



CITY OF MANSFIELD

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

Meeting Agenda City Council

Monday, February 24, 2014

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 Pending Litigation - Cause No. 348-270155-14

Seek Advice of City Attorney on Competitive Bidding Requirements Related to the City's Wrecker Service Contract

Seek Advice of City Attorney Regarding Hotel-Motel Contract Review

Seek Advice of City Attorney Regarding Legal Issues Related to Past or Future Development Agreements with South Pointe

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 Interviews; Mansfield Economic Development Corporation

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

Project #13-20 - Entertainment Business Prospect

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**

[14-0829](#) Texas SmartScape Month

Attachments: [SmartScape Proclamation 2014](#)

[14-0831](#) Best Maid St. Paddy's Pickle Parade and Palooza

Attachments: [Best Maid Pickle Parade 2014](#)

9. **PRESENTATION**

Presentation by State Representative Bill Zedler to City of Mansfield and Gary Dalton of Best Maid

Presentation of Plaque to Jane Hart; Former Keep Mansfield Beautiful Commission Member

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

On-Street Bicycle Plan - James Fish and Bart VanAmburgh

B. Business Services Department Report

[14-0826](#) Presentation of the Monthly Financial Report for the Period Ending December 31, 2013

Sponsors: Peter Phillis

Attachments: [December 2013 Financials](#)

C. Police Department Report

[14-0821](#) Presentation of the Mansfield Police Department Annual Contact Report for 2013

Sponsors: Gary Fowler

Attachments: [Memorandum and TCOLE Tier 1 Partial Exemption Report 2013](#)
[Annual Contact Report 2013](#)

[14-0835](#) Presentation of the Mansfield Marshal's Office Contact Report for 2013

Sponsors: Tracy Aaron

Attachments: [TCOLE Tier 1 Partial Exemption Report](#)
[Mansfield Marshal's Office 2013 Annual Contact Report](#)

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

[14-0794](#) Ordinance - Third and Final 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](#)
[Exhibit "A" Standards of Care](#)

[14-0820](#) Resolution - Resolution Authorizing the City Manager and the Police Department to Make Application, Receive and Expend Grant Funding from the Criminal Justice Division (CJD) of the Governor's Office of the State of Texas for Criminal Justice Projects that Reduce Crime and Improve the Criminal Justice System During the FY2015 for an Amount not to Exceed \$145,000 with no Match Required

Sponsors: Gary Fowler

Attachments: [Resolution](#)

[14-0832](#) Resolution - A Resolution Authorizing the Director of Public Works to Submit a Grant Application to the North Central Texas Council of Government (NCTCOG) for Grant Funds to Purchase a New Graphic to be Placed on Recycling Carts; and Authorizing the Director of Public Works to Execute an Interlocal Agreement With the NCTCOG if the Application is Approved. \$24,540 for Drainage Utility Fund, No Matching Funds Required

Sponsors: Steve Freeman

Attachments: [Resolution](#)

[14-0833](#) Resolution - A Resolution Authorizing the Director of Public Works to Submit a Grant Application to the North Central Texas Council of Government (NCTCOG) for Grant Funds to Purchase Equipment to be Used for Processing and/or Storing HHW; and Authorizing the Director of Public Works to Execute an Interlocal Agreement With the NCTCOG if the Application is Approved. \$96,000 for Drainage Utility Fund, No Matching Funds Required

Sponsors: Steve Freeman

Attachments: [Resolution](#)

[14-0834](#) Resolution - A Resolution Authorizing the Director of Public Works to Submit a Grant Application to the North Central Texas Council of Government (NCTCOG) for Grant Funds to Construct an Enclosure for the Purpose of a Recycling Dropoff Center to be Located on the Property of the Service Center Facility; and Authorizing the Director of Public Works to Execute an Interlocal Agreement With the NCTCOG if the Application is Approved. \$30,000 for Drainage Utility Fund, No Matching Funds Required

Sponsors: Steve Freeman

Attachments: [Resolution](#)

[14-0830](#) Request for Special Event permit; Ride2Recovery

Sponsors: The Applicant

Attachments: [Application](#)

[14-0823](#) Minutes - Approval of the February 10, 2014 Regular City Council Meeting Minutes

Sponsors: Vicki Collins

Attachments: [2-10-14 DRAFT Meeting Minutes](#)

END OF CONSENT AGENDA

15. PUBLIC HEARING AND FIRST READING

[14-0817](#) Ordinance - Public Hearing and First Reading of an Ordinance Approving Historic Landmark Overlay District Classification for Properties Located at 107 N. Main Street, 124 N. Main Street and 128 N. Main Street; City of Mansfield (ZC#14-002)

Sponsors: Felix Wong

Attachments: [Ordinance](#)

[Maps and Supporting Information](#)

[14-0818](#) Ordinance - Public Hearing and First Reading on an Ordinance Approving Amendment of Section 7100.C and 7100.D of the Zoning Ordinance Pertaining to Regulations on Window Sign and Message Center (OA#14-001)

Sponsors: Felix Wong

Attachments: [Ordinance](#)

16. PUBLIC HEARING AND RESOLUTION

[14-0828](#) Resolution - A Public Hearing and Resolution Approving and Endorsing the 2014 (40th year) Community Development Block Grant Project for Short St. (East Dallas St. to East Kimball St.)

Attachments: [Resolution](#)

[Map](#)

17. NEW BUSINESS

[14-0822](#) Ordinance - First Reading of an Ordinance Amending the Regulations in Chapter 114 of the Mansfield Code of Ordinances, "Gas Well Drilling and Production", Pertaining to Noise, Hours of Operation, Notification, and Other Drilling, Operation, and Production Activities (OA#14-002)

Sponsors: Felix Wong

Attachments: [Ordinance](#)

[14-0824](#) Consideration and Possible Action to Suspend the Procedural Rules of Council and Reschedule the Regular City Council Meeting of March 10, 2014 to March 17, 2014

Attachments: [Procedural rules of Council](#)

18. 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, February 20, 2014 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