



CITY OF MANSFIELD

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

Meeting Minutes City Council

Monday, June 24, 2013

5:00 PM

Council Chambers

REGULAR MEETING

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

Mayor Cook called the meeting to order at 5:05 p.m.

Present 7 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh; Darryl Haynes and Brent Newsom

WORK SESSION (TO BE HELD IN THE MULTI-PURPOSE ROOM)

Mayor Cook called the work session to order at 5:05 p.m. and turned it over the Communications and Marketing Director Belinda Willis.

Branding & Marketing Initiative

Belinda Willis provided an update on the branding and marketing strategy that was approved by the Council. Belinda introduced the BrandEra representatives, Beth Owens and Reecanne Joeckel who received input from the Council on branding and marketing the City.

Mayor Cook adjourned the work session at 6:00 p.m.

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.

In accordance with the Texas Government Code, Chapter 551, Mayor Cook recessed into executive session at 6:02 p.m. Mayor Cook called executive session to order in the Council Conference Room at 6:06 p.m. Mayor Cook adjourned executive session at 7:15 p.m.

Pending or Contemplated Litigation or to Seek the Advice of the City Attorney Pursuant to Section 551.071

Legal Consideration of an Easement along Linear Trail

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

Property Acquisition - 651 Justice Lane

Personnel Matters Pursuant to Section 551.074

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

Update on Mansfield Economic Development Corporation Projects

7:00 PM OR IMMEDIATELY FOLLOWING EXECUTIVE SESSION - RECONVENE INTO REGULAR BUSINESS SESSION

Mayor Cook reconvened into regular business session at 7:20 p.m.

INVOCATION

Council Member Broseh led the Invocation.

PLEDGE OF ALLEGIANCE

Council Member Newsom led the Pledge of Allegiance.

TEXAS PLEDGE

"Honor the Texas Flag; I Pledge Allegiance to Thee, Texas, One State Under God; One and Indivisible"

Council Member Newsom led the Texas Pledge.

PROCLAMATION

13-0575 National Park and Recreation Month

Mayor Cook proclaimed the month of July as National Park and Recreation Month. Mayor Cook presented the proclamation to Mansfield Park Facilities Development Corporation Chairman Harold Bell on behalf of the MPFDC Board and Parks staff. Chairman Bell made comments. Director of Community Services Shelly Lanners made comments and introduced the Parks staff. City Manager Clayton W. Chandler made comments.

CITIZEN COMMENTS

Lloyd Dicken – 5200 Little Natalie Lane, Fort Worth, spoke as a member of the City of Mansfield Senior Lifestyle and Treasurer of the Mansfield Senior Advisory Council.

Mr. Dicken advised the Council of the activities of the Senior Lifestyle members. He asked if the Council would consider designating a Senior Day in Mansfield for the Seniors. He invited the Council and citizens to come and visit them. He introduced members of Senior Lifestyle who were in attendance at the meeting.

Non-Speakers:

Tommy Tabor, 614 Cool Creek – Agenda Item Number 13-0555

Tommy Cansler, 3930 Glade, Colleyville – Agenda Item Number 13-0555

COUNCIL ANNOUNCEMENTS

Council Member Haynes – No announcements

Council Member Hoffman – No announcements

Council Member Newsom – No announcements

Mayor Pro Tem Lindsey – No announcements

Council Member Burgess – No announcements

Council Member Broseh – No announcements

Mayor Cook – No announcements

STAFF COMMENTS

City Manager Report or Authorized Representative

Current/Future Agenda Items

No Current/Future Agenda Items were mentioned.

Rockin' 4th of July Update; Andy Binz

Special Events Supervisor Angie Henley reminded everyone that Rockin' 4th of July will be held on Wednesday, July 3rd, from 7 p.m. to 10 p.m. at Big League Dreams. She mentioned the fireworks show will be at 9:30 p.m. and shuttle service will be provided from Vernon Newsom Stadium.

TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION

No action was taken by the Council.

CONSENT AGENDA

13-0540

Ordinance - Third and Final Reading of an Ordinance to Consider Proposed Changes to the Mansfield, Texas Code of Ordinances: Chapter 96: Parks and Recreation

City Secretary Vicki Collins read the caption into the record.

A motion was made by Council Member Broseh to approve the following

ordinance:

AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING CHAPTER 96: PARKS AND RECREATION OF THE CODE OF ORDINANCES OF THE CITY OF MANSFIELD, TEXAS

(Ordinance in its entirety located in the City Secretary's Office)

Seconded by Council Member Hoffman. The motion CARRIED by the following vote:

Aye: 7 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh; Darryl Haynes and Brent Newsom

Nay: 0

Abstain: 0

Enactment No: OR-1877-13

13-0581

Resolution - A Resolution Awarding a Contract for Construction for the Paving and Signal Improvements to Matlock Road and East Debbie Lane to JLB Contracting, LLC, for an Amount not to Exceed \$550,097.52 (Street Bond Fund)

A motion was made by Council Member Broseh to approve the following resolution:

A RESOLUTION AWARDING A CONTRACT FOR CONSTRUCTION OF PAVING AND SIGNAL IMPROVEMENTS TO MATLOCK ROAD AND EAST DEBBIE LANE TO JLB CONTRACTING, LLC, APPROPRIATING FUNDS; AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE CONTRACT DOCUMENTS

(Resolution in its entirety located in the City Secretary's Office)

Seconded by Council Member Hoffman. The motion CARRIED by the following vote:

Aye: 7 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh; Darryl Haynes and Brent Newsom

Nay: 0

Abstain: 0

Enactment No: RE-2920-13

13-0574

Minutes - Approval of the June 10, 2013 Regular City Council Meeting Minutes

A motion was made by Council Member Broseh to approve the June 10, 2013 Regular City Council Meeting Minutes as presented. Seconded by Council Member Hoffman. The motion CARRIED by the following vote:

Aye: 7 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh; Darryl Haynes and Brent Newsom

Nay: 0

Abstain: 0

ITEMS TO BE REMOVED FROM THE CONSENT AGENDA

13-0583

Ordinance - First Reading of an Ordinance Authorizing the Executive of a Gas Lease Agreement Between the City of Mansfield and Chesapeake Exploration, LLC
for City-Owned Property Located at 3100 East Broad Street

Mayor Pro Tem Lindsey removed this item from the Consent Agenda. Vicki Collins read the caption into the record. Shelly Lanners provided an overview to the Council and answered questions.

A motion was made by Mayor Cook to approve the first reading of "AN ORDINANCE AUTHORIZING THE EXECUTION OF A GAS LEASE AGREEMENT BETWEEN THE CITY OF MANSFIELD AND CHESAPEAKE EXPLORATION, LLC FOR CITY-OWNED PROPERTY LOCATED AT 3100 EAST BROAD STREET". Seconded by Mayor Pro Tem Lindsey. The motion CARRIED by the following vote:

Aye: 7 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh; Darryl Haynes and Brent Newsom

Nay: 0

Abstain: 0

13-0584

Resolution - A Resolution to Consider Authorizing the Execution of a Gas Lease Agreement between the Mansfield Park Facilities Development Corporation (MPFDC) and Chesapeake Exploration, LLC for MPFDC-Owned Property Located at 1650 Matlock Road

Mayor Pro Tem Lindsey removed this item from the Consent Agenda. Shelly Lanners provided an overview to the Council and answered questions.

A motion was made by Mayor Pro Tem Lindsey to approve the following resolution:

A RESOLUTION AUTHORIZING THE EXECUTION OF A GAS LEASE AGREEMENT BETWEEN THE MANSFIELD PARK FACILITIES DEVELOPMENT CORPORATION (MPFDC) AND CHESAPEAKE EXPLORATION, LLC FOR MPFDC-OWNED PROPERTY LOCATED AT 1650 MATLOCK ROAD

(Resolution in its entirety located in the City Secretary's Office)

Seconded by Council Member Broseh. The motion CARRIED with the following vote:

Aye: 7 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh; Darryl Haynes and Brent Newsom

Nay: 0

Abstain: 0

Enactment No: RE-2921-13

END OF CONSENT AGENDA**OLD BUSINESS****13-0555**

Ordinance - Third and Final Reading of an Ordinance Approving a Zoning Change from an Existing PD for Single-Family Residential to a new PD for Single-Family Residential on Approximately 15 acres, located at 2001 and 2011 Callender Road; TCCI Land Development, Inc. (ZC#13-004)

Vicki Collins read the caption into the record. Director of Planning Felix Wong made brief comments and advised the Council that Exhibit F consisting of the interior and exterior quality illustrations of the project have been incorporated into the ordinance.

A motion was made by Council Member Haynes to approve the following ordinance:

AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF MANSFIELD, AS HERETOFORE AMENDED, SO AS TO CHANGE THE ZONING ON THE HEREINAFTER DESCRIBED PROPERTIES TO A PD, PLANNED DEVELOPMENT DISTRICT FOR SINGLE-FAMILY RESIDENTIAL USE, PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE

(Ordinance in its entirety located in the City Secretary's Office)

Seconded by Mayor Pro Tem Lindsey. The motion CARRIED by the following vote:

Aye: 4 - David Cook; Stephen Lindsey; Darryl Haynes and Brent Newsom

Nay: 3 - Wendy Burgess; Cory Hoffman and Larry Broseh

Abstain: 0

Enactment No: OR-1878-13

PUBLIC HEARING CONTINUATION AND SECOND READING**13-0558**

Ordinance - Public Hearing Continuation and Second Reading of an Ordinance Approving Amendment of Section 7100, Sign Standards of the Zoning Ordinance, Specifically Table 7100D, Schedule of Sign Standards, Section 7100.I, General Provisions, Section 7100.J.7, Political Signs and Section 7100.M, Removal of Signs (OA#13-002)

Felix Wong stated he was available to answer questions. Mayor Cook continued the public hearing through second reading at 7:44 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 7:44 p.m.

A motion was made by Council Member Burgess to approve the second reading of "AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF MANSFIELD,

TEXAS AS HERETOFORE AMENDED BY AMENDING SECTION 7100, SIGN STANDARDS OF SAID ORDINANCE REGARDING POLITICAL SIGN REGULATIONS; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE". Seconded by Council Member Hoffman. The motion CARRIED by the following vote:

Aye: 7 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh; Darryl Haynes and Brent Newsom

Nay: 0

Abstain: 0

NEW BUSINESS

13-0582

Consideration of a Request to Revise the Development Plan for Villas & Shoppes Di Lucca, Formerly Called The L, a Planned Development for a Mixed Use Development Located at 1601 E Debbie Lane; Kim McCaslin Schlieker (ZC#08-009B)

Felix Wong advised the applicant is seeking to amend the permitted uses to allow a wine bar within the PD. Felix read the definition of a Wine Bar for purposes of the record.

Wine Bar: An establishment that sells primarily wine and also beer, ale or malt liquor for on-premise consumption but not mixed drinks or distilled spirits and derives more than 75% of the establishment's gross revenue from the sale of alcoholic beverages.

Felix Wong answered questions. Kim McCaslin Schlieker, MR Development, 4204 Woodcrest Lane, Mansfield, made comments. April Ragsdale, 612 Jamie Lane, Mansfield, and Carol Burney, 1202 Dover Heights, Mansfield, gave an overview of the intent of the wine bar and answered questions.

A motion was made by Mayor Pro Tem Lindsey to approve with the caveat that the no smoking ordinance will apply to the PD. Seconded by Council Member Broseh. The motion CARRIED by the following vote.

Aye: 7 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh; Darryl Haynes and Brent Newsom

Nay: 0

Abstain: 0

ADJOURN

A motion was made by Council Member Hoffmean to adjourn the meeting at 7:58 p.m. Seconded by Council Member Newsom. The motion CARRIED by the following vote:

Aye: 7 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh; Darryl Haynes and Brent Newsom

Nay: 0

Abstain: 0