



CITY OF MANSFIELD

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

Meeting Agenda City Council

Tuesday, April 24, 2012

5:00 PM

Council Chambers

REGULAR MEETING

1. **5:00 P.M. - CALL MEETING TO ORDER**
2. **WORK SESSION TO BE HELD IN THE MULTI-PURPOSE ROOM**

Follow Up Council/Staff Discussion Regarding Goals and Objectives for FY12/13 Budget

Follow Up Council/Staff Discussion Regarding Capital Improvement Program/Bond Election

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 Effect of Name Change of Parent Company for Mansfield National Golf

- 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**

4. **6:50 P.M. – COUNCIL BREAK PRIOR TO REGULAR BUSINESS SESSION**
5. **7:00 PM OR IMMEDIATELY FOLLOWING WORK 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. PROCLAMATION

[12-0138](#) National Music Week

Attachments: [National Music Week 2012](#)

[12-0139](#) National Nurses Week

Attachments: [National Nurses Week 2012](#)

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

Update on the Community Park on Matlock Road - Shelly Lanners

B. Business Services Department

[12-0111](#) Presentation of Monthly Financial Report for the Period Ending February 29, 2012

Sponsors: Peter Phillis

Attachments: [February 29, 2012 Financials](#)

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[12-0088](#)

Ordinance - Third and Final Reading on an Ordinance Approving an Amended Specific Use Permit for Gas Well Drilling and Production on Approximately 3.46 Acres, Located at 840 S. Mitchell Road; XTO Energy, Inc. (ZC#12-001)

Sponsors: Felix Wong

Attachments: [Ordinance with Exhibits A and B](#)

[Maps and supporting information](#)

[12-0113](#)

Resolution - A Resolution Awarding a Contract for Construction of the Hogpen Branch Linear Detention Facility - Pond B Drainage Improvements to 2L Construction, LLC, for an Amount Not to Exceed \$340,270.50 (Drainage Bond Fund)

Sponsors: Steve Freeman

Attachments: [Bid Tab](#)

[Resolution](#)

[12-0120](#)

Resolution - A Resolution Approving an Inter-local Agreement with Tarrant County for Construction of Parking Lot Improvements at Philip Thompson Soccer Complex in the Amount of \$15,000 and Approving the Purchase of Materials Through a Cooperative Purchasing Agreement with Tarrant County in the Amount of \$159,145

Sponsors: Hillary Bueker

Attachments: [Resolution](#)

[Exhibit " A" \(Inter-local Agreement\)](#)

[Estimate from Tarrant County](#)

[12-0121](#)

Resolution - A Resolution to Award a bid to CLLA Group LLC for Construction of a Parking Lot at Heritage Parkway and National Parkway in the amount of \$232,232.00

Sponsors: Hillary Bueker

Attachments: [Resolution](#)

[Bid Tabulation](#)

[12-0122](#)

Resolution - A Resolution to Award a bid to North Texas Hydromulching &

Services for the Installation of Trees and Irrigation on E. Broad Street, N. Holland Road, and Matlock Road in the amount of \$249,300.00

Sponsors: Hillary Bueker

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

[12-0126](#)

Resolution - A Resolution Authorizing an Amendment to the contract with Brittain & Crawford, LLC., not to Exceed \$25,000.00 for the Change in Scope of Surveying Services for the Callendar Road Improvement Project from Hwy 287 to Turner Warnell (Street Bond Fund)

Sponsors: Steve Freeman

Attachments: [Change Order Request](#)
[Resolution](#)

[12-0127](#)

Resolution - A Resolution Authorizing a Change Order and Providing Additional Funds for the Oak Street Reconstruction Improvement Project with McClendon Construction, Inc. in the amount of \$37,357.44 (Street Bond Fund, Utility Bond Fund and Tree Mitigation)

Sponsors: Steve Freeman

Attachments: [Resolution](#)

[12-0128](#)

Resolution - A Resolution Authorizing the City Manager and the City of Mansfield Fire Department to make Application and Receive Funds from the Texas Department of State Health Services on Competitive RFP for EMS Local Projects Grant FY 2013

Sponsors: Barry Bondurant

Attachments: [Resolution](#)

[12-0129](#)

Resolution - A Resolution to Consider Request by Carrizo Oil & Gas, Inc. to Assign that Certain Gas Lease by and Between Carrizo Oil & Gas, Inc. and the City of Mansfield to ARP Barnett, LLC and Atlas Resource Partners, L.P. for City-owned property described as: 105 Walnut Street, 206 S. First Avenue, 602 Elizabeth Lane, 940 W. Broad Street, 103 S. First Avenue, 526 Patterson Drive, 740 W. Kimball Street, and 799 W. Broad Street

Sponsors: Shelly Lanners

Attachments: [Resolution](#)
[Exhibit "A" to Resolution](#)

[12-0131](#)

Resolution - A Resolution to Assign that Certain Gas Lease By and Between Carrizo Oil & Gas, Inc. and the Mansfield Park Facilities Development Corporation (MPFDC) to ARP Barnett, LLC and Atlas Resource Partners, L.P. for MPFDC-owned property described as 1524 Moody Lane, 204 Alvarado Street, and 665 W. Broad Street

Sponsors: Shelly Lanners

Attachments: [Resolution](#)
[Exhibit "A" to Resolution](#)

[12-0140](#)

Resolution - A Resolution Amending Resolution Number RE-2762-12 Which Called for a General Election to be Held on May 12, 2012; By Appointing an Election Judge and Alternate Election Judge, Establishing a Date for Run-Off Election, if Necessary, Approving a Joint Election Agreement with Tarrant County Elections Administrator and by Amending Precinct Numbers within the City, and Providing an Effective Date

Resolución - Una Resolución Modificando Resolución No. RE-2762-12 que Convoco una Elección General que se llevara acabo el 12 de Mayo del 2012; Con la Designación de un Juez Electoral y Magistrados Suplentes, Estableciendo una Fecha para una Segunda Vuelta si es Necesario, Aprobando un Acuerdo Conjunto con el Administrador de Elecciones del Condado de Tarrant y Modificando Números de Distritos Electorales dentro de la Ciudad y Proporcionando una Fecha de Vigencia

Sponsors: Vicki Collins

Attachments: [Resolution](#)
[Spanish Resolution](#)
[Exhibit A](#)
[Attachment A](#)

[12-0141](#)

Resolution - A Resolution Amending Resolution Number RE-2786-12 Which Called for a Special Election to be Held on May 12, 2012; By Appointing an Election Judge and Alternate Election Judge, Approving a Joint Election Agreement with Tarrant County Elections Administrator and by Amending Precinct Numbers within the City, and Providing an Effective Date

Resolucion - Una Resolucion Modificando Resolucion No. RE-2786-12 que Convoco una Eleccion Especial que le llevara acabo el 12 de Mayo del 2012; con la Designacion de un Juez Electoral y Magistrados Suplentes, Estableciendo una Fecha para una Segunda Vuelta, si es Necesario, Aprobando un Acuerdo Conjunto con el Administrador de Elecciones del Condado de Tarrant y Modificando Numeros de Distritos Electorales dentro de la Ciudad y Proporcionando una Fecha de Vigencia

Sponsors: Vicki Collins

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

[12-0142](#)

Resolution - A Resolution Amending Resolution Number RE-2764-12 Revising the Joint Election Agreement ("Exhibit A") of the Resolution Calling for a General Election to be Held Jointly with the Mansfield Independent School District on May 12, 2012

Sponsors: Vicki Collins

Attachments: [Resolution](#)
[Joint Election Agreement](#)

[12-0110](#) Minutes - Approval of the April 9, 2012 Regular City Council Meeting Minutes

Sponsors: Vicki Collins

Attachments: [4-9-12 DRAFT Meeting Minutes](#)

END OF CONSENT AGENDA

15. PUBLIC HEARING AND FIRST READING

[12-0112](#) Ordinance - Public Hearing and First Reading of an Ordinance Approving a Zoning Change from PR & C-2 to SF-7.5/16 on Approximately 42.306 Acres, Generally Located South of Cowtown Drive and East of Annette Perry Elementary School and South Main Street by Bloomfield Homes, L.P. (ZC#12-002)

Sponsors: Felix Wong

Attachments: [Maps & Supporting Information](#)
[Ordinance Exhibit A](#)

[12-0114](#) Ordinance - Public Hearing and First Reading of an Ordinance Amending Chapter 50 of the Code of Ordinances of the City of Mansfield, Texas, Relating to the Collection of Solid Waste, Garbage and Refuse From Premises Within the City; Providing For Additional Regulations Governing the Physical Characteristics, Acquisition, Disturbance, Placement, Use and Storage of Waste and Recycling Containers Within the City; Providing That This Ordinance Shall Be Cumulative of All Ordinances; Providing a Penalty Clause for Violations; Providing a Severability Clause; Providing a Savings Clause; Providing for Publication; and Providing an Effective Date

Sponsors: Howard Redfearn

Attachments: [Ordinance](#)
[Exhibit A](#)

16. NEW BUSINESS

[12-0123](#) Discussion and Possible Action for an Ordinance to Address Panhandling in the City of Mansfield

Sponsors: Brent Newsom, David Cook and Darryl Haynes

[12-0133](#) Resolution - Council Resolution Regarding Civil Service for Mansfield Firefighters

Sponsors: Allen Taylor

Attachments: [Resolution](#)

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, April 20, 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