



CITY OF MANSFIELD

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

Meeting Agenda City Council

Monday, July 13, 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

Exchange of Property with St. Judes Catholic Church

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 Lawsuit Cause No. 352-230106-08 Valerie Mantos vs. City of Mansfield

B. Discussion Regarding Possible Purchase, Exchange, Lease, or Value of Real Property Pursuant to Section 551.072

Exchange of Property with St. Judes Catholic Church

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

C. Personnel Matters Pursuant to Section 551.074

Board Appointments; Planning & Zoning Commission

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. WORK SESSION (IMMEDIATELY FOLLOWING EXECUTIVE SESSION)

Joint Meeting with Mansfield Park Facilities Development Corporation and Planning and Zoning Commission - Parks Master Plan Update

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. PRESENTATIONS

Presentation to John Woodworth for Exceptional Performance in the Drinking Water Quality Laboratory

Award winner for the Parks and Recreation Month Poster Contest

11. 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.

12. COUNCIL ANNOUNCEMENTS**13. 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

Quarterly Reports - Planning and Zoning Commission, Mansfield Park Facilities Development Corporation, Mansfield Economic Development Corporation, Public Works, Legal

Preliminary Budget Presentation; Clayton W. Chandler, City Manager

14. OLD BUSINESS**09-1471**

Ordinance - Third and Final Reading of an Ordinance Approving a Specific Use Permit for Gas Well Drilling and Production on Approximately 4.64 Acres, Located on Property at 1650 N. Main Street and 1151 W. Debbie Lane; XTO Energy, Inc. (ZC#09-004)

Sponsors: Felix Wong

Attachments: [Maps and Supporting Information](#)
[Ordinance with Exhibits A and B](#)
[Revised Exhibit B](#)
[Dalton Noise Abatement Study](#)
[Revised Exhibit B - 3rd Reading](#)

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**09-1512**

Approval of the June 22, 2009 Regular City Council Meeting Minutes

Sponsors: Vicki Collins

Attachments: [DRAFT 6-22-09 Meeting Minutes](#)

09-1501

Resolution - Resolution to Ratify the Reconsideration of Staff Report 09-1485

Sponsors: Craig Magnuson

Attachments: [ResolutionRatifyingRE 2533 09](#)

09-1517

Resolution - Resolution Authorizing the City Manager and the Police Department to Make Application and Receive Funding from the Criminal Justice Division (CJD) of the Governor's Office as Part of the Recovery Act: Edward Byrne Memorial Justice Assistance Grant (JAG) Program for Mobile/Handheld Radio Purchases, Upgrades/Replacements totaling \$281,950

Sponsors: Gary Fowler

Attachments: [RESOLUTION-Grant-Criminal Justice Division of the Governors Office](#)
[JAG Addendum 1 \(Upgrade-Replacement\)](#)
[JAG Addendum 2 \(Mobile Radio Purchase\)](#)

END OF CONSENT AGENDA

16. NEW BUSINESS

09-1513 Approval of the June 23, 2009 Emergency City Council Meeting Minutes

Sponsors: Vicki Collins

Attachments: [DRAFT 06-23-09 Minutes](#)

09-1516 Ordinance - First Reading of An Ordinance Authorizing the City Manager to Execute a Contract of Sale to the Fort Worth Area Habitat for Humanity, Inc. to Construct New Affordable Single Family Housing

Sponsors: Chris Burkett

Attachments: [Habitat 2](#)
[Habitat Contract of Sale](#)
[Hammon Terrace Revised8x11](#)

17. ADJOURN

AGENDA MAP

09-1514 Agenda Map of Detailed Agenda Items

Attachments: [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, July 09, 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