



CITY OF MANSFIELD

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

Meeting Agenda City Council

Tuesday, April 28, 2009

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

City Attorney Briefing Regarding ZC#08-023

City Attorney Briefing on Lawsuit Cause No. 06-41026-3 Daniel Jay Massey

Exchange of Property to the Fort Worth Area Habitat for Humanity, Inc.

City Attorney Briefing on Enforcement of Stormwater Protection Ordinance

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

Forest City Development Incentives

3. 6:30 P.M. - CITY COUNCIL AND MANSFIELD PARK FACILITIES DEVELOPMENT CORPORATION PICTURE FOR PARKS GOLD MEDAL AWARD

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

5. 7:00 P.M. – RECONVENE INTO REGULAR BUSINESS SESSION**6. TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION****7. INVOCATION****8. PLEDGE OF ALLEGIANCE****9. TEXAS PLEDGE**

"Honor the Texas Flag; I Pledge Allegiance to Thee, Texas, One State Under God; One and Indivisible"

10. PROCLAMATION

- [09-1424](#) Municipal Clerks Week
Attachments: [Municipal Clerks Week 2009](#)
- [09-1425](#) Motorcycle Safety and Awareness Month
Attachments: [Motorcycle Safety 2009](#)
- [09-1428](#) National Music Week
Attachments: [National Music Week 2009](#)

11. PRESENTATION

Parks and Recreation Department's PARD'ners Volunteer of the Year Award Presentation

12. 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.

13. COUNCIL ANNOUNCEMENTS

14. 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

Status - G.O. Refunding Bond Issuance

15. PUBLIC HEARING AND FIRST READING

09-1420 Ordinance - Public Hearing and First Reading of an Ordinance Approving a Specific Use Permit for Gas Well Drilling and Production on Approximately 12.726 Acres Located at the Mansfield Sports Complex at 920 N. Holland Road; XTO Energy, Inc. (ZC#09-001)

Sponsors: Felix Wong

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

16. PUBLIC HEARING CONTINUATION AND SECOND READING

09-1389 Ordinance - Public Hearing and Second Reading of an Ordinance of the City of Mansfield, Texas Amending the Code of Ordinances Section 51.011 (D) of Title V: Public Works, Chapter 51 Sewer and Water Service, by Changing the Molybdenum (Mo) Local Limit to 0.8 mg/L From 0.2 mg/L, Which Was Previously Established by Ordinance No. 1424

Sponsors: Joe Smolinski

Attachments: [Molybdenum Change Ordinance](#)
[Molybdenum Change Section](#)

17. 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

09-1421 Resolution - A Resolution Authorizing a Contract between Tarrant County Tax Assessor-Collector and the City of Mansfield for the Tax Collection Services for the City of Mansfield

Sponsors: Peter Phillis

Attachments: [Tax Contract](#)
[Tax Letter](#)
[Resolution](#)

09-1426 Resolution - A Resolution Authorizing the City Manager and the Police Department to make Application to the Texas Comptroller's Office for a Tobacco Enforcement and Education Grant

Sponsors: Gary Fowler

Attachments: [Resolution](#)
[2009 Tobacco Compliance Grant](#)

09-1419 Resolution - A Resolution Amending the Bylaws for the Keep Mansfield Beautiful Commission

Sponsors: Steve Freeman

Attachments: [Resolution](#)
[Bylaws 2009](#)

09-1422 Approval of the April 13, 2009 Regular City Council Meeting Minutes

Sponsors: Vicki Collins

Attachments: [DRAFT 4-13-09 Meeting Minutes](#)

END OF CONSENT AGENDA

18. NEW BUSINESS

09-1418 Request for Special Event Permit for the "Mansfield Farmer's Market"

Sponsors: Richard Wright

Attachments: [Farmers Market 2009](#)
[C&C Mini Mart permission letter](#)
[Farmers Market approvals](#)
[Exhibit A Phone call summary](#)

09-1427 Consideration and Possible Action to Suspend the Procedural Rules of Council and Reschedule the Regularly Scheduled City Council Meeting of May 25, 2009 to May 26, 2009

Sponsors: Vicki Collins

19. ADJOURN

AGENDA MAP

[09-1423](#) 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, April 23, 2009 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