



CITY OF MANSFIELD

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

Meeting Agenda City Council

Monday, March 9, 2009

5:30 PM

Council Chambers

REGULAR MEEETING

1. 5:30 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

DFW Midstream License Agreement

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

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

4. 7:00 P.M. – RECONVENE INTO REGULAR BUSINESS SESSION

5. TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE 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

Texas Recreation and Park Society Awards Presentation

Parks and Recreation Promotional Video; Shelly Lanners

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

Skate Park Update; Shelly Lanners

Rockin' 4th of July Update; Shelly Lanners

Environmental Services Spring Calendar; Howard Redfearn

13. OLD BUSINESS

08-1124

Ordinance- First Reading of an Ordinance Adopting the 2006 Edition of the International Fire Code and its Local Amendments

Sponsors: Ed Henderson

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

09-1308

Ordinance - Third and Final Reading of an Ordinance Approving an Amended Specific Use Permit for Gas Well Drilling and Production on Approximately 5.817 Acres,

Generally Located East of Retta Road, Approximately 1,250 Feet North of West Broad Street, on Property at 491 Retta Road; Chesapeake Operating, Inc. (ZC#08-023)

Sponsors: Felix Wong

Attachments: [Maps and Supporting Information](#)
[Ordinance with Exhibits A and B](#)

09-1351

Resolution - A Resolution Adopting Guidelines for the Allocation of Hotel/Motel Occupancy Funds

Sponsors: City Council

Attachments: [Resolution](#)
[Draft Guidelines](#)
[Draft Agreement](#)
[Draft Receipt Form](#)

14. PUBLIC HEARING CONTINUATION AND SECOND READING

09-1350

Ordinance - Public Hearing Continuation and Second Reading of an Ordinance Adopting "Standards of Care" for the Recreation Department's Summer Youth Program

Sponsors: Andy Binz

Attachments: [1995 Senate Bill 212](#)
[Ordinance](#)
[Standards of Care Exhibit A](#)

15. 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

09-1366

Resolution - A Resolution Endorsing Legislative Changes to Enhance the Competitive Electric Market Supported by the Cities Aggregation Power Project, Inc. (CAPP)

Sponsors: Bud Ervin

Attachments: [Resolution](#)
[CAPP Legislative OVERVIEW PAGE](#)

09-1370

Resolution - A Resolution Awarding a Contract for Construction of Sherman Drive for Sanitary Sewer and Pavement Improvements to McClendon Construction Co. for an Amount Not to Exceed \$284,961.95 (Street Bond Fund and Utility Revenue Bonds)

Sponsors: Steve Freeman

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

[09-1371](#) Resolution - A Resolution Authorizing a Contract with Elder Engineering, Inc. for Design Services for an Amount not to Exceed \$17,030.00 and a Contract with Brittain and Crawford for Surveying Services not to Exceed \$18,000.00 for the Ragland Road Extension Street Improvements (Street Bond Fund and Utility Revenue Bonds).

Sponsors: Steve Freeman

Attachments: [Resolution](#)

[09-1367](#) Approval of the February 23, 2009 Regular City Council Meeting Minutes

Sponsors: Vicki Collins

Attachments: [DRAFT 2-23-09 Meeting Minutes](#)

END OF CONSENT AGENDA

16. NEW BUSINESS

[09-1372](#) Board Appointment: Council Subcommittee to the Board of Directors of the Tax Increment Financing Reinvestment Zone Number One, plus the appointment of the Chair of the Board of Directors

Sponsors: Felix Wong

17. REQUESTS TO BE SCHEDULED FOR FUTURE CITY COUNCIL DISCUSSION AND POSSIBLE ACTION

[09-1369](#) Request for Council Support to have Discussion on a Policy Concerning Memorials

Sponsors: Mike Leyman

Attachments: [3-9-09 Council Request Form - Leyman](#)

18. ADJOURN

AGENDA MAP

[09-1368](#) Agenda Map of Detailed Agenda Items

Attachments: [Agenda Map](#)

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 5, 2009 by 5:30 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