



# 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, November 10, 2014

5:00 PM

Council Chambers

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### 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 Pending Litigation - Cause No. 348-270155-14

Seek Advice of City Attorney Regarding Possible Lease of Private Parking Lot

Seek Advice of City Attorney Regarding Legal Issues Related to Gas Well Regulations

B. **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 Purchase in Shadow Oaks North Addition

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**

Economic Development Project #14-14

3. **6:00 P.M. JOINT WORK SESSION WITH LIBRARY ADVISORY BOARD TO BE HELD IN THE MULTI-PURPOSE ROOM**

**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. 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.*

**10. COUNCIL ANNOUNCEMENTS****11. 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

Hometown Holidays Update; Angie Henley

**12. TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION****13. 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**

[14-1081](#) Ordinance - Third and Final Reading of an Ordinance Changing the School Zone Time on E. Broad Street and Day Miar Road and Adopting a Speed Limit for Grand Meadow Boulevard

**Sponsors:** Steve Freeman

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

[14-1082](#) Ordinance - Third and Final Reading of an Ordinance to Amend 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 Use of Commercial Handload Service and Screening Requirements for Commercial Solid Waste Containers; 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:** Steve Freeman

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

[Ordinance](#)

[14-1089](#) Ordinance - Third and Final Reading on an Ordinance Amending Section 5100.C.7 of the Zoning Ordinance Regarding Landscaping and Screening Requirements for Planned Development Districts (OA#14-009)

**Sponsors:** Felix Wong

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

[14-1092](#) Ordinance - Second and Final Reading of an Ordinance Granting to United Electric Cooperative Services, Inc., its Successors and Assigns an Electric Power Franchise to Use the Present and Future Streets, Alleys, Highways, Public Utility Easements, Public Ways and Other Public Property (Public Rights-Of-Way) of Mansfield, Texas, Providing for the Repeal Of All Prior Franchise Ordinances to United Electric Cooperative Services, Inc., Its Predecessors and Assigns, Providing for Compensation Therefor, Providing for an Effective Date and a Term of Said Franchise, Providing for Written Acceptance of this Franchise, and Finding that the Meeting at Which this Ordinance is Passed is Open to the Public

**Sponsors:** Steve Freeman and Peter Phillis

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

[Redlined ordinance](#)

[United CoOp Franchise Tax Paid](#)

[United CoOp Franchise Service Area](#)

[14-1116](#) Ordinance - Second Reading of an Ordinance of the City of Mansfield, Texas, Amending Chapter 94, "Food Establishments", of the City of Mansfield Code of Ordinances, As Amended, by Amending, Revising,

and Modifying the Regulations for Food Establishments; Providing that this Ordinance shall be Cumulative of all Ordinances; Providing a Severability Clause; Providing a Savings Clause; Providing a Penalty Clause; Providing for Publication; and Providing an Effective Date

**Sponsors:** Richard Wright

**Attachments:** [Food Ordinance](#)

[Food Ord. Red Lined](#)

[14-1117](#)

Ordinance - Second Reading of an Ordinance of the City Council of the City of Mansfield, Texas for the Purpose of Amending the Permit Fees Found in City Code of Ordinances as They Relate to the Fees for Inspections Performed by the Tarrant County Health Department of Food Establishments, Public Pools, Spas, and Interactive Water Features within the City; Providing for the Repeal of all Ordinances or Parts of Ordinances in Conflict; Providing a Severability Clause; Providing for Publication; and Providing an Effective Date

**Sponsors:** Richard Wright

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

[Exhibit A](#)

[14-1118](#)

Ordinance - Second Reading of an Ordinance of the City of Mansfield, Texas, Amending Chapter 92, "Health and Sanitation", of the City of Mansfield Code of Ordinances, as Amended, by Amending, Revising, and Modifying the Regulations for Public Pools, Spas, and Interactive Water Features; Providing that this Ordinance shall be Cumulative of all Ordinances; Providing a Severability Clause; Providing a Savings Clause; Providing a Penalty Clause; Providing for Publication, and Providing an Effective Date

**Sponsors:** Richard Wright

**Attachments:** [Pool Ordinance](#)

[Pool Ord. Red Lined](#)

[14-1108](#)

Resolution - A Resolution Authorizing the City of Mansfield to Enter an Advance Funding Agreement with the Texas Department of Transportation for Green Ribbon Funding for the Design and Construction of the SH917 Corridor

**Sponsors:** James Fish

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

[Agreement](#)

[14-1134](#)

Resolution - A Resolution Awarding A Contract For Street Sweeping Services For FY 2015 to Sweeping Services of Texas - Operating L.P. for an Amount Not To Exceed \$89,000 (Drainage Utility Fund)

**Sponsors:** Steve Freeman

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

[Resolution](#)

- [14-1135](#) Resolution - A Resolution Authorizing the City Manager to Award a Contract for Technology and Cabling to Presidio Networked Solutions Group, LLC for the City Service Center and Authorization of Funding for an Amount not to Exceed Three Hundred Eleven Thousand Three Hundred Thirty Eight Dollars (311,338.00)

**Sponsors:** Jeff Price

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

[Technology Proposal](#)

[Cabling Proposal](#)

[Project Summary](#)

- [14-1138](#) Resolution - A Resolution Awarding a Contract for the Construction of the South Holland Road Water Line (Eagle Dr. to Britton Rd.) to A&M Construction & Utilities, Inc., and Authorizing Funding for an Amount Not to Exceed \$200,000.00 (Utility Bond Fund)

**Sponsors:** Steve Freeman

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

[Bid Tabulation](#)

- [14-1112](#) Request for Special Event Permit; Hometown Holidays and Parade 2014

**Sponsors:** Angie Henley

**Attachments:** [Hometown Holidays and Parade 2014](#)

- [14-1124](#) Minutes - Approval of the October 27, 2014 Regular City Council Meeting Minutes

**Sponsors:** Vicki Collins

**Attachments:** [10-27-14 DRAFT Meeting Minutes](#)

### **END OF CONSENT AGENDA**

## **14. OLD BUSINESS**

- [14-1091](#) Review and Consideration of a Request for Variance to the Moratorium on Restaurants or Food Service Operations where More than 10% of the Business Activities is Provided by Food Service Delivery to Drive Through Lanes; Raising Cane's

**Sponsors:** Felix Wong

**Attachments:** [Letter of Request & Exhibits Raising Cane's](#)

[Aerial & Street View of Raising Cane's Lot](#)

- [14-1098](#) Review and Consideration of a Revised Request for Variance to the Moratorium on Restaurants or Food Service Operations where more than 10% of the Business Activities is Provided by Food Service Delivery to Drive Through Lanes; Valley Bell Enterprises, LLC and

Multifoods, Inc, a Taco Bell Franchisee

**Sponsors:** Felix Wong

**Attachments:** [Arthur Anderson letter for Taco Bell \(1\)](#)

**15. PUBLIC HEARING AND FIRST READING**

[14-1125](#) Ordinance - Public Hearing and First Reading to Consider Proposed Amendment of Sections 2200, 4400, 7200 and 7800 of the Zoning Ordinance Related to Definitions; Zoning Classification and Permitted Use Regulations; Area, Setback and Height Regulations; Specific Use Permit Requirements; Off-Street Parking and Loading Standards; Landscaping and Screening Standards; and Special Conditions Applicable to Eating Places with Drive-Through Services (OA#14-011)

**Sponsors:** Felix Wong

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

[Exhibits AB&C](#)

**16. NEW BUSINESS**

[14-1123](#) Consideration and Possible Action to Suspend the Procedural Rules of Council and Reschedule the Regular Scheduled City Council Meeting of December 22, 2014 to December 9, 2014

**Sponsors:** Vicki Collins

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

[14-1128](#) Board Appointment; Keep Mansfield Beautiful Commission

**Sponsors:** Arianne Shipley

**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: Thursday, November 6, 2014 by 5:00 p.m., and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

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Vicki Collins, City Secretary

Approved as to form:

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Steven Wood, 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:

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By: \_\_\_\_\_  
City Secretary's Office