



CITY OF MANSFIELD

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

Meeting Agenda City Council

Monday, March 17, 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 Regarding City of Mansfield vs. Martinez Family Limited - Cause No. 2013-007537-1

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

C. **Personnel Matters Pursuant to Section 551.074**

Board Interview; 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**

3. **JOINT WORK SESSION WITH MANSFIELD PARK FACILITIES DEVELOPMENT CORPORATION**

On-Street Bicycle Master Plan

4. **6:50 P.M. – COUNCIL BREAK PRIOR TO REGULAR BUSINESS SESSION**

5. **7:00 PM OR IMMEDIATELY FOLLOWING EXECUTIVE 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. **PRESENTATION**

TML Excellence in Libraries Award

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

Watermark Award for Excellence in Communications from Texas Section of AWWA - Joe Smolinski

Keep Texas Beautiful Awards - Arianne Shipley

Follow up on Grackle Complaints - Police Chief Gary Fowler

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[14-0811](#)

Resolution - A Resolution Approving a Joint Election Agreement Between the City of Mansfield and the Mansfield Independent School District for the May 10, 2014 General Election

Sponsors: Vicki Collins

Attachments: [Resolution](#)

[Exhibit A-Joint Election Agreement](#)

[14-0841](#)

Resolution - A Resolution Authorizing the City of Mansfield, Texas ("City") to Enter into a Lease Agreement with Johnson County Elections Administrator for the Use of AutoMark Voting Equipment to be Used in the May 10, 2014 General Election and Run-Off, If Necessary

Sponsors: Vicki Collins

Attachments: [Resolution](#)

[Lease Agreement](#)

[14-0852](#)

Resolution - Authorization of Additional Funding for an Amount Not to Exceed \$21,900.00 for a Change in Scope to the South Waxahachie Street and Prairie View Drive Paving and Water Line Improvements Project (Street Bond Fund)

Sponsors: Steve Freeman

Attachments: [Resolution](#)

[14-0836](#)

Request for Special Event Permit; Mellow Mushroom Bake Bus

Sponsors: The Applicant

Attachments: [Application](#)

[Approvals and Comments](#)

[14-0837](#)

Request for Special Event Permit; Mansfield Tiki Triathlon

Sponsors: The Applicant

Attachments: [Application](#)

[Approval Comments](#)

[14-0843](#)

Minutes - Approval of the February 24, 2014 Regular City Council Meeting

Sponsors: Vicki Collins

Attachments: [2-24-14 DRAFT Meeting Minutes](#)

END OF CONSENT AGENDA**15. OLD BUSINESS**

[14-0822](#) Ordinance - Second 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: [Map of Drill Sites within 1000ft of protected uses](#)
[Electric Drilling Chesapeake](#)
[ADDE 2009NTCE-01-01Tech Paper](#)
[Comments from gas well operators](#)
[Revised Ordinance](#)

16. PUBLIC HEARING AND FIRST READING

[14-0842](#) Ordinance - Public Hearing and First Reading of an Ordinance Approving a Zoning Change from MF-2, PR, I-1 & 2F to SF-7.5/16, SF-8.4/18, SF-12/22, MF-2 and C-2 on Approximately 555 Acres, Generally Located at the Intersection of South 2nd Avenue and FM Road 917 and East of FM Road 917, West of South Main Street and North of English Trail; Setback Partners (ZC#14-001)

Sponsors: Felix Wong

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

[14-0844](#) Ordinance - Public Hearing and First Reading on an Ordinance Approving a Zoning Change from PR to C-2 on Approximately 10.5 Acres, Generally Located at the Southeast Corner of E Debbie Lane and Matlock Road; Hijo, Ltd. (ZC#14-003)

Sponsors: Felix Wong

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

17. PUBLIC HEARING CONTINUATION AND SECOND READING

[14-0817](#) Ordinance - Public Hearing Continuation and Second 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 Continuation and Second 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: [Revised Ordinance](#)

18. **NEW BUSINESS**

[14-0848](#)

Review and Consideration of a Detailed Site Plan for Lots 1-8 of The Village off Broadway Planned Development located at the southwest corner of E. Broad Street and Cannon Drive South (DS#13-003)

Sponsors: Felix Wong

Attachments: [Council Copy 27 FEB 14](#)

[14-0853](#)

Review and Consideration of a Detailed Site Plan for the Initial Phases of South Pointe on Approximately 139.6 Acres Generally Located South of Mathis Road, West of Hwy 360 and North of the Proposed Lone Star Parkway (DS#14-001)

Sponsors: Felix Wong

Attachments: [2014 03 12 South Pointe Detailed Site Plan City Submission Final](#)

[14-0857](#)

Discussion Regarding Approval of 2013 Hotel/Motel Funding Request by Sunrise Rotary Club

Sponsors: Craig Magnuson

[14-0858](#)

Resolution - A Resolution Approving a Development Agreement with Ruby 07 SPMTGE, LLC Authorizing the Expenditure of Tax Increment Funds for the Construction of Public Improvements Within the Tax Increment Reinvestment Zoned Number One for the Initial Phases of South Pointe on Approximately 139.6 Acres Generally Located South of Mathis Road, West of Hwy. 360 and North of the proposed Lone Star Parkway

Sponsors: Felix Wong

Attachments: [Resolution](#)

[SP Builders Vision](#)

[SP Conceptual Site Design](#)

[SP Financial Terms](#)

[14-0860](#)

Ordinance - First Reading of an Ordinance Amending Regulations of Smoking in Chapter 92, "Health and Sanitation" of the Mansfield Code of Ordinances by Adding Definitions for "Electronic Vaping Device" and

“Liquid Nicotine;” Amending the Definition of “Smoking” to Include Electronic Vaping Devices; Prohibiting Smoking at Seating Area of Outdoor Theater or Amphitheater; Prohibiting the Sale and Distribution of Electronic Vaping Devices and Liquid Nicotine to Minors; and Prohibiting the Possession of Electronic Vaping Devices and Liquid Nicotine by Minors

Sponsors: Felix Wong

Attachments: [Electronic Vaping Devices Research](#)
[Regulations of Smoking Amended](#)
[Ordinance Smoking](#)

19. 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, March 13, 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