

City of Mansfield
MINUTES OF REGULAR PUBLIC MEETING
January 28, 2013

The Board of Aldermen met in regular session on **Monday, January 28th**, in Mansfield City Hall, located at 705 Polk Street. Mayor McCoy called the meeting to order at **4:30 p.m.**, after which an **Invocation** was offered by **Alderman Troy N. Terrell**. The Pledge of Allegiance was led by **Alderman Cynthia T. Cruse**. The oral roll call was suspended; however, the following officials were recorded as **Present**: Hon. Curtis W. McCoy, G. B. Hall III –District **A**, Troy N. Terrell –District **B**, Joseph Hall, Jr. –District **D** and Cynthia T. Cruse –District **E**. **Absent**: Mitchell L. Lewis –District **C**. **Other City Personnel Present**: James “Jim” Ruffin (Public Works Director), Gwendolyn Jones (Deputy Clerk), and Brian Phillips (Court Clerk), **Others Present**: A. J. Williams, Jr. (Mansfield Planning and Zoning Commission), Sherry Brumley, Joyce Middleton, and Fred Binning. **Press Present**: None.

It was MOTIONED by **JOSEPH HALL, JR.** and SECONDED by **G. B. HALL III** to approve the minutes of the **January 14, 2013 regular** City Council meeting and to dispense with the reading. Motion Passed Unanimously.

The City Clerk next opened the floor to hear public comments from those in attendance to any item outlined on the meeting agenda. No comments were offered at this period. The **Public Comments Period** was then closed.

Old Business: None.

New Business:

Item A: It was MOTIONED by **G. B. HALL III** and SECONDED by **TROY N. TERRELL** to approve **Change Order No. 1** as submitted by **Regional Construction, L.L.C.** for the Gibbs Street Drainage Improvements project at Old Jefferson Highway. This Change Order was necessary to revise the unit price of Item No. 19 on the Bid Form from \$210.00/L.F. to \$260.00/L.P. (for a reinforced concrete box culvert). Therefore, this was an additive Change Order in the amount of \$7,672.20 adjusting the original contract price of \$59,216.50 to **\$66,888.70**. Further, the time provided for completion of the contract is increased by fourteen (14) calendar days. Motion Passed Unanimously.

Item B: It was MOTIONED by **JOSEPH HALL, JR.** and SECONDED by **TROY N. TERRELL** to approve the recommendation of the Mansfield Planning & Zoning Commission granting the request of the principals of **CSJ Enterprises, Inc.**, and represented at this meeting by **Mrs. Sherry Brumley**, to change zoning for property located at **1070 Washington Avenue** from an R-1 District (Single-Family Residence District) to a B-3 District (Community and Central Business District). The property bears a legal description of: LOTS 218 THRU 228 KINGS HWY HEIGHTS 2ND ADD. MFLD, LESS LOTS 225 & 226 & BEG AT SW COR OF LOT 227 RUN N 40 FT, E 67.6 FT, S 40 FT, W 67.6 FT TO BEG. (87-442) BEG ON CANE ST SE COR OF LOT 220 KINGS HWY RUN N 310 FT, E 154 FT, S 162 FT TO A PT 75 FT NW

OF KINGS HWY, TH S 45 DEG W 121 FT, TH SE 41 FT TO CANE ST, TH W TO BEG. (141-157) LOTS 215 & 231 & PARTS OF LOTS 214, 216, 232, & 230 KINGS HWY HEIGHTS SUBD. Mrs. Brumley rose to state that the petition to rezone the property to commercial was for investment reasons. She further remarked that preliminary plans are to construct some type of office complex at this municipal address and rent out the office space. However, no specific use for the parcel has been decided. Motion Passed Unanimously.

Item C: At this time, a discussion ensued regarding a petition received and addressed to the Mayor and Board of Aldermen from a Mr. **Eric Greg Binning** and Mr. and Mrs. **D. F. Middleton** to consider the closure and abandonment of a dedicated, but undeveloped street located within the city limits of Mansfield. Specifically, the petitioners are the owners of property abutting an undeveloped street located between Lots 5 and 6 of Willow Glen Subdivision, Unit 6. The petitioners aver that the street as described above is not needed by the public and therefore, humbly request that the City vacates and abandons said street. Present at this meeting was Mrs. Joyce Middleton (owner of Lot 5) and Mr. Fred Binning (father of Greg Binning-owner of Lot 6). The City's public works director (Jim Ruffin) stated that closure of this street should in no way impede the City's accessibility to underground infrastructure in that area. Taking this information into consideration and under advisement, Mayor McCoy and the Council decided to proceed with the next step in the abandonment process by authorizing the advertisement of a public hearing on the closure of this proposed street. It was MOTIONED by **G. B. HALL III** and SECONDED by **JOSEPH HALL, JR.** to authorize advertisement of a public hearing on the abandonment and closure of a proposed street located between Lots 5 and 6 of Willow Glen Subdivision, Unit 6. Motion Passed Unanimously.

Item D: It was MOTIONED by **CYNTHIA T. CRUSE** and SECONDED by **G. B. HALL III** to authorize the Mayor to enter into and execute a **Cooperative Endeavor Agreement** between the City of Mansfield and The Friends of the Mansfield Female College Museum, Inc. Namely, the agreement seeks to authorize a donation by the City to this organization of **\$1,000.00** to help underwrite the cost of a Mardi Gras event scheduled for Friday, February 1st at the Clista A. Calhoun Center. This expenditure was approved at the council's January 14th regular meeting, but the agreement officially authorizes the donation. Motion Passed Unanimously.

Item E: No other new business discussed.

During the **Comments Period** for the Mayor and Council Members, Mayor McCoy stated that drainage improvement work continues on Gibbs Street and Bernard Street. However, where Gibbs Street intersects with Jacobs Street, the improvements should be completed by early February.

With no further business to discuss, the meeting adjourned at **4:40 p.m.**, by MOTION from **JOSEPH HALL, JR.** and was SECONDED by **TERRELL N. TERRELL.** Motion Passed Unanimously.

Curtis W. McCoy, *Mayor*
Marvin R. Jackson, *Clerk*