



CITY OF MANSFIELD

1200 E. Broad St.
Mansfield, TX 76063
mansfieldtexas.gov

Meeting Agenda

City Council

Monday, August 10, 2020

9:00 AM

Council Chambers

REGULAR MEETING AMENDED AGENDA

THIS MEETING WILL BE HELD BY VIDEO CONFERENCING. To participate, please register at https://mansfieldtexas.zoom.us/webinar/register/WN_eZR0soFfRkWDXcXpBhI-EA by 5:00 p.m. on Monday, August 10, 2020 or join by telephone at 1-888-788-0099 (Toll Free). If joining by phone, please provide the Webinar ID number and password below:

Webinar ID: 954-8158-0584

Passcode: 1234567

Citizen comments and public hearing comments may also be submitted through the city's website www.mansfieldtexas.gov or by sending an email to susana.marin@mansfieldtexas.gov. All comments must be submitted by 5:00 p.m. Monday, August 10, 2020. Comments received will be read into the record by the Mayor or the City Secretary.

1. 9:00 A.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 Project #19-06

Seek Advice of City Attorney Regarding Legal Issues Related to Insurance Programs and Claims

Seek Advice of City Attorney Regarding an Employment Law Issue

- 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**

City Manager Interviews

- D. Deliberation Regarding Commercial or Financial Information Received From or the Offer of a Financial or Other Incentive Made to a Business Prospect Seeking to Locate, Stay or Expand in or Near the Territory of the City and with which the City is Conducting Economic Development Negotiations Pursuant to Section 551.087**

Economic Development Project #20-05

- 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. WORK SESSION DISCUSSION ITEMS**

Continue Preliminary Budget Discussion

- 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. Due to regulations of the Texas Open Meetings Act, please do not expect a response from the Council as they are not able to do so. THIS WILL BE YOUR ONLY OPPORTUNITY TO SPEAK UNLESS YOU ARE SPEAKING ON A SCHEDULED PUBLIC HEARING ITEM. After the close of the citizen comments portion of the meeting only comments related to public hearings will be heard. All comments are limited to five (5) minutes.

In order to be recognized during the "Citizen Comments" or during a Public Hearing (applicants included), please complete a blue or yellow card located at the Assistant City Secretary's seating place. Please present the card to the Assistant City Secretary prior to the start of the meeting.

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

12. SUB-COMMITTEE REPORTS

Hotel/Motel Occupancy Tax Funds Policy and Allocation Sub-Committee Meeting Update - July 29, 2020 (Julie Short, Chair; Brent Newsom; Casey Lewis)

[20-3672](#) Minutes - Approval of the July 23, 2020 Hotel/Motel Occupancy Tax Funds Policy and Allocation Sub-Committee Meeting Minutes (vote will be only by the members of the sub-committee)

Presenters: Shelly Lanners and Susana Marin

Attachments: [7-23-20 DRAFT HOT Funds Sub-Committee Minutes](#)

[20-3673](#) Minutes - Approval of the July 29, 2020 Hotel/Motel Occupancy Tax Funds Policy and Allocation Sub-Committee Meeting Minutes (vote will be only by the members of the sub-committee)

Presenters: Shelly Lanners and Susana Marin

Attachments: [7-29-20 DRAFT HOT Funds Sub-Committee Minutes](#)

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

[20-3669](#) Resolution - A Resolution Designating Areas as No Fishing Zones and Establishing Hours for Public Fishing at 1164 Matlock Road in Accordance with Chapter 96 of the Code of Ordinances of the City of Mansfield, Texas

Presenters: Shelly Lanners and Matt Young

Attachments: [Resolution](#)

[Exhibit A](#)

[20-3670](#) Resolution - A Resolution Authorizing Funding in an Amount Not to Exceed

\$140,000.00 and Approval of Contract for Design Services with Wier & Associates, to Prepare Heritage Parkway (S. Main St. to Commerce Dr.) Westbound Lane Reconstruction for Public Bidding and Construction (Street Bond Fund)

Presenters: Joe Smolinski and Bart VanAmburgh

Attachments: [Resolution](#)

[Map](#)

[20-3677](#)

Resolution - A Resolution of the City of Mansfield, Texas, Amending Resolution No. RE-3627-20; and Calling for a General and Special Election to be Held on November 3, 2020; Establishing Procedures for the Election; and Providing an Effective Date

Presenters: Shelly Lanners and Susana Marin

Attachments: [Resolution](#)

[Resolution \(Spanish\)](#)

[20-3666](#)

Minutes - Approval of the July 20, 2020 Special City Council Meeting Minutes

Presenters: Shelly Lanners and Susana Marin

Attachments: [7-20-20 DRAFT Meeting Minutes](#)

[20-3667](#)

Minutes - Approval of the July 27, 2020 Regular City Council Meeting Minutes

Presenters: Shelly Lanners and Susana Marin

Attachments: [7-27-20 DRAFT Meeting Minutes](#)

END OF CONSENT AGENDA

15. OLD BUSINESS

[20-3630](#)

Ordinance - Third and Final Reading of an Ordinance of the City of Mansfield, Texas, Calling a Special Election for November 3, 2020 for the Purpose of Amending the City Charter

Presenters: City Council

Attachments: [Ordinance](#)

[Exhibit A](#)

[Exhibit B](#)

[Exhibit C](#)

[20-3651](#)

Ordinance - Second Reading of an Ordinance of the City of Mansfield, Texas Amending Chapter 111 "Peddlers and Solicitors" of the City of Mansfield, Texas, Code of Ordinances by; Amending Permit Time Restrictions; and Removing Bond Requirements

Presenters: Joe Smolinski and Tracy Aaron

Attachments: [Proposed Ordinance](#)

[Previous Ordinance](#)

16. PUBLIC HEARING CONTINUATION AND SECOND READING

[20-3642](#) Ordinance - Public Hearing Continuation and Second Reading of an Ordinance Approving a Zoning Change from SF-7.5/12 Single-Family Residential District to PD, Planned Development District for Single-family Residential Uses on Approximately 0.547 Acres Located at 911 Noah Street and 906 Cope Street; Ben Hartman, owner/developer (ZC#20-007)

Presenters: Joe Smolinski, Matt Jones and Shirley Emerson

Attachments: [Ordinance](#)

[Maps and Supporting Information](#)

[Exhibit A](#)

[Revised Exhibit B](#)

17. NEW BUSINESS

[20-3646](#) Resolution - A Resolution of the City Council of the City of Mansfield, Texas, Nominating Mouser Electronics, Inc. as an Enterprise Zone Project Under the Texas Enterprise Zone Act; and Providing an Effective Date

Presenters: Peter Phillis and Richard Nevins

Attachments: [Resolution](#)

[20-3668](#) Resolution - A Resolution of the City Council of the City of Mansfield, Texas, Nominating Klein Tools, Inc. as an Enterprise Zone Project Under the Texas Enterprise Zone Act; and Providing an Effective Date

Presenters: Richard Nevins and Peter Phillis

Attachments: [Resolution](#)

[20-3674](#) Resolution - A Resolution Adopting a New Updated Mansfield Mosquito Surveillance and Control Policy

Presenters: Joe Smolinski and Bart VanAmburgh

Attachments: [Resolution](#)

[Mosquito Policy 2020](#)

[20-3675](#) Resolution - A Resolution of the City of Mansfield, Texas Amending Section 1.02, "General Rules", Section 1.03, "Meetings", Section 1.05, "Order of Business", Section 1.06, "Consideration of Ordinances, Resolutions and Motions", Section 1.07, "Votes Required", and Section 1.08, "Creation of Committees, Boards and Commissions and Election of Mayor Pro Tem" of the Procedural Rules of Council by Which the City Council of Mansfield Conducts its Meetings

Presenters: City Council

Attachments: [Resolution](#)

[Exhibit A](#)

[20-3679](#)

Discussion and Possible Action for a Potential Interlocal Cooperation Agreement with Mansfield Independent School District (MISD)

Presenters: Joe Smolinski and Bernadette McCranie

Attachments: [DRAFT ILA with MISD](#)

[20-3680](#)

Ordinance - First Reading of an Ordinance Amending Ordinance Chapter 30, "Personnel" of the Code of Mansfield, Texas by Amending the Code of Ethics and Conduct for City Elected Officials and Board and Committee Members

Presenters: Allen Taylor

Attachments: [Proposed Ordinance](#)

[Current Ordinance](#)

[20-3684](#)

Discussion and Possible Action Regarding Options Related to Tattoo Parlor Zoning, Specific Use Permits, and Commercial Leases (Addendum to Agenda)

Presenters: Casey Lewis, David Cook, Mike Leyman and Julie Short

18. **ADJOURN**

CERTIFICATION

THIS IS TO CERTIFY THAT A COPY OF THE NOTICE OF the August 10, 2020 Regular City Council Agenda was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City's website, mansfieldtexas.gov, on Friday, August 7, 2020 prior to 12:00 p.m., in compliance with Chapter 551, Texas Government Code.

Susana Marin, City Secretary

Approved as to form:

City Attorney

DATE OF POSTING: _____ TIME: _____ am/pm

DATE TAKEN DOWN: _____ TIME: _____ am/pm

This facility is ADA compliant. If you plan to attend this public meeting and have a disability that requires special arrangements, please call (817) 473-0211 at least 48 hours in advance. Reasonable accommodation will be made to assist your needs. PLEASE SILENCE ALL PAGERS, CELL PHONES & OTHER ELECTRONIC EQUIPMENT WHILE THE CITY COUNCIL MEETING IS IN SESSION.