



# CITY OF MANSFIELD

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

## Meeting Agenda City Council

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Monday, March 24, 2014

5:00 PM

Council Chambers

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### REGULAR MEETING

1. **5:00 P.M. - CALL MEETING TO ORDER**

2. **WORK SESSION TO BE HELD IN THE MULTI-PURPOSE ROOM**

Utility Department Presentation - Joe Smolinski

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 Pending Litigation - Cause No. 348-270155-14

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 Appointments; 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

Project #13-19 - Hospitality Project Briefing and Update

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. **PRESENTATIONS**

Methodist Health System - Dr. Steve Mansfield, CEO

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

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**

[14-0817](#) Ordinance - Third and Final 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 - Third and Final Reading on an Ordinance Approving Amendment of Section 7100.D of the Zoning Ordinance Pertaining to Regulations on Window Signs (OA#14-001)

**Sponsors:** Felix Wong

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

[14-0822](#) Ordinance - Third and Final 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](#)

[14-0860](#) Ordinance - Second 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 City Parks or Recreational Facilities; 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 Revised](#)

[14-0850](#) Resolution - Authorization of Funding for an Amount not to Exceed \$106,000 and Approval of Contracts to include Bannister Engineering for Design Services for Antler Drive Improvements (MEDC)

**Sponsors:** Scott Welmaker

**Attachments:** [RES Bannister Antler Drive](#)

[Antler Dr](#)

[14-0851](#) Resolution - Authorization of Funding for an Amount not to Exceed \$50,000 and Approval of Contracts to include Charles Crook Consulting for Design Services for the Mitchell Road Improvements (MEDC)

**Sponsors:** Scott Welmaker

**Attachments:** [RES Crook Mitchell Road](#)  
[Mitchell Rd](#)

### **END OF CONSENT AGENDA**

## **15. PUBLIC HEARING AND FIRST READING**

[14-0845](#) Ordinance - Public Hearing and First Reading of an Ordinance Revising the Water Conservation and Drought Contingency Sections of Ordinance 1384 "Water Demand Management / Drought Contingency Plan"

**Sponsors:** Joe Smolinski

**Attachments:** [TCEQ Letter](#)  
[Ordinance 2014 Water Demand Management Plan](#)  
[Addendum A 2014 Water Conservation Plan](#)  
[Addendum B 2014 Drought Contingency Plan](#)

## **16. PUBLIC HEARING CONTINUATION AND SECOND READING**

[14-0842](#) Ordinance - Public Hearing Continuation and Second 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](#)  
[McCaslin Gas Well & Pipeline Easement Locations](#)

[14-0844](#) Ordinance - Public Hearing Continuation and Second 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. NEW BUSINESS**

[14-0864](#) Consideration and Possible Action to Suspend the Procedural Rules of Council and Reschedule the Regular City Council Meeting of April 28, 2014 to April 29, 2014

**Sponsors:** Vicki Collins

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

[14-0866](#) Board Appointment; Mansfield Economic Development Corporation (MEDC)

**Sponsors:** Scott Welmaker

**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, March 20, 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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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:

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