD) of the Governor's Office of The Great State of Texas for Projects that Promote a Coordinated, Multi-Disciplinary Approach to Improving the Criminal Justice System's Response to Violent Crimes Against Women During the State Fiscal Year 2013 Grant Cycle. (35% Cash or In Kind Match)

Sponsors: Gary Fowler

Attachments: [Resolution](#)

12-0066

Resolution - A Resolution of the City of Mansfield Suspending the March 6, 2012, Effective Date of Atmos Energy Corp., Mid-Tex Division ("Atmos Mid-Tex") Requested Rate Change to Permit the City time to Study the Request and to Establish Reasonable Rates

Sponsors: David Moulton

Attachments: [Resolution](#)
[Staff Report for Atmos Rate Suspension](#)

12-0069

Resolution - A Resolution Authorizing a Contract with Elder Engineering, Inc. for Design

Services for an amount not to exceed \$35,900.00 and a Contract with Brittain and Crawford for Surveying Services for an amount not to exceed \$28,000.00 for the Live Oak Street Paving & Utility Improvements from Dayton Street to East Dallas Street (Street Bond Fund)

Sponsors: Steve Freeman

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

12-0071

Resolution - A Resolution Awarding a Contract for Street Sweeping Services for FY 2012 to Flagship Sweeping Services for an Amount not to Exceed \$21,547.22 (Drainage Utility Fund)

Sponsors: Steve Freeman

Attachments: [Bid Tab](#)
[Resolution](#)

12-0061

Special Event; FUMC Son Run

Sponsors: The Applicant

Attachments: [Son Run Map new](#)
[Son Run packet 2012](#)

12-0065

Minutes - Approval of the February 13, 2012 Regular City Council Meeting Minutes

Sponsors: Vicki Collins

Attachments: [DRAFT 2-13-2012 Meeting Minutes](#)

END OF CONSENT AGENDA

15. PUBLIC HEARING AND FIRST READING

12-0040

Ordinance - Public Hearing and First Reading of an Ordinance Setting Forth the Standards of Care for the Recreation Department's Summer Youth Program for the City of Mansfield; Providing for the Operational Standards of the Administration for the Program; Providing for the Inspecting, Monitoring, and Enforcement of the Standards of Care; Providing for the Staffing Levels, Training and Responsibilities for Those Working in the Program; Providing for Facility Standards; Providing for a Cumulative Clause; Providing for a Severability Clause; Providing for an Effective Date

Sponsors: Andy Binz

Attachments: [Senate Bill 212](#)
[Ordinance](#)
[Standards of Care](#)

16. NEW BUSINESS

12-0073

Appointment of a Sub-Committee of the Whole Regarding the 2012 Land Use Plan

Sponsors: Felix Wong

12-0077

Appointment of a Sub-Committee of the Whole to Study Housing Market Growth Strategies

Sponsors: City Council

12-0072

Presentation, Discussion and Possible Action on an Initiative Petition to the City Council Relating to the Adoption of the Fire Fighters' and Police Officers' Civil Service Law for the Mansfield Fire Department

Sponsors: Vicki Collins

12-0074

Resolution - A Resolution of the City of Mansfield, Texas, Calling for a Special Election to be Held on May 12, 2012 Regarding Whether to Adopt Civil Service for the Mansfield Fire Department

Resolución - Una Resolución de la Ciudad de Mansfield, Texas, Convocando una Elección Especial que se Llevara Acabo el 12 de Mayo del 2012 Respecto a Adoptar Servicio Civil para el Departamento de Bomberos de Mansfield

Sponsors: Vicki Collins

Attachments: [Resolution - English](#)

[Resolution - Spanish](#)

17. 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, February 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